

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-FOURTH GENERAL ASSEMBLY**

**100TH LEGISLATIVE DAY**

**REGULAR & PERFUNCTORY SESSION**

**TUESDAY, FEBRUARY 28, 2006**

**2:14 O'CLOCK P.M.**

**HOUSE OF REPRESENTATIVES  
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100th Legislative Day**

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[February 28, 2006]

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The House met pursuant to adjournment.

Representative Hannig in the chair.

Prayer by Apostle William McCoy with the Am I My Brother's Keeper Outreach Center in Chicago, IL.

Representative Jefferson led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:

113 present. (ROLL CALL 1)

By unanimous consent, Representatives Acevedo, Giles, Jerry Mitchell and Patterson were excused from attendance.

### LETTER OF TRANSMITTAL

February 28, 2006

Mark Mahoney  
Chief Clerk of the House  
402 State House  
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to March 3, 2006, for the following House Bills:

**House Bills: 1620, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1814, 1815, 1816, 1917, 2104, 2113, 2199, 2316, 2734, 3127, 3905, 4527, 4729, 4973, 5283, 5387.**

If you have any questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

### TEMPORARY COMMITTEE ASSIGNMENTS

Representative Beaubien replaced Representative Black in the Committee on Rules on February 28, 2006.

Representative Berrios replaced Representative Hamos in the Committee on Judiciary I - Civil Law on February 28, 2006.

Representative Munson replaced Representative Sacia in the Committee on Judiciary I - Civil Law on February 28, 2006.

Representative Kelly replaced Representative Patterson in the Committee on Computer Technology on February 28, 2006.

Representative Beaubien replaced Representative Kosel in the Committee on Registration and Regulation on February 28, 2006.

Representative Lindner replaced Representative Munson in the Committee on Registration and Regulation on February 28, 2006.

Representative Rose replaced Representative Eddy in the Committee on Higher Education on February 28, 2006.

Representative Myers replaced Representative Poe in the Committee on Higher Education on February 28, 2006.

### **REPORTS FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bills be reported "approved for consideration" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 1620, 1917, 2734 and 3127.

That the Floor Amendment be reported "recommends be adopted":

Amendment No. 2 to HOUSE BILL 4314.  
 Amendment No. 2 to HOUSE BILL 4406.  
 Amendment No. 1 to HOUSE BILL 4463.  
 Amendment No. 3 to HOUSE BILL 4546.  
 Amendment No. 1 to HOUSE BILL 4657.  
 Amendment No. 1 to HOUSE BILL 4666.  
 Amendment No. 1 to HOUSE BILL 4726.  
 Amendment No. 2 to HOUSE BILL 4739.  
 Amendment No. 1 to HOUSE BILL 4740.  
 Amendment No. 3 to HOUSE BILL 5256.  
 Amendment No. 2 to HOUSE BILL 5382.  
 Amendment No. 2 to HOUSE BILL 5578.

#### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Computer Technology: HOUSE AMENDMENT No. 3 to HOUSE BILL 5244.  
 Elementary & Secondary Education: HOUSE AMENDMENT No. 1 to HOUSE BILL 5416.  
 Executive: HOUSE AMENDMENT No. 9 to HOUSE BILL 2414.  
 Higher Education: HOUSE AMENDMENT No. 1 to HOUSE BILL 5429; HOUSE AMENDMENT No. 1 to HOUSE BILL 5438.  
 Human Services: HOUSE BILL 5387.  
 Judiciary I - Civil Law: HOUSE AMENDMENT No. 2 to HOUSE BILL 5259.  
 Personnel and Pensions: HOUSE BILL 4973.  
 Registration and Regulation: HOUSE AMENDMENT No. 2 to HOUSE BILL 4523.  
 Revenue: HOUSE BILL 5283.  
 State Government Administration: HOUSE BILLS 4572 and 4729.  
 Transportation and Motor Vehicles: HOUSE AMENDMENT No. 2 to HOUSE BILL 4948.

The committee roll call vote on the foregoing Legislative Measures is as follows:

5, Yeas; 0, Nays; 0, Answering Present.

Y Currie, Barbara(D), Chairperson  
 Y Hannig, Gary(D)  
 Y Turner, Arthur(D)

Y Beaubien(R) (replacing Black)  
 Y Hassert, Brent(R)

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on February 28, 2006, (A) reported the same back with the following recommendations:

**LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bills be reported “approved for consideration” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1814, 1815, 1816, 2104, 2113, 2199, 2316 and 3905.

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

- Executive: HOUSE AMENDMENTS Numbered 2,3,4 and 5 to HOUSE BILL 1917.
- Human Services: HOUSE AMENDMENT No. 2 to HOUSE BILL 4544.
- Judiciary II - Criminal Law: HOUSE AMENDMENT No. 1 to HOUSE BILL 3127.
- State Government Administration: HOUSE AMENDMENT No. 1 to HOUSE BILL 2734.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
3, Yeas; 2, Nays; 0, Answering Present.

- |                                  |   |
|----------------------------------|---|
| Y Currie,Barbara(D), Chairperson | N Black,William(R), Republican Spokesperson |
| Y Hannig,Gary(D)                 | N Hassert,Brent(R)                          |
| Y Turner,Arthur(D)               |   |

**REPORTS FROM STANDING COMMITTEES**

Representative Flowers, Chairperson, from the Committee on Health Care Availability and Access to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the resolution be reported ”recommends be adopted” and be placed on the House Calendar: HOUSE RESOLUTION 896 and 897.

The committee roll call vote on House Resolutions 896 and 897 is as follows:  
8, Yeas; 0, Nays; 0, Answering Present.

- |                                  |  |
|----------------------------------|--|
| Y Flowers,Mary(D), Chairperson   | A Osmond,JoAnn(R), Republican Spokesperson |
| Y Chavez,Michelle(D)             | Y Dugan,Lisa(D)                            |
| A Golar,Esther(D)                | Y Howard,Constance(D)                      |
| Y Krause,Carolyn(R)              | Y Mathias,Sidney(R)                        |
| Y May,Karen(D), Vice-Chairperson | A Mulligan,Rosemary(R)                     |
| Y Sommer,Keith(R)                |  |

Representative Fritchey, Chairperson, from the Committee on Judiciary I - Civil Law to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 5377.

That the Floor Amendment be reported “recommends be adopted”:  
Amendment No. 2 to HOUSE BILL 5259.

The committee roll call vote on House Bill 5377 and Amendment No. 2 to HOUSE BILL 5259 is as follows:

13, Yeas; 0, Nays; 0, Answering Present.

- |                                 |                                     |
|---------------------------------|-------------------------------------|
| Y Fritchey,John(D), Chairperson | Y Bradley,John(D), Vice-Chairperson |
| Y Brosnahan,James(D)            | Y Gordon,Careen(D)                  |

Y Berrios(D) (replacing Hamos)	A Hoffman,Jay(D)
Y Hultgren,Randall(R), Republican Spokesperson	Y Lang,Lou(D)
Y Mathias,Sidney(R)	Y Nekritz,Elaine(D)
Y Osmond,JoAnn(R)	Y Rose,Chapin(R)
Y Munson(R) (replacing Sacia)	Y Wait,Ronald(R)

Representative Richard Bradley, Chairperson, from the Committee on Personnel and Pensions to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4973.

The committee roll call vote on House Bill 4973 is as follows:

4, Yeas; 0, Nays; 0, Answering Present.

Y Bradley,Richard(D), Chairperson	Y Brauer,Rich(R)
A Burke,Daniel(D)	Y Colvin,Marlow(D), Vice-Chairperson
Y Poe,Raymond(R), Republican Spokesperson	

Representative Granberg, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE JOINT RESOLUTION 84.

The committee roll call vote on House Joint Resolution 84 is as follows:

14, Yeas; 0, Nays; 0, Answering Present.

Y Granberg,Kurt(D), Chairperson	Y Phelps,Brandon(D), Vice-Chairperson
Y Moffitt,Donald(R), Republican Spokesperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Dugan,Lisa(D)
Y Flider,Robert(D)	Y McGuire,Jack(D)
Y Myers,Richard(R)	Y Pritchard,Robert(R)
Y Reis,David(R)	Y Reitz,Dan(D)
Y Sacia,Jim(R)	A Sommer,Keith(R)
Y Verschoore,Patrick(D)	

Representative Howard, Chairperson, from the Committee on Computer Technology to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":

Amendment No. 3 to HOUSE BILL 5244.

The committee roll call vote on Amendment No. 3 to House Bill 5244 is as follows:

5, Yeas; 0, Nays; 0, Answering Present.

Y Howard,Constance(D), Chairperson	A Hannig,Gary(D), Vice-Chairperson
A Munson,Ruth(R), Republican Spokesperson	Y Kelly(D) (replacing Patterson)
Y Pritchard,Robert(R)	Y Ramey,Harry(R)
Y Yarbrough,Karen(D)	

Representative Saviano, Chairperson, from the Committee on Registration and Regulation to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":

Amendment No. 2 to HOUSE BILL 4523.

The committee roll call vote on Amendment No. 2 to House Bill 4523 is as follows:  
16, Yeas; 0, Nays; 0, Answering Present.

Y Saviano, Angelo(R), Chairperson	A Acevedo, Edward(D)
Y Bellock, Patricia(R)	A Bradley, Richard(D)
A Brauer, Rich(R)	Y Burke, Daniel(D)
Y Coulson, Elizabeth(R), Republican Spokesperson	A Davis, Monique(D)
A Delgado, William(D)	A Fritchey, John(D), Vice-Chairperson
Y Froehlich, Paul(R)	Y Granberg, Kurt(D)
Y Holbrook, Thomas(D)	Y Joyce, Kevin(D)
Y Beaubien(R) (replacing Kosel)	Y Mautino, Frank(D)
Y McAuliffe, Michael(R)	Y Mendoza, Susana(D)
A Miller, David(D)	Y Mulligan, Rosemary(R)
Y Lindner(R) (replacing Munson)	Y Phelps, Brandon(D)
A Pritchard, Robert(R)	A Reis, David(R)
Y Reitz, Dan(D)	A Sullivan, Ed(R)

Representative McCarthy, Chairperson, from the Committee on Higher Education to which the following were referred, action taken on February 28, 2006, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to HOUSE BILL 5429.

The committee roll call vote on Amendment No. 1 to House Bill 5429 is as follows:  
9, Yeas; 0, Nays; 0, Answering Present.

Y McCarthy, Kevin(D), Chairperson	Y Beiser, Daniel(D)
Y Black, William(R)	Y Bost, Mike(R), Republican Spokesperson
A Brady, Dan(R)	A Brosnahan, James(D)
A Chavez, Michelle(D)	Y Rose(R) (replacing Eddy)
A Howard, Constance(D)	Y Jakobsson, Naomi(D), Vice-Chairperson
Y Miller, David(D)	Y Myers(R) (replacing Poe)
Y Pritchard, Robert(R)	

#### **FISCAL NOTES SUPPLIED**

Fiscal Notes have been supplied for HOUSE BILL 4339, as amended, and 5244, as amended.

#### **STATE MANDATES FISCAL NOTE SUPPLIED**

A State Mandates Fiscal Note has been supplied for HOUSE BILL 4339, as amended.

#### **REQUEST FOR FISCAL NOTE**

Representative Black requested that a Fiscal Note be supplied for HOUSE BILL 4406, as amended.

#### **REQUEST FOR STATE MANDATES FISCAL NOTE**

Representative Black requested that a State Mandates Fiscal Note be supplied for HOUSE BILL 4406, as amended.

**MESSAGES FROM THE SENATE**

A message from the Senate by  
Ms. Hawker, Secretary:  
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 2130  
A bill for AN ACT concerning vehicles.

SENATE BILL NO. 2162  
A bill for AN ACT concerning families.

SENATE BILL NO. 2170  
A bill for AN ACT concerning business.

SENATE BILL NO. 2191  
A bill for AN ACT concerning education.

SENATE BILL NO. 2351  
A bill for AN ACT concerning education.

SENATE BILL NO. 2391  
A bill for AN ACT concerning criminal law.

SENATE BILL NO. 2397  
A bill for AN ACT concerning elections.

SENATE BILL NO. 2445  
A bill for AN ACT concerning liquor.

SENATE BILL NO. 2495  
A bill for AN ACT concerning regulation.

SENATE BILL NO. 2513  
A bill for AN ACT concerning revenue.

SENATE BILL NO. 2570  
A bill for AN ACT concerning condominium property.

SENATE BILL NO. 2578  
A bill for AN ACT concerning regulation.

SENATE BILL NO. 2664  
A bill for AN ACT concerning local government.

SENATE BILL NO. 2680  
A bill for AN ACT concerning law enforcement.

SENATE BILL NO. 2709  
A bill for AN ACT concerning revenue.

SENATE BILL NO. 2713  
A bill for AN ACT concerning local government.

SENATE BILL NO. 2782  
A bill for AN ACT concerning health.

SENATE BILL NO. 2784  
A bill for AN ACT concerning schools.

SENATE BILL NO. 2847  
A bill for AN ACT concerning government.

SENATE BILL NO. 2865  
A bill for AN ACT concerning transportation.

SENATE BILL NO. 2870  
A bill for AN ACT concerning State government.

SENATE BILL NO. 2885  
A bill for AN ACT concerning business incentives.

SENATE BILL NO. 2898  
A bill for AN ACT concerning schools.

SENATE BILL NO. 2954  
A bill for AN ACT in relation to criminal law.

SENATE BILL NO. 3088

A bill for AN ACT in relation to revenue.  
Passed by the Senate, February 27, 2006.

Linda Hawker, Secretary of the Senate

The foregoing SENATE BILLS 2130, 2162, 2170, 2191, 2351, 2391, 2397, 2445, 2495, 2513, 2570, 2578, 2664, 2680, 2709, 2713, 2782, 2784, 2847, 2865, 2870, 2885, 2898, 2954 and 3088 were ordered reproduced and placed on the order of Senate Bills - First Reading.

A message from the Senate by  
Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 2236  
A bill for AN ACT concerning renewable fuels.  
SENATE BILL NO. 2254  
A bill for AN ACT concerning State government.  
SENATE BILL NO. 2333  
A bill for AN ACT concerning safety.  
SENATE BILL NO. 2400  
A bill for AN ACT concerning health.  
SENATE BILL NO. 2456  
A bill for AN ACT concerning transportation.  
SENATE BILL NO. 2477  
A bill for AN ACT concerning education.  
SENATE BILL NO. 2555  
A bill for AN ACT concerning local government.  
SENATE BILL NO. 2748  
A bill for AN ACT concerning local government.  
SENATE BILL NO. 2778  
A bill for AN ACT concerning higher education.  
SENATE BILL NO. 2971  
A bill for AN ACT concerning criminal law.  
SENATE BILL NO. 3036  
A bill for AN ACT concerning business.  
Passed by the Senate, February 28, 2006.

Linda Hawker, Secretary of the Senate

The foregoing SENATE BILLS 2236, 2254, 2333, 2400, 2456, 2477, 2555, 2748, 2778, 2971 and 3036 were ordered reproduced and placed on the order of Senate Bills - First Reading.

#### **CHANGE OF SPONSORSHIPS**

With the consent of the affected members, Representative Cross was removed as principal sponsor, and Representative Tenhouse became the new principal sponsor of HOUSE BILL 5506.

With the consent of the affected members, Representative Madigan was removed as principal sponsor, and Representative Molaro became the new principal sponsor of HOUSE BILL 1917.

With the consent of the affected members, Representative Washington was removed as principal sponsor, and Representative Ryg became the new principal sponsor of HOUSE BILL 4745.



### **AGREED RESOLUTIONS**

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

#### HOUSE RESOLUTION 965

Offered by Representative Myers:  
 Congratulates Lorraine Epperson on the occasion of her retirement from the Western Illinois University Board of Trustees.

#### HOUSE RESOLUTION 968

Offered by Representative John Bradley:  
 Congratulates Galen R. Thomas of Creal Springs on being the recipient of the Illinois Association of School Social Workers' Lifetime Achievement Award.

#### HOUSE RESOLUTION 969

Offered by Representative Lang:  
 Congratulates Arielle Sofia Davis of Taylorville on the occasion of her Bat Mitzvah.

#### HOUSE RESOLUTION 970

Offered by Representative Flider:  
 Congratulates Dr. Kenneth C. Hendriksen on the occasion of his retirement after 33 years in education.

#### HOUSE RESOLUTION 971

Offered by Representative Flider:  
 Recognizes the Rolling Prairie Library System on the occasion of its 40th anniversary.

### **HOUSE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Boland, HOUSE BILL 4079 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 113, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 2)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

### **RECALLS**

At the request of the principal sponsor, Representative Boland, HOUSE BILL 4238 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

At the request of the principal sponsor, Representative Brauer, HOUSE BILL 4370 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

### **HOUSE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Franks, HOUSE BILL 4649 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 113, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 3)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

### **HOUSE BILL ON SECOND READING**

HOUSE BILL 4370. Having been recalled earlier today, and held on the order of Second Reading, the same was again taken up and advanced to the order of Third Reading.

### **HOUSE BILLS ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Brauer, HOUSE BILL 4370 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 113, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 4)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

### **RECALLS**

At the request of the principal sponsor, Representative Scully, HOUSE BILL 4977 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

At the request of the principal sponsor, Representative Brauer, HOUSE BILL 5245 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

### **HOUSE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Sommer, HOUSE BILL 5340 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 5)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

### DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 2:57 o'clock p.m.

### HOUSE BILLS ON SECOND READING

HOUSE BILL 4314. Having been recalled on February 22, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Tryon offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 4314, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 6, by replacing lines 28 through 31 with the following: "the vehicle.".

The foregoing motion prevailed and Amendment No. 2 was adopted.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 4406. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Higher Education, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 4406 as follows:  
 on page 1, lines 7 through 9, by replacing "For his or her first year of full-time attendance at an institution of higher learning, a" with "A"; and  
 on page 1, line 9, by replacing "\$1,000 grant" with "renewable \$1,000 grant for each year he or she is enrolled full-time at an institution of higher learning"; and  
 on page 1, line 11, after "if", by inserting ", at the time of initial application for the grant,"; and  
 on page 1, line 16, by replacing "3.0" with "2.7"; and  
 on page 1, line 22, after the period, by inserting the following:  
"The Commission may adopt any rules necessary to carry out its responsibilities under this Section."

Representative Jones offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 4406 as follows:  
 on page 1, line 9, by replacing "entitled to" with "eligible for"; and  
 on page 1, line 19, by replacing "appropriate" with "comparable"; and  
 on page 1, immediately below line 20, by inserting the following:  
"As a condition of grant renewal, the person must provide the Commission with a recommendation for the grant by an academic counselor, advisor, or instructor at the institution of higher learning."

The foregoing motion prevailed and Amendment No. 2 was adopted.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was held on the order of Second Reading.

HOUSE BILL 4451. Having been recalled on February 16, 2006, and held on the order of Second Reading, the same was again taken up and advanced to the order of Third Reading.

Having been reproduced, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 4457.

HOUSE BILL 4463. Having been reproduced, was taken up and read by title a second time. Representative Meyer offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Bill 4463 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Section 20-109 as follows:

(40 ILCS 5/20-109) (from Ch. 108 1/2, par. 20-109)

Sec. 20-109. "Pension credit": Credit or equities acquired by an employee in the form of contributions, earnings or service as defined under the law governing each of the systems in which he has credits or equities, except credits and equities (1) of less than one year in any one system, except that this one-year limitation shall not apply to (A) employees who transfer or are transferred, as a class, from one participating system to another or who are persons to whom Section 14-108.2a or 14-108.2b applies or (B) persons who move from participation with a school district as a teacher aide under Article 7 to participation under Article 16; or (2) which have previously been forfeited by acceptance of a refund or which have been applied towards a retirement annuity and have not been reestablished in accordance with the law governing the system from which the refund or retirement annuity had been received. If a retirement system provides no refund of contributions, the pension credit in the case of any employee who has participated in that system shall be considered effective for the purposes of this Article.

(Source: P.A. 88-535; 89-246, eff. 8-4-95.)

Section 90. The State Mandates Act is amended by adding Section 8.30 as follows:

(30 ILCS 805/8.30 new)

Sec. 8.30. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 94th General Assembly.

Section 99. Effective date. This Act takes effect upon becoming law."

The foregoing motion prevailed and Amendment No. 1 was adopted.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 4546. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Local Government, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 4546 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by adding Sections 10-1-15.1 and 10-2.1-31 as follows:

(65 ILCS 5/10-1-15.1 new)

Sec. 10-1-15.1. Police officers, firefighters, and paramedics; children of employees killed in the line of duty. Any son or daughter of a firefighter, paramedic, or police officer killed in the line of duty who passes all requirements for the position is guaranteed to be hired from his or her current eligibility list. A home rule unit may not regulate the hiring of firefighters, paramedics, or police officers in a manner that is inconsistent with this Section. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

(65 ILCS 5/10-2.1-31 new)

Sec. 10-2.1-31. Police officers, firefighters, and paramedics; children of employees killed in the line of duty. Any son or daughter of a firefighter, paramedic, or police officer killed in the line of duty who passes all requirements for the position is guaranteed to be hired from his or her current eligibility list. A home rule unit may not regulate the hiring of firefighters, paramedics, or police officers in a manner that is inconsistent with this Section. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

Section 90. The State Mandates Act is amended by adding Section 8.30 as follows:  
(30 ILCS 805/8.30 new)

Sec. 8.30. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 94th General Assembly."

Floor Amendment No. 2 remained in the Committee on Rules.

Representative McAuliffe offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend House Bill 4546, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by adding Section 10-1-15.1 as follows:  
(65 ILCS 5/10-1-15.1 new)

Sec. 10-1-15.1. Police officers, firefighters, and paramedics; children of employees killed in the line of duty. Any son or daughter of a firefighter, paramedic, or police officer killed in the line of duty whose name appears on an eligibility list for a position as a firefighter, paramedic, or police officer in a municipality with a population of 1,000,000 or more and who passes all requirements for the position is guaranteed to be hired from that eligibility list. A municipality with a population of 1,000,000 or more may not regulate the hiring of firefighters, paramedics, or police officers in a manner that is inconsistent with this Section. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

Section 90. The State Mandates Act is amended by adding Section 8.30 as follows:  
(30 ILCS 805/8.30 new)

Sec. 8.30. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 94th General Assembly."

The foregoing motion prevailed and Amendment No. 3 was adopted.

There being no further amendments, the foregoing Amendments numbered 1 and 3 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 5256. Having been recalled on February 23, 2006, and held on the order of Second Reading, the same was again taken up.

Floor Amendment No. 2 remained in the Committee on Rules.

Representative Soto offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend House Bill 5256, AS AMENDED, with reference to page and line numbers of House Amendment No. 1 on page 1, line 4, by inserting after the comma the following:

"an employee of a cable television company,"; and

on page 1, line 6, by inserting after "a" the following:

"cable television company,"; and

on page 1, line 18, by inserting after the comma the following:

"an employee of a cable television company,"; and

on page 1, line 20, by inserting after "a" the following:

"cable television company,".

The foregoing motion prevailed and Amendment No. 3 was adopted.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 5295. Having been recalled on February 21, 2006, and held on the order of Second Reading, the same was again taken up and advanced to the order of Third Reading.

HOUSE BILL 5382. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Developmental Disabilities and Mental Illness, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 5382 as follows:  
on page 1, line 6, by replacing "27 and 28" with "22, 27, and 28"; and  
on page 1, line 14, before the period, by inserting "and to develop a more comprehensive system of community supports and services that will enable persons with disabilities to transition to the most appropriate integrated setting possible in accordance with their needs, preferences and capacity to be served in that setting. Furthermore, the intent of this Act is to provide a framework for steps to be undertaken by the State of Illinois that will ensure successful implementation of the Olmstead decision. The "Initial Technical Assistance Recommendations Regarding Developing Comprehensive, Effectively Working Plans" issued to states on January 15, 2000 by the United States Department of Health and Human Services shall be considered as one of the key documents to guide the planning and implementation required by this Act"; and

on page 14, immediately after line 1, by inserting the following:

"(20 ILCS 2407/22 new)

Sec. 22. Readiness assessment. By January 1, 2007, the Department of Human Services, the Department of Healthcare and Family Services, and the Department on Aging shall cooperatively arrange for the implementation of assessments of the readiness of individuals with disabilities to effect appropriate and medically necessary transitions to the most integrated setting possible, taking into consideration the individual's needs, preferences, and capacity to be served in that setting. The Departments shall also conduct an assessment of the readiness of the State to effect any transitions that individuals may prefer and require, taking into consideration the availability of resources to accomplish the placements. The assessment of the State's readiness shall include all relevant information available that will determine the scope and nature of the supports and services that may be necessary to effect these transitions. The assessment of the State's capacity shall include: (i) a determination regarding the requisite skills, competencies, and qualifications necessary to support persons with disabilities in their communities; (ii) a determination regarding the sufficiency of qualified agency and individual providers to meet the needs of the people with disabilities in their communities; and (iii) a determination of the capacity of the community service system to provide the necessary support and services effectively and efficiently consistent with the service plans of the individuals with disabilities in their communities. The assessment of the State's capacity shall also determine the extent to which the payers of care cover the cost of the supports and services that are to be provided, and any adjustments to the rates of payment that may be necessary to ensure the availability and delivery of those supports and services."

Representative Daniels offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 5382 on page 1, by replacing lines 21 and 22 with the following:

"setting to another type of residential setting without his or her voluntary informed consent and the voluntary informed consent of his or her guardian (if one exists)."; and

on page 13, line 28, after the period, by inserting "After the submission of each annual report, a public hearing before the appropriate committee of the Illinois General Assembly shall be held to receive public comment and further discussion of the Disability Services Plan."

The foregoing motion prevailed and Amendment No. 2 was adopted.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 5578. Having been reproduced, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative May offered and withdrew Amendment No. 2.

There being no further amendments, the bill was advanced to the order of Third Reading.

#### **SUSPEND POSTING REQUIREMENTS**

Representative Currie moved to suspend the posting requirements in Rule 25 in relation to HOUSE BILLS 4572, 4729, 4763, 4973, 5283, 5368 and 5387.

The motion prevailed.

#### **RECALL**

At the request of the principal sponsor, Representative McKeon, HOUSE BILL 5002 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

#### **ACTION ON MOTIONS**

Representative Pritchard asked and obtained unanimous consent to table HOUSE BILL 4322.

Pursuant to the motion submitted previously, Representative Myers moved to table HOUSE BILL 5368.

The motion prevailed.

#### **AGREED RESOLUTIONS**

HOUSE RESOLUTIONS 965, 968, 969, 970 and 971 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

#### **RECALL**

At the request of the principal sponsor, Representative Monique Davis, HOUSE BILL 4544 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

#### **ACTION ON MOTIONS**

Representative Chapa LaVia asked and obtained unanimous consent to table HOUSE RESOLUTION 830.

At the hour of 3:26 o'clock p.m., Representative Currie moved that the House do now adjourn until Wednesday, March 1, 2006, at 11:00 o'clock a.m., allowing perfunctory time for the Clerk.

The motion prevailed.

And the House stood adjourned.

STATE OF ILLINOIS  
NINETY-FOURTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
QUORUM ROLL CALL FOR ATTENDANCE

February 28, 2006

0 YEAS

0 NAYS

113 PRESENT

E Acevedo	P Dugan	P Krause	P Pritchard
P Bassi	P Dunkin	P Lang	P Ramey
P Beaubien	P Dunn	P Leitch	P Reis
P Beiser	P Durkin	P Lindner	P Reitz
P Bellock	P Eddy	P Lyons, Joseph	P Rita
P Berrios	P Feigenholtz	P Mathias	P Rose
P Biggins	P Flider	P Mautino	P Ryg
P Black	P Flowers	P May	P Sacia
P Boland	P Franks	P McAuliffe	P Saviano
P Bost	P Fritchey	P McCarthy	P Schmitz
P Bradley, John	P Froehlich	P McGuire	P Schock
P Bradley, Richard	E Giles	P McKeon	P Scully
P Brady	P Golar	P Mendoza	P Smith
P Brauer	P Gordon	P Meyer	P Sommer
P Brosnahan	P Graham	P Miller	P Soto
P Burke	P Granberg	P Mitchell, Bill	P Stephens
P Chapa LaVia	P Hamos	E Mitchell, Jerry	P Sullivan
P Chavez	P Hannig	P Moffitt	P Tenhouse
P Churchill	P Hassert	P Molaro	P Tryon
P Collins	P Hoffman	P Mulligan	P Turner
P Colvin	P Holbrook	P Munson	P Verschoore
P Coulson	P Howard	P Myers	P Wait
P Cross	P Hultgren	P Nekritz	P Washington
P Cultra	P Jakobsson	P Osmond	P Watson
P Currie	P Jefferson	P Osterman	P Winters
P D'Amico	P Jenisch	P Parke	P Yarbrough
P Daniels	P Jones	E Patterson	P Younge
P Davis, Monique	P Joyce	P Phelps	A Mr. Speaker
P Davis, William	P Kelly	P Pihos	
P Delgado	P Kosel	P Poe	

E - Denotes Excused Absence



STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 4079  
 ST GROUP INS-CHILD ADVOCACY  
 THIRD READING  
 PASSED

February 28, 2006

113 YEAS

0 NAYS

0 PRESENT

E Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	Y Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons, Joseph	Y Rita
Y Berrios	Y Feigenholtz	Y Mathias	Y Rose
Y Biggins	Y Flider	Y Mautino	Y Ryg
Y Black	Y Flowers	Y May	Y Sacia
Y Boland	Y Franks	Y McAuliffe	Y Saviano
Y Bost	Y Fritchey	Y McCarthy	Y Schmitz
Y Bradley, John	Y Froehlich	Y McGuire	Y Schock
Y Bradley, Richard	E Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	Y Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	E Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
Y Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
Y Coulson	Y Howard	Y Myers	Y Wait
Y Cross	Y Hultgren	Y Nekritz	Y Washington
Y Cultra	Y Jakobsson	Y Osmond	Y Watson
Y Currie	Y Jefferson	Y Osterman	Y Winters
Y D'Amico	Y Jenisch	Y Parke	Y Yarbrough
Y Daniels	Y Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	A Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	Y Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FOURTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 4649  
CRIM PRO-BAIL-VIOLENT CRIME  
THIRD READING  
PASSED

February 28, 2006

113 YEAS

0 NAYS

0 PRESENT

E Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	Y Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons, Joseph	Y Rita
Y Berrios	Y Feigenholtz	Y Mathias	Y Rose
Y Biggins	Y Flider	Y Mautino	Y Ryg
Y Black	Y Flowers	Y May	Y Sacia
Y Boland	Y Franks	Y McAuliffe	Y Saviano
Y Bost	Y Fritchey	Y McCarthy	Y Schmitz
Y Bradley, John	Y Froehlich	Y McGuire	Y Schock
Y Bradley, Richard	E Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	Y Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	E Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
Y Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
Y Coulson	Y Howard	Y Myers	Y Wait
Y Cross	Y Hultgren	Y Nekritz	Y Washington
Y Cultra	Y Jakobsson	Y Osmond	Y Watson
Y Currie	Y Jefferson	Y Osterman	Y Winters
Y D'Amico	Y Jenisch	Y Parke	Y Yarbrough
Y Daniels	Y Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	A Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	Y Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 4370  
 AMB SURG-CONSCIOUS SEDATION  
 THIRD READING  
 PASSED

February 28, 2006

113 YEAS

0 NAYS

0 PRESENT

E Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	Y Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons, Joseph	Y Rita
Y Berrios	Y Feigenholtz	Y Mathias	Y Rose
Y Biggins	Y Flider	Y Mautino	Y Ryg
Y Black	Y Flowers	Y May	Y Sacia
Y Boland	Y Franks	Y McAuliffe	Y Saviano
Y Bost	Y Fritchey	Y McCarthy	Y Schmitz
Y Bradley, John	Y Froehlich	Y McGuire	Y Schock
Y Bradley, Richard	E Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	Y Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	E Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
Y Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
Y Coulson	Y Howard	Y Myers	Y Wait
Y Cross	Y Hultgren	Y Nekritz	Y Washington
Y Cultra	Y Jakobsson	Y Osmond	Y Watson
Y Currie	Y Jefferson	Y Osterman	Y Winters
Y D'Amico	Y Jenisch	Y Parke	Y Yarbrough
Y Daniels	Y Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	A Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	Y Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FOURTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 5340  
SCH CD-SICK LEAVE-BIRTH-ADOPT  
THIRD READING  
PASSED

February 28, 2006

112 YEAS

0 NAYS

1 PRESENT

E Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	Y Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons, Joseph	Y Rita
Y Berrios	Y Feigenholtz	Y Mathias	Y Rose
Y Biggins	Y Flider	Y Mautino	Y Ryg
Y Black	Y Flowers	Y May	Y Sacia
Y Boland	Y Franks	Y McAuliffe	Y Saviano
Y Bost	Y Fritchey	Y McCarthy	Y Schmitz
Y Bradley, John	Y Froehlich	Y McGuire	Y Schock
Y Bradley, Richard	E Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	Y Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	E Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
Y Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
Y Coulson	Y Howard	Y Myers	Y Wait
Y Cross	Y Hultgren	Y Nekritz	Y Washington
Y Cultra	Y Jakobsson	Y Osmond	Y Watson
Y Currie	Y Jefferson	Y Osterman	Y Winters
Y D'Amico	Y Jenisch	Y Parke	Y Yarbrough
Y Daniels	Y Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	A Mr. Speaker
Y Davis, William	Y Kelly	P Pihos	
Y Delgado	Y Kosel	Y Poe	

E - Denotes Excused Absence

**100TH LEGISLATIVE DAY****Perfunctory Session****TUESDAY, FEBRUARY 28, 2006**

At the hour of 10:16 o'clock a.m., the House convened perfunctory session.

**INTRODUCTION AND FIRST READING OF BILLS**

The following bills were introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 5768. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT concerning appropriations.

HOUSE BILL 5769. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

**SENATE BILLS ON FIRST READING**

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 2130 (Reis), 2170 (Nekritz), 2241 (Mathias), 2391 (Rose), 2445 (Feigenholtz), 2483 (Cross), 2495 (Hoffman), 2513 (Granberg), 2578 (Jones), 2664 (Holbrook), 2713 (Hassert), 2762 (Rita), 2782 (Coulson), 2784 (Sommer), 2827 (Mautino), 2847 (Nekritz), 2865 (Mathias), 2885 (Ryg) and 2913 (Coulson).

At the hour of 10:21 o'clock a.m., the House Perfunctory Session adjourned.

At the hour of 5:45 o'clock p.m., the House reconvened perfunctory session.

**HOUSE BILLS ON SECOND READING**

Having been reproduced, the following bills were taken up, read by title a second time and held on the order of Second Reading: HOUSE BILLS 1577, 4155, 4175, 4197, 4209, 4259, 4292, 4296, 4303, 4342, 4346, 4350, 4385, 4391, 4405, 4414, 4442, 4444, 4447, 4523, 4527, 4604, 4614, 4652, 4662, 4666, 4680, 4687, 4703, 4715, 4726, 4735, 4782, 4785, 4799, 4805, 4819, 4826, 4835, 4885, 4890, 4907, 4936, 4937, 4958, 4973, 4991, 4999, 5000, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028, 5029, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5041, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5057, 5058, 5059, 5060, 5061, 5062, 5063, 5064, 5065, 5066, 5067, 5068, 5069, 5070, 5071, 5072, 5073, 5074, 5075, 5076, 5077, 5078, 5079, 5080, 5081, 5082, 5083, 5084, 5085, 5086, 5087, 5088, 5089, 5090, 5091, 5092, 5093, 5094, 5095, 5219, 5227, 5241, 5259, 5337, 5342, 5348, 5377, 5391, 5392, 5393, 5394, 5395, 5396, 5397, 5398, 5399, 5400, 5401, 5403, 5404, 5405, 5406, 5407, 5408, 5409, 5410, 5411, 5412, 5413, 5414, 5415, 5416, 5417, 5418, 5419, 5420, 5421, 5422, 5423, 5424, 5425, 5426, 5427, 5428, 5429, 5430, 5431, 5432, 5433, 5434, 5435, 5436, 5437, 5438, 5439, 5440, 5441, 5442, 5443, 5444, 5445, 5446, 5447, 5448, 5449, 5450, 5451, 5452, 5453, 5454, 5455, 5456, 5457, 5458, 5459, 5460, 5461, 5463, 5464, 5465, 5466, 5467, 5468, 5469, 5470, 5471, 5472, 5473, 5474, 5475, 5476, 5477, 5478, 5479, 5480, 5481, 5482, 5483, 5484, 5485, 5486, 5487, 5488, 5489, 5490, 5491, 5492, 5493, 5494, 5495,

5496, 5497, 5498, 5499, 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5507, 5508, 5509, 5510, 5511, 5512, 5542 and 5547.

## RESOLUTIONS

The following resolutions were offered and placed in the Committee on Rules.

### HOUSE RESOLUTION 966

Offered by Representative Joyce:

WHEREAS, The Medicare prescription drug benefit enacted in 2003 took effect January 1, 2006, in the form of competing "Medicare Part D" plans sold by private insurance companies; and

WHEREAS, Senior citizens are choosing from a wide array of private plans in each geographic area, with a confusing variety of plan designs and formularies; and

WHEREAS, The law states that a Medicare plan's formulary must cover just one brand name drug and one generic drug in each therapeutic category - a minimal requirement that will make it difficult for an older person to find all the drugs he/she takes in a single plan; and

WHEREAS, The drug plans will be allowed to switch the drugs in their formularies on a regular basis, making it likely that many seniors will sign up for a plan that covers a drug they take, only to find out a few months later that the drug is no longer covered by their plan; and

WHEREAS, The drug plans will bargain with the drug companies for lower prices, but instead of being required to pass the discounts on to seniors, they will be allowed to use the savings for advertising and overhead costs, or to increase their profits; and

WHEREAS, Private drug plans will be unable to bargain effectively, because the Medicare market will be divided among hundreds of plans, diminishing the negotiating power of the huge Medicare population; and

WHEREAS, A drug benefit that's run by the Medicare program itself, rather than private insurance, could be given the authority to negotiate prices on behalf of all 44 million beneficiaries - resulting in enormous buying power and the ability to get the lowest prices possible; and

WHEREAS, This was born out by a recent study conducted by Families USA (September 2005), which found that the lowest drug prices negotiated by the private sponsors of the 2004/2005 Medicare discount cards far exceeded the low prices routinely negotiated by the Department of Veterans Affairs on behalf of the nation's veteran population; and

WHEREAS, Seniors would not only benefit by the lower prices of a Medicare-run drug plan, but many would find a Medicare choice much less confusing than having to choose the most appropriate plan from among the dozens being marketed by private insurers; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we call upon the United States Congress to enact a drug benefit for senior citizens that is run by the Medicare program itself; and be it further

RESOLVED, That the United States Congress enact legislation authorizing Medicare to negotiate directly with the drug companies on behalf of its millions of beneficiaries, in order to achieve the lowest prices possible; and be it further

RESOLVED, That a copy of this resolution be sent to the President of the United States, each member of the Illinois Congressional delegation, the Speaker of the United States House of Representatives, and the President of the United States Senate.

### HOUSE RESOLUTION 967

Offered by Representative Meyer:

WHEREAS, The Department of Commerce and Economic Opportunity (DCEO) is the lead State agency for economic development in Illinois; and

WHEREAS, In that capacity, DCEO expended over \$944 million in Fiscal Year 2004 appropriations for community and business development, technology and industrial competitiveness, tourism, coal

development and marketing, and Illinois First; and

WHEREAS, On February 22, 2006, the Auditor General submitted his special management and program audit of DCEO, as directed by HR 671 of the 93rd General Assembly, and described various inconsistencies regarding how DCEO was tracking and reporting job creation in the State; and

WHEREAS, Efficient and effective management of the State's economic development programs is critical to the fiscal soundness of the State, local communities, business, and Illinois workers; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Auditor General is directed to conduct a follow-up management and program audit of the Department of Commerce and Economic Opportunity's administration of its economic development programs in FY05; and be it further

RESOLVED, That the Department of Commerce and Economic Opportunity, recipients of State funds, and any other entity or person that may have information relevant to this audit cooperate fully and promptly with the Auditor General's Office in the conduct of this audit; and be it further

RESOLVED, That the Auditor General commence this audit as soon as possible and distribute the report upon completion in accordance with Section 3-14 of the Illinois State Auditing Act; and be it further

RESOLVED, That a copy of this resolution be delivered to the Auditor General and to the Director of the Department of Commerce and Economic Opportunity.

### **SENATE BILLS ON FIRST READING**

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 2191 (Yarbrough), 2236 (Reitz), 2297 (Saviano), 2320 (Howard), 2333 (Granberg), 2351 (Jones), 2400 (Yarbrough), 2456 (Pritchard), 2477 (Smith), 2555 (Meyer), 2570 (Nekritz), 2778 (Pritchard), 2898 (Flowers), 2899 (Black), 2954 (Froehlich), 2971 (Osterman) and 3036 (Mathias).

At the hour of 6:15 o'clock p.m., the House Perfunctory Session adjourned.