

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

128TH LEGISLATIVE DAY

REGULAR SESSION

THURSDAY, MAY 4, 2006

9:35 O'CLOCK A.M.

**HOUSE OF REPRESENTATIVES
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The House met pursuant to adjournment.
 Speaker of the House Madigan in the chair.
 Prayer by Doorkeeper of the House Lee A. Crawford, Pastor of the Cathedral of Praise Christian Center in Springfield, IL.
 Representative Jenisch 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:
 110 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, Churchill, Coulson, Jones, Leitch, Mathias, Patterson and Sommer were excused from attendance.

REQUEST TO BE SHOWN ON QUORUM

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Flider, should be recorded as present.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Meyer replaced Representative Hassert in the Committee on Rules on May 4, 2006.
 Representative Parke replaced Representative Black in the Committee on Rules on May 4, 2006.
 Representative Sacia replaced Representative Black in the Committee on Rules on May 4, 2006.
 Representative Lang replaced Representative Turner in the Committee on Rules on May 4, 2006.
 Representative Lyons replaced Representative Turner in the Committee on Rules on May 4, 2006.

REPORTS FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 4, 2006, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported "recommends be adopted":
 Amendment No. 3 to SENATE BILL 613.

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

Y Currie, Barbara(D), Chairperson	A Black, William(R), Republican Spokesperson
Y Hannig, Gary(D)	Y Meyer(R) (replacing Hassert)
Y Turner, Arthur(D)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 4, 2006, (A) reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported "recommends be adopted":
 Motion to Concur with Amendment No. 1 to HOUSE JOINT RESOLUTION 15.

That the resolutions be reported “recommends be adopted” and be placed on the House Calendar: HOUSE JOINT RESOLUTIONS 128, 129, 130 and 132 and HOUSE RESOLUTIONS 1259, 1265, 1266, 1275, 1288 and 1291.

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 Parke(R) (replacing Black)
Y Hannig,Gary(D)	Y Hassert,Brent(R)
Y Turner,Arthur(D)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 4, 2006, (B) reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported “recommends be adopted”:
Amendment No. 3 to SENATE BILL 1497.
Amendment No. 3 to SENATE BILL 2225.

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

3, Yeas; 1, Nay; 0, Answering Present.

Y Currie,Barbara(D), Chairperson	A Black,William(R), Republican Spokesperson
Y Hannig,Gary(D)	N Meyer(R) (replacing Hassert)
Y Lang(D) (replacing Turner)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 4, 2006, (C) reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the resolution be reported “recommends be adopted” and be placed on the House Calendar: SENATE JOINT RESOLUTION 91.

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

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

Y Currie,Barbara(D), Chairperson	A Black,William(R), Republican Spokesperson
Y Hannig,Gary(D)	Y Hassert,Brent(R)
Y Lyons(D) (replacing Turner)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 4, 2006, (D) reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported “recommends be adopted”:
Motion to Concur with Amendment No. 3 to HOUSE BILL 1918.

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	Y Sacia(R) (replacing Black)
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Y Hannig, Gary(D)
N Lang(D) (replacing Turner)

N Hassert, Brent(R)

MOTIONS SUBMITTED

Representative Eddy submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 58(a), I move to discharge the Committee on Rules from further consideration of HOUSE BILL 5782 and advance to the order of Second Reading - Standard Debate.

Representative John Bradley submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 65, and having voted on the prevailing side, I move to reconsider the vote by which SENATE BILL 2049 failed in the House on May 4, 2006.

Representative Molaro submitted the following written motion, which was referred to the Committee on Rules:

MOTION

I move to concur with Senate Amendment No. 3 to HOUSE BILL 1918.

Representative Jakobsson submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE RESOLUTION 1194

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for SENATE BILL 931, as amended.

HOUSING AFFORDABILITY IMPACT NOTES SUPPLIED

Housing Affordability Impact Notes have been supplied for HOUSE BILLS 1945, as amended, 2013, as amended, and SENATE BILL 2399, 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 adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 91

WHEREAS, In 1997, Section 6.9 was added to the State Employees Group Insurance Act of 1971 (5 ILCS 375/6.9); the new statute called for the establishment of a uniform program of health benefits for certain community college benefit recipients and their dependent beneficiaries, to be under the administration of the Department of Central Management Services; this program is now known as the College Insurance Program; and

WHEREAS, Participating retirees, current employees, and affected community college employers have suggested that it is time for an evaluation of the College Insurance Program; and

WHEREAS, The City Colleges of Chicago, administered under Article VII of the Public Community College Act, are expressly excluded from the College Insurance Program under the statute; and

WHEREAS, The City Colleges of Chicago, and their employees and retirees, have sought to be included in the College Insurance Program; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there is created the Joint Task Force on the College Insurance Program, consisting of the following members: one chairperson appointed by the Governor, one member appointed by the President of the Senate, one member appointed by the Minority Leader of the Senate, one member appointed by the Speaker of the House of Representatives, one member appointed by the Minority Leader of the House of Representatives, and 5 members appointed by the Governor, one each representing (i) a statewide organization representing community college trustees, (ii) a statewide retirees association, (iii) an education labor organization representing teachers primarily in Cook County, (iv) an education labor organization representing teachers primarily outside Cook County, and (v) a community college currently participating in the College Insurance Program; and that these appointments shall be made by June 1, 2006; and be it further

RESOLVED, That the following officials shall serve, ex officio, as members of the Task Force: the Director of the Governor's Office of Management and Budget, the Chancellor of the City Colleges of Chicago, and the Chairman of the Illinois Community College Board; and be it further

RESOLVED, That the Task Force shall (1) investigate the current state of the College Insurance Program and (2) consider the inclusion of the retirees of the City Colleges of Chicago, and shall report its findings and recommendations to the General Assembly by October 31, 2006; and be it further

RESOLVED, That the Department of Healthcare and Family Services shall provide staff support to the Task Force, as necessary; and be it further

RESOLVED, That copies of this resolution be delivered to the Governor, the Director of the Governor's Office of Management and Budget, the Chancellor of the City Colleges of Chicago, and the Chairman of the Illinois Community College Board.

Adopted by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 22

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 87

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 585

A bill for AN ACT concerning government.
House Amendment No. 1 to SENATE BILL NO. 585.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 619

A bill for AN ACT concerning State government.
House Amendment No. 1 to SENATE BILL NO. 619.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 102

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 112

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 115

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 122

Concurred in the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 630

A bill for AN ACT concerning State government.
House Amendment No. 1 to SENATE BILL NO. 630.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2277

A bill for AN ACT concerning gaming.
House Amendment No. 2 to SENATE BILL NO. 2277.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2487

A bill for AN ACT concerning public aid.
House Amendment No. 1 to SENATE BILL NO. 2487.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2654

A bill for AN ACT concerning special districts.
House Amendment No. 2 to SENATE BILL NO. 2654.
Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 3086

A bill for AN ACT concerning government, which may be referred to as the Equity in Eminent Domain Act.

House Amendment No. 1 to SENATE BILL NO. 3086.

House Amendment No. 2 to SENATE BILL NO. 3086.

House Amendment No. 3 to SENATE BILL NO. 3086.

Action taken by the Senate, May 3, 2006.

Linda Hawker, Secretary of 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 concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 1918

A bill for AN ACT concerning gaming.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 3 to HOUSE BILL NO. 1918

Passed the Senate, as amended, May 4, 2006.

Linda Hawker, Secretary of the Senate

AMENDMENT NO. 3. Amend House Bill 1918 by replacing line 11 on page 4 through line 22 on page 6 with the following:

"Section 10. The Illinois Horse Racing Act of 1975 is amended by adding Section 54.5 as follows:

(230 ILCS 5/54.5 new)

Sec. 54.5. Horse Racing Equity Trust Fund.

(a) There is created a Fund to be known as the Horse Racing Equity Trust Fund, which is a non-appropriated trust fund held separate and apart from State moneys. The Fund shall consist of moneys paid into it by owners licensees under the Riverboat Gambling Act for the purposes described in this Section. The Fund shall be administered by the Board. Moneys in the Fund shall be distributed as directed and certified by the Board in accordance with the provisions of subsection (b).

(b) The moneys deposited into the Fund, plus any accrued interest on those moneys, shall be distributed within 10 days after those moneys are deposited into the Fund as follows:

(1) Sixty percent of all moneys distributed under this subsection shall be distributed to organization licensees to be distributed at their race meetings as purses. Fifty-seven percent of the amount distributed under this paragraph (1) shall be distributed for thoroughbred race meetings and 43% shall be distributed for standardbred race meetings. Within each breed, moneys shall be allocated to each organization licensee's purse fund in accordance with the ratio between the purses generated for that breed by that licensee during the prior calendar year and the total purses generated throughout the State for that breed during the prior calendar year by licensees in the current calendar year.

(2) The remaining 40% of the moneys distributed under this subsection (b) shall be distributed as follows:

(A) 11% shall be distributed to any person (or its successors or assigns) who had operating control of a racetrack that conducted live racing in 2002 at a racetrack in a county with at least 230,000 inhabitants that borders the Mississippi River and is a licensee in the current year; and

(B) the remaining 89% shall be distributed pro rata according to the aggregate proportion of total handle from wagering on live races conducted in Illinois (irrespective of where the wagers are placed) for calendar years 2004 and 2005 to any person (or its successors or assigns) who (i) had majority operating control of a racing facility at which live racing was conducted in calendar year 2002, (ii) is a licensee in the current year, and (iii) is not eligible to receive moneys under subparagraph (A) of this paragraph (2).

The moneys received by an organization licensee under this paragraph (2) shall be used by each organization licensee to improve, maintain, market, and otherwise operate its racing facilities to conduct live racing, which shall include backstretch services and capital improvements related to live racing and the

backstretch. Any organization licensees sharing common ownership may pool the moneys received and spent at all racing facilities commonly owned in order to meet these requirements.

If any person identified in this paragraph (2) becomes ineligible to receive moneys from the Fund, such amount shall be redistributed among the remaining persons in proportion to their percentages otherwise calculated.

(c) The Board shall monitor organization licensees to ensure that moneys paid to organization licensees under this Section are distributed by the organization licensees as provided in subsection (b).

(d) This Section is repealed 2 years after the effective date of this amendatory Act of the 94th General Assembly."; and

by replacing line 34 on page 6 through line 1 of page 7 with the following:

"rules of the Board. For a period of 2 years beginning on the effective date of this amendatory Act of the 94th General Assembly, as a condition of licensure and as an alternative source of payment for those funds payable"; and

on page 16, by replacing lines 19 through 33 with the following:

"(c-5) Before the effective date of this amendatory Act of the 94th General Assembly and beginning 2 years after the effective date of this amendatory Act of the 94th General Assembly, after ~~After~~ the payments required under subsections (b) and (c) have been made, an amount equal to 15% of the adjusted gross receipts of (1) an owners licensee that relocates pursuant to Section 11.2, (2) an owners licensee conducting riverboat gambling operations pursuant to an owners license that is initially issued after June 25, 1999, or (3) the first riverboat gambling operations conducted by a licensed manager on behalf of the State under Section 7.3, whichever comes first, shall be paid from the State Gaming Fund into the Horse Racing Equity Fund.

(c-10) Each year the General Assembly shall appropriate from the General Revenue Fund to the Education Assistance Fund an amount equal to the amount paid into the Horse Racing Equity Fund pursuant to subsection (c-5) in the prior calendar year."; and

on page 18, by replacing lines 21 through 25 with the following:

"Section 97. Inseverability. The changes made to existing statutory law by this amendatory Act of the 94th General Assembly are mutually dependent and inseverable. If any change made to existing statutory law by this amendatory Act of the 94th General Assembly is held invalid, then all changes made to existing statutory law by this amendatory Act of the 94th General Assembly are invalid in their entirety."

The foregoing message from the Senate reporting Senate Amendment No. 3 to HOUSE BILL 1918 was placed on the Calendar on the order of Concurrence.

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

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 4342

A bill for AN ACT concerning property.

Together with the attached amendments thereto (which amendments have been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 4342

Senate Amendment No. 4 to HOUSE BILL NO. 4342

Passed the Senate, as amended, May 4, 2006.

Linda Hawker, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4342 by replacing everything after the enacting clause with the following:

"Section 5. The Mobile Home Park Act is amended by adding Section 9.15 as follows:

(210 ILCS 115/9.15 new)

Sec. 9.15. Fire safety.

(a) Each mobile home park shall be inspected annually pursuant to the applicable mobile home park fire protection standards. The inspection shall be conducted by the municipal fire department or fire protection

district that has jurisdictional responsibility for responding to a fire call in that park.

If, upon inspection, the municipal fire department or fire protection district finds that a park does not meet the applicable fire protection standards as determined by the Department of Public Health, the municipal fire department or fire protection district shall, within 3 days, give a written notice of violation to the licensee and to the Department of Public Health of any violation or required modification or repair. The licensee shall have 14 days after receipt of the written notice to correct the violation or submit a plan for correction, repair, or modification to the Department.

No less than 60 days after the receipt of the notice by the licensee, the municipal fire department or fire protection district shall reinspect the park and issue a written reinspection report to the licensee and the Department of Public Health concerning the status of the licensee's compliance with the notice and whether any violation still exists. If the municipal fire department or fire protection district determines on reinspection that a licensee has not complied with the notice or that the compliance is not complete, the municipal fire department or fire protection district shall notify in writing, within 3 days, the Department of Public Health and the licensee. Upon receipt of the notice, the Department shall conduct an administrative hearing pursuant to the Illinois Administrative Procedure Act to determine what action, if any, is required to comply with the notice and by what date compliance must occur.

If a licensee fails to comply with the requirements as put forth in the administrative hearing order then the Department shall notify the appropriate municipal attorney or State's Attorney of the licensee's failure to comply with the administrative hearing order and shall deliver to that attorney for purposes of enforcement under this Section copies of all written notices and reports concerning the violation.

(b) A licensee who knowingly rents or offers for rent a mobile home or mobile home lot in violation of the administrative hearing order without correcting the violation is guilty of a petty offense. The penalty shall be a civil penalty of not more than \$500 per day of violation. The first day of violation for purposes of assessing a civil penalty shall be the date that the licensee fails to conform with the compliance date as set forth in the administrative hearing order.

(c) As used in this Section, "applicable mobile home park fire protection standards" means the rules adopted by the Department of Public Health for fire safety in mobile home parks.

(d) Notwithstanding Section 26 of this Act, the regulation of fire safety in a mobile home park is an exclusive power and function of the State. A home rule unit may not regulate the legal rights, remedies, and obligation of a licensee under this Section. This Section is a denial and limitation under subsection (h) of Section 6 of Article VII of the Illinois Constitution."

AMENDMENT NO. 4. Amend House Bill 4342, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Mobile Home Park Act is amended by adding Section 9.15 and changing Section 21 as follows:

(210 ILCS 115/9.15 new)

Sec. 9.15. Fire safety. All private water supply systems and hydrants for fire safety purposes in existence on the effective date of this amendatory Act of the 94th General Assembly shall be maintained in operable condition and good repair as defined by the State Fire Marshal or mobile home park licensing agency. A mobile home park that does not have a private water supply system and hydrants shall have an agreement, approved by the State Fire Marshal or licensing agency in consultation with the municipal fire department or the local fire protection district, to provide an adequate and reliable water supply for fire mitigation needs. Nothing in this Section shall be construed to mandate a mobile home park, constructed prior to 1998, to install new water supply systems or hydrants for fire safety purposes.

Each mobile home park shall be inspected annually pursuant to the applicable mobile home park fire protection standards by the municipal fire department or fire protection district that has jurisdictional responsibility for responding to a fire call in that park. As used in this Section, "applicable mobile home park fire protection standards" means (i) in the case of a home rule unit, the fire protection standards ordinance of the municipality or fire protection district that has jurisdictional responsibility for responding to a fire call in that park or (ii) if there is no ordinance or in the case of a non-home rule unit, the rules adopted by the Office of the State Fire Marshal for fire safety in mobile home parks. If, upon inspection, the municipal fire department or fire protection district finds that a park does not meet the applicable fire protection standards, the municipal fire department or fire protection district shall give within 5 working days of the inspection a written notice of violation to the licensee and to the Department of Public Health of any violation or required modification or repair. The licensee has 30 days after receipt of the written notice to correct the violation or make the required modification or repair. Not less than 30 days after the

licensee's receipt of the notice, the municipal fire department or fire protection district shall reinspect the park and issue a written reinspection report to the licensee and to the Department of Public Health concerning the status of the licensee's compliance with the notice and whether any violation still exists. If the municipal fire department or fire protection district determines on reinspection that a licensee has made a good faith and substantial effort to comply with the notice but that compliance is not complete, the municipal fire department or fire protection district may grant the licensee an extension of time for compliance, as they deem fit, by a written notice of extension of time for compliance issued within 5 working days after the reinspection that identifies what remains to be corrected, modified, or repaired and a date by which compliance must be achieved. If an extension is granted, the municipal fire department or fire protection district shall make another inspection within 10 days after the date set for compliance and issue a final written report to the licensee and the Department of Public Health concerning the status of the licensee's compliance with the notice, written report, and written notice of extension of time for compliance and whether a violation still exists. If a licensee fails to cure the violation or comply with the requirements stated in the notice of violation, or if a written notice of extension of time for compliance is issued and the final written report states that a violation still exists, the municipal fire department or fire protection district shall notify the Department of Public Health of the licensee's failure to comply with the notice of violation and the written report and shall deliver to the Department for purposes of enforcement under this Section copies of all written notices and reports concerning the violation.

Upon receipt of the written reports concerning the violation, the Department shall issue to the licensee a notice of intent to assess civil penalties in the amount of \$500 per day, per violation for non-compliance with the written notice of violation issued by the municipal fire department or fire protection district and provide the licensee with the opportunity for an administrative hearing pursuant to the provisions of Section 22 of this Act.

Notwithstanding the foregoing provisions of this Section, the enforcement of home rule ordinances and regulations shall be by the appropriate local authorities, including local public health departments, municipal attorneys, and State's Attorneys.

A home rule unit may not regulate the legal rights, remedies, and obligations of a licensee under this Section in a manner less restrictive than the regulation by the State of fire safety in a mobile home park under 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 function exercised by the State.

This Section does not apply to any mobile home park located within a home rule county if the home rule county actively regulates mobile home parks.

(210 ILCS 115/21) (from Ch. 111 1/2, par. 731)

Sec. 21. The Department shall enforce the provisions of this Act and the rules and regulations adopted pursuant thereto affecting health, sanitation, water supply, sewage, garbage, fire safety, and waste disposal, and the Department shall inspect, at least once each year, each mobile home park and all the accommodations and facilities therewith. Such officials or officers are hereby granted the power and authority to enter upon the premises of such parks at any time for the purposes herein set forth.

The Department may issue rules and regulations to carry out the provisions of this Act. Such rules may contain provisions for the Department to grant a waiver to a mobile home park, if the intent and purpose of the Act are met.

The Department is empowered to assess civil penalties for violations of Section 9.15 of this Act. Civil penalties in the amount of \$500 per day, per violation shall be assessed for non-compliance with the written notice of violation issued by a municipal fire department or fire protection district. An additional civil penalty of \$500 per day of violation shall be assessed against a licensee who knowingly rents or offers for rent a mobile home or mobile home site without taking appropriate corrective action to remedy a notice of violation issued by a municipal fire department or fire protection district. The first day of violation for purposes of assessing a fine shall be the date of the licensee's receipt of the written report following the reinspection, if the written report states that a violation still exists. If a written notice of extension of time for compliance is issued and the final written report states that a violation still exists, the first day of violation for purposes of assessing a fine shall be the date of the licensee's receipt of the final written report. The Department shall deposit all fees and fines collected under this Act into the Facility Licensing Fund. Moneys in the Fund, subject to appropriation, shall be used for the enforcement of this Act.

In the administration and enforcement of this Act, the Department may designate and use full-time city or county health departments as its agents in making inspections and investigations.

(Source: P.A. 85-565.)"

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 4 to HOUSE BILL 4342 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Hawker, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of bills of the following titles to-wit:
HOUSE BILL NO. 4729
A bill for AN ACT concerning State government.
HOUSE BILL NO. 4451
A bill for AN ACT concerning litter control.
Passed by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:
SENATE BILL NO. 176
A bill for AN ACT concerning education.
House Amendment No. 1 to SENATE BILL NO. 176.
House Amendment No. 2 to SENATE BILL NO. 176.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:
SENATE BILL NO. 230
A bill for AN ACT concerning revenue.
House Amendment No. 1 to SENATE BILL NO. 230.
House Amendment No. 2 to SENATE BILL NO. 230.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:
SENATE BILL NO. 1625
A bill for AN ACT concerning State government.
House Amendment No. 1 to SENATE BILL NO. 1625.
House Amendment No. 4 to SENATE BILL NO. 1625.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1863

A bill for AN ACT concerning State government.
House Amendment No. 2 to SENATE BILL NO. 1863.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 1977

A bill for AN ACT concerning finance.
House Amendment No. 1 to SENATE BILL NO. 1977.
House Amendment No. 2 to SENATE BILL NO. 1977.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 2339

A bill for AN ACT concerning employment.
House Amendment No. 1 to SENATE BILL NO. 2339.
House Amendment No. 2 to SENATE BILL NO. 2339.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 14

A bill for AN ACT concerning State government.
House Amendment No. 1 to SENATE BILL NO. 14.
House Amendment No. 2 to SENATE BILL NO. 14.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 627

A bill for AN ACT concerning State government.

House Amendment No. 1 to SENATE BILL NO. 627.
House Amendment No. 2 to SENATE BILL NO. 627.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 931

A bill for AN ACT concerning regulation.

House Amendment No. 1 to SENATE BILL NO. 931.

House Amendment No. 3 to SENATE BILL NO. 931.

Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 998

A bill for AN ACT concerning health.

House Amendment No. 1 to SENATE BILL NO. 998.

House Amendment No. 3 to SENATE BILL NO. 998.

House Amendment No. 4 to SENATE BILL NO. 998.

Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1279

A bill for AN ACT concerning employment.

House Amendment No. 1 to SENATE BILL NO. 1279.

Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 2030

A bill for AN ACT concerning revenue.

House Amendment No. 1 to SENATE BILL NO. 2030.

House Amendment No. 3 to SENATE BILL NO. 2030.

Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2436

A bill for AN ACT concerning health facilities.
House Amendment No. 1 to SENATE BILL NO. 2436.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2445

A bill for AN ACT concerning liquor.
House Amendment No. 1 to SENATE BILL NO. 2445.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 789

A bill for AN ACT concerning public employee benefits.
House Amendment No. 1 to SENATE BILL NO. 789.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 127

Concurred in the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 613

A bill for AN ACT concerning local government.
House Amendment No. 3 to SENATE BILL NO. 613.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1497

A bill for AN ACT concerning education.
House Amendment No. 3 to SENATE BILL NO. 1497.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1892

A bill for AN ACT concerning business.
House Amendment No. 2 to SENATE BILL NO. 1892.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendments to a bill of the following title, to-wit:

SENATE BILL NO. 2225

A bill for AN ACT concerning education.
House Amendment No. 1 to SENATE BILL NO. 2225.
House Amendment No. 3 to SENATE BILL NO. 2225.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1520

A bill for AN ACT concerning appropriations.
House Amendment No. 1 to SENATE BILL NO. 1520.
Action taken by the Senate, May 4, 2006.

Linda Hawker, Secretary of 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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 136

Concurred in the Senate, May 4, 2006.

Linda Hawker, Secretary of the Senate

CHANGE OF SPONSORSHIPS

With the consent of the affected members, Representative Colvin was removed as principal sponsor, and Representative Jefferson became the new principal sponsor of SENATE BILL 1892.

With the consent of the affected members, Representative Molaro was removed as principal sponsor, and Representative Dugan became the new principal sponsor of SENATE BILL 613.

With the consent of the affected members, Representative Hannig was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 1497.

RESOLUTION

The following resolution was offered and placed in the Committee on Rules.

HOUSE JOINT RESOLUTION 134

Offered by Representative Soto:

WHEREAS, During the week of April 17, 2006, the federal government conducted a nationwide raid and arrested over 1,000 undocumented employees of IFCO Systems of North America, a crate and pallet manufacturer headquartered in Houston, Texas; and

WHEREAS, The raid, said to be the largest ever worksite enforcement operation against a single employer, consisted of searches and warrant executions on 40 work plants in cities encompassing 26 states; and

WHEREAS, Approximately 26 people were arrested in the company's Chicago facility; and

WHEREAS, This operation is a component of Homeland Security Secretary Michael Chertoff's stated campaign to target employers that hire undocumented workers; and

WHEREAS, Indicating that the campaign targets employers is disingenuous when those who are arrested and face deportation are the 1,187 employees; and

WHEREAS, The federal government's legal authority to undertake such actions against immigrant communities does not diminish the nefarious intent and chilling effect produced within those communities; and

WHEREAS, The U.S. Immigration and Customs Enforcement's announcement of these raids comes on the heels of a national news story citing pressure being mounted upon the United States to apologize for the forced exodus of Mexicans and Mexican-Americans during the 1930's; and

WHEREAS, The government-orchestrated systematic deportations of the 1930's resulted in the forcible removal of about 2 million people of Mexican ancestry, approximately 1.2 million of whom were U.S. born; and

WHEREAS, The inextricable link between immigrants and the economic foundation of the country we live in today had been forged by the 1920's, with immigrants present and sharecropping in California, Texas, and Louisiana, harvesting sugar beets in Montana and Minnesota, laying railroad tracks in Kansas, mining coal in Utah and Oklahoma, packing meat in Chicago, and assembling cars in Detroit; and

WHEREAS, The raids that were conducted in the 1930's had the acknowledged effect of coercing thousands of individuals, in addition to those directly deported, to leave the country in the face of a threatening and violent environment; and

WHEREAS, On January 1, 2006, California enacted the "Apology Act for the 1930's Mexican Repatriation Program"; and

WHEREAS, In so doing, California acknowledged that the activities of the 1930's were "fundamental violations" of "basic civil liberties and constitutional rights"; and

WHEREAS, Like the raids of April 2006, those staged during the 1930's were well-publicized events in which individuals, documented or not, were rounded up and detained and subject to aggressive interrogation; and

WHEREAS, In the aftermath of the April 2006 raids, local media has issued reports of individuals in immigrant communities keeping their children home from school, not going to work, not patronizing local businesses, and not leaving their homes; and

WHEREAS, These raids took place in the midst of vigorous nationwide debate on immigration laws and policies that has culminated in nationwide demonstrations, lobbying efforts, and legislative activity in the United States Congress; and

WHEREAS, Although the raids can be said to lawfully target illegal immigrants for removal, their effect is to create an environment that is ripe for intimidation, harassment, and racial profiling; and

WHEREAS, The State of Illinois is currently home to over 1.4 million immigrants; and

WHEREAS, Applauding the widespread condemnation of the terrorizing repatriation efforts of the 1930's while condoning how the Department of Homeland Security has conducted its recent raids amounts to denouncing history as we repeat it; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that that we reject any practice that fosters an undue fear of persecution among the immigrant community in the State; and be it further

RESOLVED, That we urge the Department of Homeland Security and the U.S. Immigration and Customs Enforcement to issue a moratorium on immigration raids until our national elected officials reach an accord on the nation's immigration policy so as to allow such a policy to emerge from an environment of good faith discourse unencumbered by fear; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Senator Barack Obama and Senator Richard Durbin.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1300

Offered by Representative Howard:

Mourns the death of Lieutenant Colonel William R. Thompson, U.S.A.F. (retired).

HOUSE RESOLUTION 1301

Offered by Representative Pihos:

Mourns the death of Berardo J. "Dee" DeSimone Sr. of Elmhurst, the former regional superintendent of schools in DuPage County.

HOUSE RESOLUTION 1302

Offered by Representative Chapa LaVia:

Honors the teachers of District 204 during National Teacher Appreciation Week.

HOUSE RESOLUTION 1303

Offered by Representative Chapa LaVia:

Honors the teachers of District 131 during National Teacher Appreciation Week.

HOUSE RESOLUTION 1304

Offered by Representative Washington:
Congratulates Pastor Eugene Roberson on the occasion of his twelfth anniversary as pastor of First Corinthian Missionary Baptist Church.

HOUSE RESOLUTION 1305

Offered by Representative Eddy:
Congratulates Alberta Alice Ewart of Greenup on the occasion of her 100th birthday.

HOUSE RESOLUTION 1306

Offered by Representative Hamos:
Congratulates the North Shore Senior Center on fifty years of achievement and service to the northern suburbs of Chicago.

HOUSE RESOLUTION 1307

Offered by Representative McCarthy:
Congratulates Donald F. Hogan on being named Leo High School Alumni Association Man of the Year.

HOUSE RESOLUTION 1308

Offered by Representative Joyce:
Congratulates William R. Brett on his induction into the Leo High School Hall of Fame.

HOUSE RESOLUTION 1309

Offered by Representative Joyce:
Congratulates Daniel McGrath on being inducted into the Leo High School Hall of Fame.

HOUSE RESOLUTION 1310

Offered by Representative Joyce:
Congratulates James J. Molloy, 2006 Leo High School Hall of Fame Inductee.

HOUSE RESOLUTION 1311

Offered by Representative Joyce:
Congratulates Patrick F. Hickey on being inducted into the Leo High School Hall of Fame.

HOUSE RESOLUTION 1312

Offered by Representative Joyce:
Congratulates James M. Coogan on being the first recipient of the Doctor Thomas P. Driscoll Memorial Award given by Leo High School.

HOUSE RESOLUTION 1313

Offered by Representative Brosnahan:
Recognizes Eric D. Lee, the recipient of the 2006 Community Service Award from Leo High School.

HOUSE RESOLUTION 1314

Offered by Representative Dunkin:

Congratulates Jennifer Lundy Sender on the occasion of her installation as President of the Women's Bar Association of Illinois.

HOUSE RESOLUTION 1315

Offered by Representative Cross:

WHEREAS, It is with shock and great sadness that the members of the House of Representatives of the State of Illinois learned of the death of their friend and former colleague, Senator Robert A. Madigan of Lincoln, on Thursday, May 4, 2006; and

WHEREAS, Senator Madigan was born in Lincoln on November 28, 1942; he was married to Connie and was the father of two children; before beginning his legislative career, he served as City Clerk of Lincoln and Special Education teacher; and

WHEREAS, He served the people of Central Illinois with distinction for 14 years, from 1987 through 2001, and he served honorably as Chairman of the Senate Insurance and Pensions Committee and was a member of the Senate Committees on Licensed Activities and Agriculture and Conservation; and

WHEREAS, Senator Madigan's legislative accomplishments include sponsoring continuing appropriations for the five public employee pension systems, protecting the integrity of the retired teachers health insurance program, passing mandatory auto insurance, sponsoring the Conservation Enhancement Program, and providing leadership on proposals to diversify Illinois agriculture and boost the rural economy; and

WHEREAS, He served on the State Commission on Intergovernmental Cooperation, the Board of Directors of the Comprehensive Health Insurance Plan, and was Co-chairman of the Illinois Legislative Sportsmen's Caucus; and

WHEREAS, Bob Madigan received such honors as Guardian of Small Business from the National Federation of Independent Business, the Illinois Nurses Association Legislator of the Year, the Illinois Primary Health Care Association Legislator Award, the Voice of Employers Award from the Management Association of Illinois, the Illinois Optometric Legislator of the Year, the Illinois Leadership Council for Agricultural Excellence Award, and Friend of Agriculture from the Illinois Farm Bureau; and

WHEREAS, He was a member of Holy Family Church in Lincoln, the Knights of Columbus, Sons of the American Revolution, the Elks, and the Eagles, and was a former trustee of Abraham Lincoln Hospital and St. Clara's Manor; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of our former colleague, Senator Robert A. Madigan, and we extend our sincerest condolences to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That a suitable copy of this resolution be presented to his family as an expression of our deepest sympathy during their time of bereavement.

HOUSE JOINT RESOLUTION 135

Offered by Representative Ryg:

Thanks the Buffalo Grove Fire Department for its dedicated service to the Village of Buffalo Grove and surrounding communities and congratulates the Department on the occasion of its 25th anniversary.

SENATE BILL ON SECOND READING

Having been read by title a second time on May 2, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 626.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Ryg, SENATE BILL 626 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: 109, 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.

SENATE BILL ON SECOND READING

Having been read by title a second time on May 2, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 830.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Stephens, SENATE BILL 830 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: 109, 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.

SENATE BILL ON SECOND READING

Having been read by title a second time on May 2, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 1028.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Stephens, SENATE BILL 1028 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: 109, 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.

**CONCURRENCES AND NON-CONCURRENCES
IN SENATE AMENDMENTS TO HOUSE BILLS**

Senate Amendments numbered 1 and 2 to HOUSE BILL 4676, having been reproduced, were taken up for consideration.

Representative Hamos moved that the House concur with the Senate in the adoption of Senate Amendments numbered 1 and 2.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 5)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendments numbered 1 and 2 to HOUSE BILL 4676.

Ordered that the Clerk inform the Senate.

SENATE BILL ON SECOND READING

Having been read by title a second time on May 2, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 2436.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Dugan, SENATE BILL 2436 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:

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

(ROLL CALL 6)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 1892. Having been read by title a second time on May 19, 2005, and held on the order of Second Reading, the same was again taken up.

Representative Colvin offered and withdrew Amendment No. 1.

Representative Jefferson offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 1892 by replacing everything after the enacting clause with the following:

"Section 5. If and only if Senate Bill 17 of the 94th General Assembly becomes law, the River Edge Redevelopment Zone Act is amended by changing Sections 10-2, 10-4, and 10-5.3 as follows:

(94SB17 Art. 10, Sec. 10-2)

Sec. 10-2. Findings. The General Assembly finds and declares that those municipalities adjacent to or surrounding river areas often lack critical tools to safely revive and redevelop environmentally-challenged properties that will stimulate economic revitalization and create jobs in Illinois. Environmentally-challenged properties adjacent to or surrounding Illinois rivers are a threat to the health, safety, and welfare of the people of this State. Many of these environmentally-challenged properties adjacent to or surrounding rivers were former industrial areas that now, subject to appropriate

environmental clean-up and remediation, would be ideal for office, residential, retail, hospitality, commercial, recreational, warehouse and distribution, and other economically productive uses. The cost of the cleaning and remediation of these environmentally-challenged properties is often the primary obstacle to returning these properties to a safe and economically productive use.

Cooperative and continuous partnership among the State, through the Department of Commerce and Economic Opportunity and the Environmental Protection Agency, municipalities adjacent to or surrounding rivers, and the private sector is necessary to appropriately encourage the cost-effective cleaning and remediation of these environmentally-challenged properties in order to bring about a safe and economically productive use of the properties.

Therefore, it is declared to be the purpose of this Act to identify and initiate 3 ~~2~~ pilot River Edge Redevelopment Zones to stimulate the safe and cost-effective re-use of environmentally-challenged properties adjacent to or surrounding rivers by means of tax incentives or grants.

(Source: 94SB17ham003.)

(94SB17 Art. 10, Sec. 10-4)

Sec. 10-4. Qualifications for River Edge Redevelopment Zones.

An area is qualified to become a zone if it:

- (1) is a contiguous area adjacent to or surrounding a river;
- (2) comprises a minimum of one half square mile and not more than 12 square miles, exclusive of lakes and waterways;
- (3) satisfies any additional criteria established by the Department consistent with the purposes of this Act;
- (4) is entirely within a single ~~home rule~~ municipality; and
- (5) has at least 100 acres of environmentally challenged land within 1500 yards of the riverfront.

(Source: 94SB17ham003.)

(94SB17 Art. 10, Sec. 10-5.3)

Sec. 10-5.3. Certification of River Edge Redevelopment Zones.

(a) Approval of designated River Edge Redevelopment Zones shall be made by the Department by certification of the designating ordinance. The Department shall promptly issue a certificate for each zone upon its approval. The certificate shall be signed by the Director of the Department, shall make specific reference to the designating ordinance, which shall be attached thereto, and shall be filed in the office of the Secretary of State. A certified copy of the River Edge Redevelopment Zone Certificate, or a duplicate original thereof, shall be recorded in the office of the recorder of deeds of the county in which the River Edge Redevelopment Zone lies.

(b) A River Edge Redevelopment Zone shall be effective upon its certification. The Department shall transmit a copy of the certification to the Department of Revenue, and to the designating municipality. Upon certification of a River Edge Redevelopment Zone, the terms and provisions of the designating ordinance shall be in effect, and may not be amended or repealed except in accordance with Section 10-5.4.

(c) A River Edge Redevelopment Zone shall be in effect for the period stated in the certificate, which shall in no event exceed 30 calendar years. Zones shall terminate at midnight of December 31 of the final calendar year of the certified term, except as provided in Section 10-5.4.

(d) In calendar years 2006 and 2007, the Department may certify one pilot River Edge Redevelopment Zone in the City of East St. Louis, one pilot River Edge Redevelopment Zone in the City of Rockford, and one pilot River Edge Redevelopment Zone in the City of Aurora.

Thereafter the Department may not certify any additional River Edge Redevelopment Zones, but may amend and rescind certifications of existing River Edge Redevelopment Zones in accordance with Section 10-5.4.

(e) A municipality in which a River Edge Redevelopment Zone has been certified must submit to the Department, within 60 days after the certification, a plan for encouraging the participation by minority persons, females, persons with disabilities, and veterans in the zone. The Department may assist the municipality in developing and implementing the plan. The terms "minority person", "female", and "person with a disability" have the meanings set forth under Section 2 of the Business Enterprise for Minorities, Females, and Persons with Disabilities Act. "Veteran" means an Illinois resident who is a veteran as defined in subsection (h) of Section 1491 of Title 10 of the United States Code.

(Source: 94SB17ham003.)

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

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Colvin, SENATE BILL 1892 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: 100, Yeas; 9, Nays; 0, Answering Present.

(ROLL CALL 7)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

Having been read by title a second time on April 18, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 622.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Kelly, SENATE BILL 622 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: 109, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 8)

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

Ordered that the Clerk inform the Senate.

SENATE BILL ON SECOND READING

Having been read by title a second time on May 3, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 789.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Turner, SENATE BILL 789 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:

109, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 9)

This bill, as amended, 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 in the House amendment/s adopted.

CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS

Senate Amendment No. 1 to HOUSE BILL 4977, having been reproduced, was taken up for consideration.

Representative Scully moved that the House refuse to concur with the Senate in the adoption of Senate Amendment No. 1.

The motion prevailed.

Ordered that the Clerk inform the Senate.

HOUSE BILL ON SECOND READING

Having been read by title a second time on March 1, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: HOUSE BILL 4572.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Molaro, HOUSE BILL 4572 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: 109, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 10)

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.

SENATE BILL ON SECOND READING

SENATE BILL 2185. Having been read by title a second time on April 19, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Hassert offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2185, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Property Tax Code is amended by changing Sections 10-245 and 15-143 and by adding Division 15 to Article 10 as follows:

(35 ILCS 200/10-245)

Sec. 10-245. Method of valuation of low-income housing projects. Notwithstanding Section 1-55 and except in counties with a population of more than 200,000 that classify property for the purposes of taxation, to determine 33 and one-third percent of the fair cash value of any low-income housing project developed under the Section 515 program or that qualifies for the low-income housing tax credit under Section 42 of the Internal Revenue Code, in assessing the project, local assessment officers must consider the actual or probable net operating income attributable to the ~~property project~~, using a vacancy rate of not more than 5%, capitalized at normal market rates. The interest rate to be used in developing the normal

market value capitalization rate shall be one that reflects the prevailing cost of cash for other types of commercial real estate in the geographic market in which the low-income housing project is located.

(Source: P.A. 93-533, eff. 1-1-04; 93-755, eff. 7-16-04.)

(35 ILCS 200/Art. 10 Div. 15 heading new)

DIVISION 15. SUPPORTIVE LIVING FACILITIES

(35 ILCS 200/10-390 new)

Sec. 10-390. Valuation of supportive living facilities.

(a) Notwithstanding Section 1-55, to determine the fair cash value of any supportive living facility established under Section 5-5.01a of the Illinois Public Aid Code, in assessing the facility, a local assessment officer must use the income capitalization approach.

(b) When assessing supportive living facilities, the local assessment officer may not consider:

(1) payments from Medicaid for services provided to residents of supportive living facilities when such payments constitute income that is attributable to services and not attributable to the real estate; or

(2) payments by a resident of a supportive living facility for services that would be paid by Medicaid if the resident were Medicaid-eligible, when such payments constitute income that is attributable to services and not attributable to real estate.

(35 ILCS 200/15-143)

Sec. 15-143. Metropolitan Water Reclamation Districts in counties with a population greater than 3,000,000.

(a) All property that is located in a county with a population greater than 3,000,000 and that is owned by a metropolitan water reclamation district in a county with a population greater than 3,000,000 is exempt. Any such property leased to an entity that is not exempt shall remain exempt, and the leasehold interest of the lessee shall be assessed under Section 9-195 of this Code. The changes made by this amendatory Act of the 93rd General Assembly are declaratory of existing law.

(b) Property that is owned by a metropolitan water reclamation district in a county with a population greater than 3,000,000 is exempt, and the leasehold interest is exempt, if the property is:

(1) located in Will County; and

(2) leased to the Will County Forest Preserve District for a de minimis amount for use for public purposes.

(Source: P.A. 93-767, eff. 7-20-04.)

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

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Currie, SENATE BILL 2185 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:

107, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 11)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 858. Having been read by title a second time on April 25, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Brosnahan offered the following amendment and moved its adoption.

AMENDMENT NO. 1. Amend Senate Bill 858 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Sections 2-3.25o and 10-21.9 as follows:

(105 ILCS 5/2-3.25o)

Sec. 2-3.25o. Registration and recognition of non-public elementary and secondary schools.

(a) Findings. The General Assembly finds and declares (i) that the Constitution of the State of Illinois provides that a "fundamental goal of the People of the State is the educational development of all persons to the limits of their capacities" and (ii) that the educational development of every school student serves the public purposes of the State. In order to ensure that all Illinois students and teachers have the opportunity to enroll and work in State-approved educational institutions and programs, the State Board of Education shall provide for the voluntary registration and recognition of non-public elementary and secondary schools.

(b) Registration. All non-public elementary and secondary schools in the State of Illinois may voluntarily register with the State Board of Education on an annual basis. Registration shall be completed in conformance with procedures prescribed by the State Board of Education. Information required for registration shall include assurances of compliance (i) with federal and State laws regarding health examination and immunization, attendance, length of term, and nondiscrimination and (ii) with applicable fire and health safety requirements.

(c) Recognition. All non-public elementary and secondary schools in the State of Illinois may voluntarily seek the status of "Non-public School Recognition" from the State Board of Education. This status may be obtained by compliance with administrative guidelines and review procedures as prescribed by the State Board of Education. The guidelines and procedures must recognize that some of the aims and the financial bases of non-public schools are different from public schools and will not be identical to those for public schools, nor will they be more burdensome. The guidelines and procedures must also recognize the diversity of non-public schools and shall not impinge upon the noneducational relationships between those schools and their clientele.

(c-5) A non-public elementary or secondary school may not obtain "Non-public School Recognition" status unless the school requires all certified and non-certified applicants for employment with the school to authorize a fingerprint-based criminal history records check as a condition of employment to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses set forth in this subsection (c-5) or have been convicted, within 7 years of the application for employment, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State.

Authorization for the check shall be furnished by the applicant to the school, except that if the applicant is a substitute teacher seeking employment in more than one non-public school, a teacher seeking concurrent part-time employment positions with more than one non-public school (as a reading specialist, special education teacher or otherwise), or an educational support personnel employee seeking employment positions with more than one non-public school, only one of the non-public schools employing the individual shall request the authorization. Upon receipt of this authorization, the non-public school shall submit the applicant's name, sex, race, date of birth, social security number, fingerprint images, and other identifiers, as prescribed by the Department of State Police, to the Department of State Police.

The Department of State Police shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president or principal of the non-public school that requested the check. The Department of State Police shall charge that school a fee for conducting such check, which fee shall be deposited in the State Police Services Fund and shall not exceed the cost of the inquiry. Subject to appropriations for these purposes, the State Superintendent of Education shall reimburse nonpublic schools for fees paid to obtain criminal history records checks under this Section.

A non-public school may not obtain recognition status unless the school also performs a check of the Statewide Sex Offender Database, as authorized by the Sex Offender and Child Murderer Community Notification Law, for each applicant for employment to determine whether the applicant has been adjudicated a sex offender.

Any information concerning the record of convictions obtained by a non-public school's president or principal under this Section shall be confidential and may be transmitted only to the governing body of the non-public school or any other person necessary to the decision of hiring the applicant for employment. A copy of the record of convictions obtained from the Department of State Police shall be provided to the

applicant for employment. Upon the check of the Statewide Sex Offender Database, the non-public school shall notify an applicant as to whether or not the applicant has been identified in the Sex Offender Database as a sex offender. Any information concerning the records of convictions obtained by the non-public school's president or principal under this Section for a substitute teacher seeking employment in more than one non-public school, a teacher seeking concurrent part-time employment positions with more than one non-public school (as a reading specialist, special education teacher, or otherwise), or an educational support personnel employee seeking employment positions with more than one non-public school may be shared with the other non-public schools to which the applicant seeks employment. Any person who releases any confidential information concerning any criminal convictions of an applicant for employment shall be guilty of a Class A misdemeanor, unless the release of such information is authorized by this Section.

No non-public school may obtain recognition status that knowingly employs a person for whom a criminal history records check and a Statewide Sex Offender Database check has not been initiated or a person who has been convicted for committing attempted first degree murder or for committing or attempting to commit first degree murder or a Class X felony or any one or more of the following offenses: (i) those defined in Sections 11-6, 11-9, 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961; (ii) those defined in the Cannabis Control Act, except those defined in Sections 4(a), 4(b), and 5(a) of that Act; (iii) those defined in the Illinois Controlled Substances Act; and (iv) any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as one or more of the foregoing offenses. No non-public school may obtain recognition status that knowingly employs a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 18 years of age pursuant to proceedings under Article II of the Juvenile Court Act of 1987.

In order to obtain recognition status, a non-public school must require compliance with the provisions of this subsection (c-5) from all employees of persons or firms holding contracts with the school, including, but not limited to, food service workers, school bus drivers, and other transportation employees, who have direct, daily contact with the pupils. Any information concerning the record of conviction and identification as a sex offender of any such employee obtained by the non-public school principal or president must be promptly reported to the school's governing body.

(d) Public purposes. The provisions of this Section are in the public interest, for the public benefit, and serve secular public purposes.

(e) Definition. For purposes of this Section, a non-public school means any non-profit, non-home-based, and non-public elementary or secondary school that is in compliance with Title VI of the Civil Rights Act of 1964 and attendance at which satisfies the requirements of Section 26-1 of this Code.

(Source: P.A. 93-661, eff. 2-10-04.)

(105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

Sec. 10-21.9. Criminal history records checks and checks of the Statewide Sex Offender Database.

(a) Certified and noncertified applicants for employment with a school district, ~~except school bus driver applicants,~~ are required as a condition of employment to authorize a fingerprint-based criminal history records check to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses in subsection (c) of this Section or have been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State. Authorization for the check shall be furnished by the applicant to the school district, except that if the applicant is a substitute teacher seeking employment in more than one school district, a teacher seeking concurrent part-time employment positions with more than one school district (as a reading specialist, special education teacher or otherwise), or an educational support personnel employee seeking employment positions with more than one district, any such district may require the applicant to furnish authorization for the check to the regional superintendent of the educational service region in which are located the school districts in which the applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee. Upon receipt of this authorization, the school district or the appropriate regional superintendent, as the case may be, shall submit the applicant's name, sex, race, date of birth, social security number, fingerprint images, and other identifiers, as prescribed by the Department of State Police, to the Department. The regional superintendent submitting the requisite information to the Department of State Police shall promptly notify the school districts in which the

applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee that the check of the applicant has been requested. The Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president of the school board for the school district that requested the check, or to the regional superintendent who requested the check. The Department shall charge the school district or the appropriate regional superintendent a fee for conducting such check, which fee shall be deposited in the State Police Services Fund and shall not exceed the cost of the inquiry; and the applicant shall not be charged a fee for such check by the school district or by the regional superintendent. Subject to appropriations for these purposes, the State Superintendent of Education shall reimburse school districts and regional superintendents for fees paid to obtain criminal history records checks under this Section.

(a-5) The school district or regional superintendent shall further perform a check of the Statewide Sex Offender Database, as authorized by the Sex Offender and Child Murderer Community Notification Law, for each applicant.

(b) Any information concerning the record of convictions obtained by the president of the school board or the regional superintendent shall be confidential and may only be transmitted to the superintendent of the school district or his designee, the appropriate regional superintendent if the check was requested by the school district, the presidents of the appropriate school boards if the check was requested from the Department of State Police by the regional superintendent, the State Superintendent of Education, the State Teacher Certification Board or any other person necessary to the decision of hiring the applicant for employment. A copy of the record of convictions obtained from the Department of State Police shall be provided to the applicant for employment. Upon the check of the Statewide Sex Offender Database, the school district or regional superintendent shall notify an applicant as to whether or not the applicant has been identified in the Database as a sex offender. If a check of an applicant for employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee in more than one school district was requested by the regional superintendent, and the Department of State Police upon a check ascertains that the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and so notifies the regional superintendent and if the regional superintendent upon a check ascertains that the applicant has not been identified in the Sex Offender Database as a sex offender, then the regional superintendent shall issue to the applicant a certificate evidencing that as of the date specified by the Department of State Police the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and evidencing that as of the date that the regional superintendent conducted a check of the Statewide Sex Offender Database, the applicant has not been identified in the Database as a sex offender. The school board of any school district located in the educational service region served by the regional superintendent who issues such a certificate to an applicant for employment as a substitute teacher in more than one such district may rely on the certificate issued by the regional superintendent to that applicant, or may initiate its own criminal history records check of the applicant through the Department of State Police and its own check of the Statewide Sex Offender Database as provided in subsection (a). Any person who releases any confidential information concerning any criminal convictions of an applicant for employment shall be guilty of a Class A misdemeanor, unless the release of such information is authorized by this Section.

(c) No school board shall knowingly employ a person who has been convicted for committing attempted first degree murder or for committing or attempting to commit first degree murder or a Class X felony or any one or more of the following offenses: (i) those defined in Sections 11-6, 11-9, 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15 and 12-16 of the Criminal Code of 1961; (ii) those defined in the Cannabis Control Act except those defined in Sections 4(a), 4(b) and 5(a) of that Act; (iii) those defined in the Illinois Controlled Substances Act; (iv) those defined in the Methamphetamine Control and Community Protection Act; and (v) any offense committed or attempted in any other state or against the laws of the United States, which if committed or attempted in this State, would have been punishable as one or more of the foregoing offenses. Further, no

school board shall knowingly employ a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 18 years of age pursuant to proceedings under Article II of the Juvenile Court Act of 1987.

(d) No school board shall knowingly employ a person for whom a criminal history records check and a Statewide Sex Offender Database check has not been initiated.

(e) Upon receipt of the record of a conviction of or a finding of child abuse by a holder of any certificate issued pursuant to Article 21 or Section 34-8.1 or 34-83 of the School Code, the appropriate regional superintendent of schools or the State Superintendent of Education shall initiate the certificate suspension and revocation proceedings authorized by law.

(f) After January 1, 1990 the provisions of this Section shall apply to all employees of persons or firms holding contracts with any school district including, but not limited to, food service workers, school bus drivers and other transportation employees, who have direct, daily contact with the pupils of any school in such district. For purposes of criminal history records checks and checks of the Statewide Sex Offender Database on employees of persons or firms holding contracts with more than one school district and assigned to more than one school district, the regional superintendent of the educational service region in which the contracting school districts are located may, at the request of any such school district, be responsible for receiving the authorization for a criminal history records check prepared by each such employee and submitting the same to the Department of State Police and for conducting a check of the Statewide Sex Offender Database for each employee. Any information concerning the record of conviction and identification as a sex offender of any such employee obtained by the regional superintendent shall be promptly reported to the president of the appropriate school board or school boards.

(Source: P.A. 93-418, eff. 1-1-04; 93-909, eff. 8-12-04; 94-219, eff. 7-14-05; 94-556, eff. 9-11-05; revised 8-19-05.)"

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. 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 Brosnahan, SENATE BILL 858 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: 107, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 12)

This bill, as amended, 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 in the House amendment/s adopted.

On motion of Representative Lang, SENATE BILL 931 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: 107, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 13)

This bill, as amended, 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 in the House amendment/s adopted.

On motion of Representative Scully, SENATE BILL 2664 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:

66, Yeas; 41, Nays; 0, Answering Present.
(ROLL CALL 14)

This bill, as amended, 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 in the House amendment/s adopted.

On motion of Representative Mautino, SENATE BILL 627 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: 107, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 15)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 613. Having been read by title a second time on May 26, 2006, and held on the order of Second Reading, the same was again taken up.

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

Representative Dugan offered and withdrew Amendment No. 2.

Representative Dugan offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend Senate Bill 613 by replacing everything after the enacting clause with the following:

"Section 3. The Director of Corrections, on behalf of the State of Illinois, is authorized, prior to a date 3 years after the effective date of this amendatory Act of the 94th General Assembly, to lease the real property, buildings, and other improvements comprising the Hopkins Park Correctional Center to the Village of Hopkins Park for a term of 99 years for the sum of \$1 per year, subject to the following conditions:

(1) The Village of Hopkins Park may use the leased property only for lawful purposes.

(2) The Village of Hopkins Park may sublease the property, without the consent of the State of Illinois, to any party only for lawful purposes.

(3) The Village of Hopkins Park must hold the State of Illinois harmless, for the duration of the lease, from any liability and any and all claims of any kind relating to the leased property.

(4) If any provision of this Section is violated by the Village of Hopkins Park or a sublessee, the leased property shall revert back to the State of Illinois without further action by the State of Illinois.

Section 5. The Department of Transportation Law of the Civil Administrative Code of Illinois is amended by adding Section 2705-565 as follows:

(20 ILCS 2705/2705-565 new)

Sec. 2705-565. North Chicago property; study; conveyance.

(a) The Department shall perform a study of property owned by the Department consisting of approximately 160 acres located in North Chicago, south of IL Route 137, between IL Route 43 and US Route 41. The study shall include, but not be limited to, a survey of the property for the purpose of delineating jurisdictional wetlands in accordance with the Interagency Wetland Policy Act of 1989 and identifying threatened and endangered species in accordance with the Illinois Endangered Species Protection Act, for the purpose of identifying property no longer needed for highway purposes.

(b) Upon completion of the study and for a period ending 3 years after the effective date of this amendatory Act of the 94th General Assembly, the City of North Chicago shall have an exclusive option to purchase for public purposes those portions of the property no longer needed for highway purposes for a consideration, which may be de minimus, negotiated by the parties. The Department of Transportation is authorized to convey the excess property to the City of North Chicago pursuant to this Section within 3

years after the effective date of this amendatory Act of the 94th General Assembly, but may not otherwise convey or transfer the property during that period.

(c) Any conveyance to the City of North Chicago under this Section shall provide (i) that title to the property reverts to the State of Illinois if the property ceases to be used for public purposes and (ii) the City of North Chicago may lease the property but may not convey its ownership of the property to any party, other than the State of Illinois.

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

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Molaro, SENATE BILL 613 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: 106, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 16)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 2796. Having been read by title a second time on April 19, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Giles offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2796 on page 23, line 30, after "request", by inserting the following:

"Amendments are permissible for the purpose of raising issues beyond those in the initial hearing request."

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Giles, SENATE BILL 2796 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: 105, Yeas; 2, Nays; 0, Answering Present.

(ROLL CALL 17)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 2399. Having been read by title a second time on May 2, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Lang offered the following amendment and moved its adoption.

AMENDMENT NO. 1. Amend Senate Bill 2399 by replacing everything after the enacting clause with the following:

"ARTICLE 1.

Section 1-1. Short title. This Article 1 may be cited as the Apprenticeship Program and Public Works Reporting Act, and references in this Article to "this Act" mean this Article.

Section 1-5. Definitions. As used in this Act:

"Apprenticeship program" means an apprenticeship program approved by the U.S. Department of Labor.

"Public works" has the meaning ascribed to that term in the Prevailing Wage Act.

Section 1-10. Apprenticeship program reports.

(a) For each apprenticeship program operating in this State, the entity operating the apprenticeship program must file annual reports with the Department of Commerce and Economic Opportunity covering each calendar year. Each report shall include:

(1) The number of persons applying to the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(2) The number of persons participating in the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) The number of persons completing the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(4) The number of persons of each gender applying to the program.

(5) The number of persons of each gender participating in the program.

(6) The number of persons of each gender completing the program.

(b) Nothing in this Section shall be construed to compel an individual to provide information regarding race, ethnicity, or gender or compel an entity operating the apprenticeship program to report regarding race, ethnicity, or gender if that information is not provided by the individual applying to or participating in an apprenticeship program.

(c) An entity that knowingly fails to file a report or knowingly files an inaccurate or incomplete report commits a business offense for which a fine of not more than \$5,000 may be imposed. In addition, if 14 days have elapsed since a report filing deadline of the Department of Commerce and Economic Opportunity, each subsequent day during which an entity knowingly fails to file a report constitutes a separate violation.

(d) The Department of Commerce and Economic Opportunity shall adopt rules concerning the format and contents of reports and the time and procedure for filing reports under this Section.

Section 1-15. Public works contractor reports.

(a) Each contractor to whom a contract for a public works project for a State agency has been awarded and each subcontractor performing work on the project must file annual reports with the Department of Commerce and Economic Opportunity covering each calendar year during which work is performed under the contract. Each report shall include the following information for each job classification:

(1) The number of persons applying to perform work on the project in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(2) The number of persons performing work on the project in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) The number of persons of each gender applying to perform work on the project.

(4) The number of persons of each gender performing work on the project.

(b) Nothing in this Section shall be construed to compel an individual to provide information regarding race, ethnicity, or gender or compel a contractor or subcontractor to report regarding race, ethnicity, or gender if that information is not provided by an individual applying to perform work on a project or performing work on a project.

(c) A contractor or subcontractor that knowingly fails to file a report or knowingly files an inaccurate or incomplete report commits a business offense for which a fine of not more than \$5,000 may be imposed. In addition, if 14 days have elapsed since a report filing deadline of the Department of Commerce and Economic Opportunity, each subsequent day during which a contractor or subcontractor knowingly fails to file a report constitutes a separate violation.

(d) The Department of Commerce and Economic Opportunity shall adopt rules concerning the format and contents of reports and the time and procedure for filing reports under this Section.

Section 1-20. Reports by the Department of Commerce and Economic Opportunity. The Department of Commerce and Economic Opportunity shall file a report each calendar quarter with the Governor and the General Assembly incorporating the information filed with the Department of Commerce and Economic Opportunity under Sections 1-10, 1-15, 1-25, and 1-30. The information in each report shall be further broken down by the 5 regions of the State, as those regions are defined by the Department of Commerce and Economic Opportunity. Each report shall also compare the reported racial, ethnic, and gender data for each region with the racial, ethnic, and gender characteristics of the general workforce for each region.

Section 1-25. Reports by the Department of Transportation. The Department of Transportation shall file a report each calendar quarter with the Department of Commerce and Economic Opportunity setting forth the following information for each contract entered into by the Department of Transportation for a public works project under which work was performed during the quarterly reporting period:

(1) The name of the project.

(2) For each trade or occupation, the number of persons performing work on the project during the quarterly reporting period in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) For each trade or occupation, the number of persons of each gender performing work on the project during the quarterly reporting period.

Section 1-30. Reports by the Capital Development Board. The Capital Development Board shall file a report each calendar quarter with the Department of Commerce and Economic Opportunity setting forth the following information for each contract entered into by the Capital Development Board for a public works project under which work was performed during the quarterly reporting period:

(1) The name of the project.

(2) For each trade or occupation, the number of persons performing work on the project during the quarterly reporting period in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) For each trade or occupation, the number of persons of each gender performing work on the project during the quarterly reporting period.

Section 1-35. Rules. The Department of Commerce and Economic Opportunity, the Department of Transportation, and the Capital Development Board may adopt any rules necessary or appropriate to carry out their responsibilities under this Act.

ARTICLE 5.

Section 5-1. Short title. This Article 5 may be cited as the Employee Classification Act, and references in this Article to "this Act" mean this Article.

Section 5-3. Purpose. This Act is intended to address the practice of misclassifying employees as independent contractors.

Section 5-5. Definitions. As used in this Act:

"Construction" means building, altering, repairing, improving, or demolishing any structure or building or making improvements of any kind to real property.

"Contractor" means any person or entity who is engaged in construction as defined in this Act. "Contractor" includes a general contractor and a subcontractor, but does not include a person or entity who furnishes only materials or supplies.

"Department" means the Department of Labor.

"Director" means the Director of Labor.

"Employer" means any contractor that employs individuals deemed employees under Section 5-10 of this Act; however, "employer" does not include (i) the State of Illinois or its officers, agencies, or political

subdivisions or (ii) the federal government.

"Entity" means any contractor or subcontractor for which a person is performing any service and is not classified as an employee under Section 5-10 of this Act; however, "entity" does not include (i) the State of Illinois or its officers, agencies, or political subdivisions or (ii) the federal government.

Section 5-10. Applicability; status of individuals performing service. For the purposes of this Act, an individual performing any service for a contractor or subcontractor is deemed to be an employee unless it is shown that:

- (1) the individual has been and will continue to be free from control or direction over the performance of the service, both under his or her contract of service and in fact;
- (2) the service is either outside the usual course of the business for which the service is performed or the service is performed outside of all the places of business of the enterprise for which the service is performed; and
- (3) the individual is engaged in an independently established trade, occupation, profession, or business.

Provided, however, that this shall not impair the ability of a contractor to subcontract with a subcontractor provided the subcontractor satisfies the provisions of this Section, nor impair the ability of a subcontractor to subcontract with a lower tier subcontractor provided the lower tier subcontractor satisfies the provisions of this Section.

Section 5-15. Notice.

(a) The Department shall post a summary of the requirements of this Act in English, Spanish, and Polish on its web site and on bulletin boards in each of its offices.

(b) An employer or entity for whom one or more persons classified as independent contractors are performing service shall post and keep posted, in conspicuous places on each job site where those persons work and in each of its offices, a notice in English, Spanish, and Polish, prepared by the Department, summarizing the requirements of this Act. The Department shall furnish copies of summaries to employers and entities upon request without charge.

Section 5-20. Failure to properly designate or classify persons performing services as employees.

(a) Except as provided in subsection (b), it is a violation of this Act for an employer or entity not to designate an individual as an employee under Section 5-10 of this Act unless the employer or entity satisfies the provisions of Section 5-10.

(b) A general contractor shall not be liable under this Act for any subcontractor's failure to properly designate or classify persons performing services as employees, nor shall a subcontractor be liable for any lower tier subcontractor's failure to properly designate or classify persons performing services as employees.

(c) Nothing in this Act shall be deemed to apply to any action arising out of personal injury or tort.

Section 5-25. Enforcement. It shall be the duty of the Department to enforce the provisions of this Act. The Department shall have the power to conduct investigations in connection with the administration and enforcement of this Act and any investigator with the Department shall be authorized to visit and inspect, at all reasonable times, any places covered by this Act and shall be authorized to inspect, at all reasonable times, documents related to the determination of whether a person is an employee under Section 5-10 of this Act. The Director of Labor or his or her representative may compel, by subpoena, the attendance and testimony of witnesses and the production of books, payrolls, records, papers, and other evidence in any investigation or hearing and may administer oaths to witnesses.

Section 5-27. Order for violation and public hearing. Whenever the Department believes upon investigation that there has been a violation of any of the provisions of this Act or any rules or regulations promulgated under this Act, the Department may: (i) issue and cause to be served on any party an order to cease and desist from further violation of this Act; (ii) take affirmative or other action as deemed reasonable to eliminate the effect of the violation; and (iii) assess any civil penalty allowed by this Act. The civil penalties assessed by the Department shall be recoverable in an action brought in the name of the People of the State of Illinois by the Attorney General. In any order issued to an offending party under this Act, the Department shall include a summary of its findings, which give evidence of the violation. Any party affected by an order of the Department shall have the right to a hearing before the Department; however, a written request for such hearing shall be served on the Department within 10 days of notice of such order. In the absence of the receipt of a request for hearing, the affected party shall be deemed to have waived its right to a hearing and the Department's order shall become a final administrative decision.

Section 5-30. Review under Administrative Review Law. Any party to a proceeding under this Act may apply for and obtain judicial review of an order of the Department entered under this Act in accordance

with the provisions of the Administrative Review Law, and the Department in proceedings under the Act may obtain an order from the court for the enforcement of its order.

Section 5-35. Contempt. Whenever it appears that any employer or entity has violated a valid order of the Department issued under this Act, the Director of Labor may commence an action and obtain from the court an order commanding the employer or entity to obey the order of the Department or be adjudged guilty of contempt of court and punished accordingly.

Section 5-40. Penalties. An employer or entity that violates any of the provisions of this Act or any rule adopted under this Act shall be subject to a civil penalty not to exceed \$1,500 for each violation found in the first audit by the Department. Following a first audit, an employer or entity shall be subject to a civil penalty not to exceed \$2,500 for each repeat violation found by the Department within 5 years. For purposes of this Section, each violation of this Act for each person and for each day the violation continues shall constitute a separate and distinct violation. In determining the amount of a penalty, the Director shall consider the appropriateness of the penalty to the employer or entity charged, upon the determination of the gravity of the violations. The amount of the penalty, when finally determined, may be recovered in a civil action filed in any circuit court by the Director of Labor, or a person aggrieved by a violation of this Act or any rule adopted under this Act. In any civil action brought by an aggrieved person pursuant to this Section, the circuit court shall award the aggrieved person 10% of the amount recovered. In such case the remaining amount recovered shall be submitted to the Director of Labor. Any uncollected amount shall be subject to the provisions of the Illinois State Collection Act of 1986.

Section 5-42. Debarments. For any second or subsequent violation determined by the Department which is within 5 years of an earlier violation, the Department shall add the employer or entity's name to a list to be posted on the Department's website. Upon such notice, the Department shall notify the violating employer or entity. No State contract shall be awarded to an employer or entity appearing on the list until 4 years have elapsed from the date of the last violation.

Section 5-45. Willful violations.

(a) Whoever willfully violates any of the provisions of this Act or any rule adopted under this Act or whoever obstructs the Director of Labor, or his or her representatives, or any other person authorized to inspect places of employment under this Act shall be liable for penalties up to double the statutory amount.

(b) Whoever willfully violates any of the provisions of this Act or any rule adopted under this Act shall be liable to the employee for punitive damages in an amount equal to the penalties assessed in subsection (a) of this Section.

(c) The penalty shall be imposed in cases in which an employer or entity's conduct is proven by a preponderance of the evidence to be willful. The penalty may be recovered in a civil action brought by the Director of Labor in any circuit court. In any such action, the Director of Labor shall be represented by the Attorney General. Any uncollected amount shall be subject to the provisions of the Illinois State Collection Act of 1986.

Section 5-50. Employee Classification Fund. All moneys received by the Department as civil penalties under this Act shall be deposited into the Employee Classification Fund and shall be used, subject to appropriation by the General Assembly, by the Department for administration, investigation, and other expenses incurred in carrying out its powers and duties under this Act. The Department shall hire as many investigators and other personnel as may be necessary to carry out the purposes of this Act. Any moneys in the Fund at the end of a fiscal year in excess of those moneys necessary for the Department to carry out its powers and duties under this Act shall be available to the Department for the next fiscal year for any of the Department's duties.

Section 5-55. Retaliation.

(a) It is a violation of this Act for an employer or entity, or any agent of an employer or entity, to retaliate through discharge or in any other manner against any person for exercising any rights granted under this Act. Such retaliation shall subject an employer or entity to civil penalties pursuant to this Act or a private cause of action.

(b) It is a violation of this Act for an employer or entity to retaliate against a person for:

(1) making a complaint to an employer or entity, to a co-worker, to a community organization, before a public hearing, or to a State or federal agency that rights guaranteed under this Act have been violated;

(2) causing to be instituted any proceeding under or related to this Act; or

(3) testifying or preparing to testify in an investigation or proceeding under this Act.

Section 5-60. Private right of action.

(a) A person aggrieved by a violation of this Act or any rule adopted under this Act by an employer or

entity may file suit in circuit court, in the county where the alleged offense occurred or where any person who is party to the action resides, without regard to exhaustion of any alternative administrative remedies provided in this Act. Actions may be brought by one or more persons for and on behalf of themselves and other persons similarly situated. A person whose rights have been violated under this Act by an employer or entity is entitled to collect:

- (1) the amount of any wages, salary, employment benefits, or other compensation denied or lost to the person by reason of the violation, plus an equal amount in liquidated damages;
- (2) compensatory damages and an amount up to \$500 for each violation of this Act or any rule adopted under this Act;
- (3) in the case of unlawful retaliation, all legal or equitable relief as may be appropriate; and
- (4) attorney's fees and costs.

(b) The right of an aggrieved person to bring an action under this Section terminates upon the passing of 3 years from the final date of service to the employer or entity. This limitations period is tolled if an employer or entity has deterred a person's exercise of rights under this Act by contacting or threatening to contact law enforcement agencies.

Section 5-65. Rulemaking. The Department may adopt reasonable rules to implement and administer this Act. For purposes of this Act, the General Assembly finds that the adoption of rules to implement this Act is deemed an emergency and necessary for the public interest and welfare.

Section 5-70. No waivers.

(a) There shall be no waiver of any provision of this Act.

(b) It is a Class C misdemeanor for an employer to attempt to induce any individual to waive any provision of this Act.

Section 5-75. Cooperation. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under this Act by sharing information concerning any suspected misclassification by an employer of one or more of its employees as independent contractors. Upon determining that an employer or entity has misclassified employees as independent contractors in violation of this Act, the Department of Labor shall notify the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission who shall be obliged to check such employer or entity's compliance with their laws, utilizing their own definitions, standards, and procedures.

Section 5-80. Effect of final decision. Any final administrative decision made pursuant to this Act is for the purpose of enforcing this Act and is not admissible or binding against a party in any other proceeding.

Section 5-900. The State Comptroller Act is amended by adding Section 9.06 as follows:

(15 ILCS 405/9.06 new)

Sec. 9.06. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-901. The Department of Employment Security Law of the Civil Administrative Code of Illinois is amended by adding Section 1005-160 as follows:

(20 ILCS 1005/1005-160 new)

Sec. 1005-160. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-905. The Department of Labor Law of the Civil Administrative Code of Illinois is amended by adding Section 1505-125 as follows:

(20 ILCS 1505/1505-125 new)

Sec. 1505-125. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-910. The Department of Revenue Law of the Civil Administrative Code of Illinois is amended by adding Section 2505-750 as follows:

(20 ILCS 2505/2505-750 new)

Sec. 2505-750. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-915. The State Finance Act is amended by adding Section 5.663 as follows:

(30 ILCS 105/5.663 new)

Sec. 5.663. The Employee Classification Fund.

Section 5-920. The Illinois Procurement Code is amended by changing Section 50-70 as follows:

(30 ILCS 500/50-70)

Sec. 50-70. Additional provisions. This Code is subject to applicable provisions of the following Acts:

- (1) Article 33E of the Criminal Code of 1961;
- (2) the Illinois Human Rights Act;
- (3) the Discriminatory Club Act;
- (4) the Illinois Governmental Ethics Act;
- (5) the State Prompt Payment Act;
- (6) the Public Officer Prohibited Activities Act; ~~and~~
- (7) the Drug Free Workplace Act; ~~and~~
- (8) the Employee Classification Act.

(Source: P.A. 90-572, eff. 2-6-98.)

Section 5-925. The Workers' Compensation Act is amended by adding Section 26.1 as follows:

(820 ILCS 305/26.1 new)

Sec. 26.1. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

ARTICLE 10.

Section 10-5. The Prevailing Wage Act is amended by changing Section 5 as follows:

(820 ILCS 130/5) (from Ch. 48, par. 39s-5)

Sec. 5. Certified payroll.

(a) While participating on public works, the contractor and each subcontractor shall:

(1) make and keep, for a period of not less than 3 years, records of all laborers, mechanics, and other workers employed by them on the project; the records shall include each worker's name, address, telephone number when available, social security number, classification or classifications, the hourly wages paid in each pay period, the number of hours worked each day, and the starting and ending times of work each day; and

(2) submit monthly, in person, by mail, or electronically a certified payroll to the public body in charge of the project. The certified payroll shall consist of a complete copy of the records identified in paragraph (1) of this subsection (a), but may exclude the starting and ending times of work each day. The certified payroll shall be accompanied by a statement signed by the contractor or subcontractor which avers that: (i) such records are true and accurate; (ii) the hourly rate paid to each worker is not less than the general prevailing rate of hourly wages required by this Act; and (iii) the contractor or subcontractor is aware that filing a certified payroll that he or she knows to be false is a Class B misdemeanor. A general contractor is not prohibited from relying on the certification of a lower tier subcontractor, provided the general contractor does not knowingly rely upon a subcontractor's false certification. Any contractor or subcontractor subject to this Act who fails to submit a certified payroll or knowingly files a false certified payroll is in violation of this Act and guilty of a Class B misdemeanor. The public body in charge of the project shall keep the records submitted in accordance with this paragraph (2) of subsection (a) for a period of not less than 3 years. The records submitted in accordance with this paragraph (2) of subsection (a) shall be considered public records, except an employee's address, telephone number, and social security number, and made available in accordance with the Freedom of Information Act. The public body shall accept any reasonable submissions by the contractor that meet the requirements of this Section.

(b) Upon 7 ~~2~~ business days' notice, the contractor and each subcontractor shall make available for inspection the records identified in paragraph (1) of subsection (a) of this Section to the public body in charge of the project, its officers and agents, and to the Director of Labor and his deputies and agents. Upon 7 ~~2~~ business days' notice, the contractor and each subcontractor shall make such records available at all reasonable hours at a location within this State.
 (Source: P.A. 93-38, eff. 6-1-04; 94-515, eff. 8-10-05.)

ARTICLE 99.

Section 99-97. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

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

And on that motion, a vote was taken resulting as follows:
 10, Yeas; 84, Nays; 11, Answering Present.
 (ROLL CALL 18)
 The amendment failed.

Representative Lang offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2399 by replacing everything after the enacting clause with the following:

"ARTICLE 5.

Section 5-1. Short title. This Article 5 may be cited as the Employee Classification Act, and references in this Article to "this Act" mean this Article.

Section 5-3. Purpose. This Act is intended to address the practice of misclassifying employees as independent contractors.

Section 5-5. Definitions. As used in this Act:

"Construction" means building, altering, repairing, improving, or demolishing any structure or building or making improvements of any kind to real property.

"Contractor" means any person or entity who is engaged in construction as defined in this Act. "Contractor" includes a general contractor and a subcontractor, but does not include a person or entity who furnishes only materials or supplies.

"Department" means the Department of Labor.

"Director" means the Director of Labor.

"Employer" means any contractor that employs individuals deemed employees under Section 5-10 of this Act; however, "employer" does not include (i) the State of Illinois or its officers, agencies, or political subdivisions or (ii) the federal government.

"Entity" means any contractor or subcontractor for which a person is performing any service and is not classified as an employee under Section 5-10 of this Act; however, "entity" does not include (i) the State of Illinois or its officers, agencies, or political subdivisions or (ii) the federal government.

Section 5-10. Applicability; status of individuals performing service. For the purposes of this Act, an individual performing any service for a contractor or subcontractor is deemed to be an employee unless it is shown that:

- (1) the individual has been and will continue to be free from control or direction over the performance of the service, both under his or her contract of service and in fact;
- (2) the service is either outside the usual course of the business for which the service is performed or the service is performed outside of all the places of business of the enterprise for which the service is performed; and
- (3) the individual is engaged in an independently established trade, occupation, profession, or business.

Provided, however, that this shall not impair the ability of a contractor to subcontract with a subcontractor provided the subcontractor satisfies the provisions of this Section, nor impair the ability of a subcontractor to subcontract with a lower tier subcontractor provided the lower tier subcontractor satisfies the provisions of this Section.

Section 5-15. Notice.

(a) The Department shall post a summary of the requirements of this Act in English, Spanish, and Polish on its web site and on bulletin boards in each of its offices.

(b) An employer or entity for whom one or more persons classified as independent contractors are

performing service shall post and keep posted, in conspicuous places on each job site where those persons work and in each of its offices, a notice in English, Spanish, and Polish, prepared by the Department, summarizing the requirements of this Act. The Department shall furnish copies of summaries to employers and entities upon request without charge.

Section 5-20. Failure to properly designate or classify persons performing services as employees.

(a) Except as provided in subsection (b), it is a violation of this Act for an employer or entity not to designate an individual as an employee under Section 5-10 of this Act unless the employer or entity satisfies the provisions of Section 5-10.

(b) A general contractor shall not be liable under this Act for any subcontractor's failure to properly designate or classify persons performing services as employees, nor shall a subcontractor be liable for any lower tier subcontractor's failure to properly designate or classify persons performing services as employees.

(c) Nothing in this Act shall be deemed to apply to any action arising out of personal injury or tort.

Section 5-25. Enforcement. It shall be the duty of the Department to enforce the provisions of this Act. The Department shall have the power to conduct investigations in connection with the administration and enforcement of this Act and any investigator with the Department shall be authorized to visit and inspect, at all reasonable times, any places covered by this Act and shall be authorized to inspect, at all reasonable times, documents related to the determination of whether a person is an employee under Section 5-10 of this Act. The Director of Labor or his or her representative may compel, by subpoena, the attendance and testimony of witnesses and the production of books, payrolls, records, papers, and other evidence in any investigation or hearing and may administer oaths to witnesses.

Section 5-27. Order for violation and public hearing. Whenever the Department believes upon investigation that there has been a violation of any of the provisions of this Act or any rules or regulations promulgated under this Act, the Department may: (i) issue and cause to be served on any party an order to cease and desist from further violation of this Act; (ii) take affirmative or other action as deemed reasonable to eliminate the effect of the violation; and (iii) assess any civil penalty allowed by this Act. The civil penalties assessed by the Department shall be recoverable in an action brought in the name of the People of the State of Illinois by the Attorney General. In any order issued to an offending party under this Act, the Department shall include a summary of its findings, which give evidence of the violation. Any party affected by an order of the Department shall have the right to a hearing before the Department; however, a written request for such hearing shall be served on the Department within 10 days of notice of such order. In the absence of the receipt of a request for hearing, the affected party shall be deemed to have waived its right to a hearing and the Department's order shall become a final administrative decision.

Section 5-30. Review under Administrative Review Law. Any party to a proceeding under this Act may apply for and obtain judicial review of an order of the Department entered under this Act in accordance with the provisions of the Administrative Review Law, and the Department in proceedings under the Act may obtain an order from the court for the enforcement of its order.

Section 5-35. Contempt. Whenever it appears that any employer or entity has violated a valid order of the Department issued under this Act, the Director of Labor may commence an action and obtain from the court an order commanding the employer or entity to obey the order of the Department or be adjudged guilty of contempt of court and punished accordingly.

Section 5-40. Penalties. An employer or entity that violates any of the provisions of this Act or any rule adopted under this Act shall be subject to a civil penalty not to exceed \$1,500 for each violation found in the first audit by the Department. Following a first audit, an employer or entity shall be subject to a civil penalty not to exceed \$2,500 for each repeat violation found by the Department within 5 years. For purposes of this Section, each violation of this Act for each person and for each day the violation continues shall constitute a separate and distinct violation. In determining the amount of a penalty, the Director shall consider the appropriateness of the penalty to the employer or entity charged, upon the determination of the gravity of the violations. The amount of the penalty, when finally determined, may be recovered in a civil action filed in any circuit court by the Director of Labor, or a person aggrieved by a violation of this Act or any rule adopted under this Act. In any civil action brought by an aggrieved person pursuant to this Section, the circuit court shall award the aggrieved person 10% of the amount recovered. In such case the remaining amount recovered shall be submitted to the Director of Labor. Any uncollected amount shall be subject to the provisions of the Illinois State Collection Act of 1986.

Section 5-42. Debarments. For any second or subsequent violation determined by the Department which is within 5 years of an earlier violation, the Department shall add the employer or entity's name to a list to be posted on the Department's website. Upon such notice, the Department shall notify the violating

employer or entity. No State contract shall be awarded to an employer or entity appearing on the list until 4 years have elapsed from the date of the last violation.

Section 5-45. Willful violations.

(a) Whoever willfully violates any of the provisions of this Act or any rule adopted under this Act or whoever obstructs the Director of Labor, or his or her representatives, or any other person authorized to inspect places of employment under this Act shall be liable for penalties up to double the statutory amount.

(b) Whoever willfully violates any of the provisions of this Act or any rule adopted under this Act shall be liable to the employee for punitive damages in an amount equal to the penalties assessed in subsection (a) of this Section.

(c) The penalty shall be imposed in cases in which an employer or entity's conduct is proven by a preponderance of the evidence to be willful. The penalty may be recovered in a civil action brought by the Director of Labor in any circuit court. In any such action, the Director of Labor shall be represented by the Attorney General. Any uncollected amount shall be subject to the provisions of the Illinois State Collection Act of 1986.

Section 5-50. Employee Classification Fund. All moneys received by the Department as civil penalties under this Act shall be deposited into the Employee Classification Fund and shall be used, subject to appropriation by the General Assembly, by the Department for administration, investigation, and other expenses incurred in carrying out its powers and duties under this Act. The Department shall hire as many investigators and other personnel as may be necessary to carry out the purposes of this Act. Any moneys in the Fund at the end of a fiscal year in excess of those moneys necessary for the Department to carry out its powers and duties under this Act shall be available to the Department for the next fiscal year for any of the Department's duties.

Section 5-55. Retaliation.

(a) It is a violation of this Act for an employer or entity, or any agent of an employer or entity, to retaliate through discharge or in any other manner against any person for exercising any rights granted under this Act. Such retaliation shall subject an employer or entity to civil penalties pursuant to this Act or a private cause of action.

(b) It is a violation of this Act for an employer or entity to retaliate against a person for:

- (1) making a complaint to an employer or entity, to a co-worker, to a community organization, before a public hearing, or to a State or federal agency that rights guaranteed under this Act have been violated;
- (2) causing to be instituted any proceeding under or related to this Act; or
- (3) testifying or preparing to testify in an investigation or proceeding under this Act.

Section 5-60. Private right of action.

(a) A person aggrieved by a violation of this Act or any rule adopted under this Act by an employer or entity may file suit in circuit court, in the county where the alleged offense occurred or where any person who is party to the action resides, without regard to exhaustion of any alternative administrative remedies provided in this Act. Actions may be brought by one or more persons for and on behalf of themselves and other persons similarly situated. A person whose rights have been violated under this Act by an employer or entity is entitled to collect:

- (1) the amount of any wages, salary, employment benefits, or other compensation denied or lost to the person by reason of the violation, plus an equal amount in liquidated damages;
- (2) compensatory damages and an amount up to \$500 for each violation of this Act or any rule adopted under this Act;
- (3) in the case of unlawful retaliation, all legal or equitable relief as may be appropriate; and
- (4) attorney's fees and costs.

(b) The right of an aggrieved person to bring an action under this Section terminates upon the passing of 3 years from the final date of service to the employer or entity. This limitations period is tolled if an employer or entity has deterred a person's exercise of rights under this Act by contacting or threatening to contact law enforcement agencies.

Section 5-65. Rulemaking. The Department may adopt reasonable rules to implement and administer this Act. For purposes of this Act, the General Assembly finds that the adoption of rules to implement this Act is deemed an emergency and necessary for the public interest and welfare.

Section 5-70. No waivers.

(a) There shall be no waiver of any provision of this Act.

(b) It is a Class C misdemeanor for an employer to attempt to induce any individual to waive any

provision of this Act.

Section 5-75. Cooperation. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under this Act by sharing information concerning any suspected misclassification by an employer of one or more of its employees as independent contractors. Upon determining that an employer or entity has misclassified employees as independent contractors in violation of this Act, the Department of Labor shall notify the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission who shall be obliged to check such employer or entity's compliance with their laws, utilizing their own definitions, standards, and procedures.

Section 5-80. Effect of final decision. Any final administrative decision made pursuant to this Act is for the purpose of enforcing this Act and is not admissible or binding against a party in any other proceeding.

Section 5-900. The State Comptroller Act is amended by adding Section 9.06 as follows:

(15 ILCS 405/9.06 new)

Sec. 9.06. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-901. The Department of Employment Security Law of the Civil Administrative Code of Illinois is amended by adding Section 1005-160 as follows:

(20 ILCS 1005/1005-160 new)

Sec. 1005-160. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-905. The Department of Labor Law of the Civil Administrative Code of Illinois is amended by adding Section 1505-125 as follows:

(20 ILCS 1505/1505-125 new)

Sec. 1505-125. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-910. The Department of Revenue Law of the Civil Administrative Code of Illinois is amended by adding Section 2505-750 as follows:

(20 ILCS 2505/2505-750 new)

Sec. 2505-750. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

Section 5-915. The State Finance Act is amended by adding Section 5.663 as follows:

(30 ILCS 105/5.663 new)

Sec. 5.663. The Employee Classification Fund.

Section 5-920. The Illinois Procurement Code is amended by changing Section 50-70 as follows:

(30 ILCS 500/50-70)

Sec. 50-70. Additional provisions. This Code is subject to applicable provisions of the following Acts:

- (1) Article 33E of the Criminal Code of 1961;
- (2) the Illinois Human Rights Act;
- (3) the Discriminatory Club Act;
- (4) the Illinois Governmental Ethics Act;
- (5) the State Prompt Payment Act;
- (6) the Public Officer Prohibited Activities Act; ~~and~~
- (7) the Drug Free Workplace Act; ~~and~~
- (8) the Employee Classification Act.

(Source: P.A. 90-572, eff. 2-6-98.)

Section 5-925. The Workers' Compensation Act is amended by adding Section 26.1 as follows:

(820 ILCS 305/26.1 new)

Sec. 26.1. Misclassification of employees as independent contractors. The Department of Labor, the Department of Employment Security, the Department of Revenue, the Office of the State Comptroller, and the Illinois Workers' Compensation Commission shall cooperate under the Employee Classification Act by sharing information concerning any suspected misclassification by an employer or entity, as defined in the Employee Classification Act, of one or more employees as independent contractors.

ARTICLE 10.

Section 10-5. The Prevailing Wage Act is amended by changing Section 5 as follows:

(820 ILCS 130/5) (from Ch. 48, par. 39s-5)

Sec. 5. Certified payroll.

(a) While participating on public works, the contractor and each subcontractor shall:

(1) make and keep, for a period of not less than 3 years, records of all laborers, mechanics, and other workers employed by them on the project; the records shall include each worker's name, address, telephone number when available, social security number, classification or classifications, the hourly wages paid in each pay period, the number of hours worked each day, and the starting and ending times of work each day; and

(2) submit monthly, in person, by mail, or electronically a certified payroll to the public body in charge of the project. The certified payroll shall consist of a complete copy of the records identified in paragraph (1) of this subsection (a), but may exclude the starting and ending times of work each day. The certified payroll shall be accompanied by a statement signed by the contractor or subcontractor which avers that: (i) such records are true and accurate; (ii) the hourly rate paid to each worker is not less than the general prevailing rate of hourly wages required by this Act; and (iii) the contractor or subcontractor is aware that filing a certified payroll that he or she knows to be false is a Class B misdemeanor. A general contractor is not prohibited from relying on the certification of a lower tier subcontractor, provided the general contractor does not knowingly rely upon a subcontractor's false certification. Any contractor or subcontractor subject to this Act who fails to submit a certified payroll or knowingly files a false certified payroll is in violation of this Act and guilty of a Class B misdemeanor. The public body in charge of the project shall keep the records submitted in accordance with this paragraph (2) of subsection (a) for a period of not less than 3 years. The records submitted in accordance with this paragraph (2) of subsection (a) shall be considered public records, except an employee's address, telephone number, and social security number, and made available in accordance with the Freedom of Information Act. The public body shall accept any reasonable submissions by the contractor that meet the requirements of this Section.

(b) Upon 7 ~~2~~ business days' notice, the contractor and each subcontractor shall make available for inspection the records identified in paragraph (1) of subsection (a) of this Section to the public body in charge of the project, its officers and agents, and to the Director of Labor and his deputies and agents. Upon 7 ~~2~~ business days' notice, the contractor and each subcontractor shall make such records available at all reasonable hours at a location within this State.

(Source: P.A. 93-38, eff. 6-1-04; 94-515, eff. 8-10-05.)

ARTICLE 99.

Section 99-97. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

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

And on that motion, a vote was taken resulting as follows:

12, Yeas; 82, Nays; 11, Answering Present.

(ROLL CALL 19)

The amendment failed.

Representative Lang offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend Senate Bill 2399 by replacing everything after the enacting clause with the following:

"ARTICLE 1.

Section 1-1. Short title. This Article 1 may be cited as the Apprenticeship Program and Public Works

Reporting Act, and references in this Article to "this Act" mean this Article.

Section 1-5. Definitions. As used in this Act:

"Apprenticeship program" means an apprenticeship program approved by the U.S. Department of Labor.

"Public works" has the meaning ascribed to that term in the Prevailing Wage Act.

Section 1-10. Apprenticeship program reports.

(a) For each apprenticeship program operating in this State, the entity operating the apprenticeship program must file annual reports with the Department of Commerce and Economic Opportunity covering each calendar year. Each report shall include:

(1) The number of persons applying to the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(2) The number of persons participating in the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) The number of persons completing the program in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(4) The number of persons of each gender applying to the program.

(5) The number of persons of each gender participating in the program.

(6) The number of persons of each gender completing the program.

(b) Nothing in this Section shall be construed to compel an individual to provide information regarding race, ethnicity, or gender or compel an entity operating the apprenticeship program to report regarding race, ethnicity, or gender if that information is not provided by the individual applying to or participating in an apprenticeship program.

(c) An entity that knowingly fails to file a report or knowingly files an inaccurate or incomplete report commits a business offense for which a fine of not more than \$5,000 may be imposed. In addition, if 14 days have elapsed since a report filing deadline of the Department of Commerce and Economic Opportunity, each subsequent day during which an entity knowingly fails to file a report constitutes a separate violation.

(d) The Department of Commerce and Economic Opportunity shall adopt rules concerning the format and contents of reports and the time and procedure for filing reports under this Section.

Section 1-15. Public works contractor reports.

(a) Each contractor to whom a contract for a public works project for a State agency has been awarded and each subcontractor performing work on the project must file annual reports with the Department of Commerce and Economic Opportunity covering each calendar year during which work is performed under the contract. Each report shall include the following information for each job classification:

(1) The number of persons applying to perform work on the project in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(2) The number of persons performing work on the project in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) The number of persons of each gender applying to perform work on the project.

(4) The number of persons of each gender performing work on the project.

(b) Nothing in this Section shall be construed to compel an individual to provide information regarding race, ethnicity, or gender or compel a contractor or subcontractor to report regarding race, ethnicity, or gender if that information is not provided by an individual applying to perform work on a project or performing work on a project.

(c) A contractor or subcontractor that knowingly fails to file a report or knowingly files an inaccurate or incomplete report commits a business offense for which a fine of not more than \$5,000 may be imposed. In addition, if 14 days have elapsed since a report filing deadline of the Department of Commerce and Economic Opportunity, each subsequent day during which a contractor or subcontractor knowingly fails to file a report constitutes a separate violation.

(d) The Department of Commerce and Economic Opportunity shall adopt rules concerning the format and contents of reports and the time and procedure for filing reports under this Section.

Section 1-20. Reports by the Department of Commerce and Economic Opportunity. The Department of Commerce and Economic Opportunity shall file a report each calendar quarter with the Governor and the

General Assembly incorporating the information filed with the Department of Commerce and Economic Opportunity under Sections 1-10, 1-15, 1-25, and 1-30. The information in each report shall be further broken down by the 5 regions of the State, as those regions are defined by the Department of Commerce and Economic Opportunity. Each report shall also compare the reported racial, ethnic, and gender data for each region with the racial, ethnic, and gender characteristics of the general workforce for each region.

Section 1-25. Reports by the Department of Transportation. The Department of Transportation shall file a report each calendar quarter with the Department of Commerce and Economic Opportunity setting forth the following information for each contract entered into by the Department of Transportation for a public works project under which work was performed during the quarterly reporting period:

(1) The name of the project.

(2) For each trade or occupation, the number of persons performing work on the project during the quarterly reporting period in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) For each trade or occupation, the number of persons of each gender performing work on the project during the quarterly reporting period.

Section 1-30. Reports by the Capital Development Board. The Capital Development Board shall file a report each calendar quarter with the Department of Commerce and Economic Opportunity setting forth the following information for each contract entered into by the Capital Development Board for a public works project under which work was performed during the quarterly reporting period:

(1) The name of the project.

(2) For each trade or occupation, the number of persons performing work on the project during the quarterly reporting period in each of the following categories of race or ethnicity: white, black or African American, Hispanic or Latino ethnicity, Asian American, and Native American.

(3) For each trade or occupation, the number of persons of each gender performing work on the project during the quarterly reporting period.

Section 1-35. Rules. The Department of Commerce and Economic Opportunity, the Department of Transportation, and the Capital Development Board may adopt any rules necessary or appropriate to carry out their responsibilities under this Act.

ARTICLE 10.

Section 10-5. The Prevailing Wage Act is amended by changing Section 5 as follows:

(820 ILCS 130/5) (from Ch. 48, par. 39s-5)

Sec. 5. Certified payroll.

(a) While participating on public works, the contractor and each subcontractor shall:

(1) make and keep, for a period of not less than 3 years, records of all laborers, mechanics, and other workers employed by them on the project; the records shall include each worker's name, address, telephone number when available, social security number, classification or classifications, the hourly wages paid in each pay period, the number of hours worked each day, and the starting and ending times of work each day; and

(2) submit monthly, in person, by mail, or electronically a certified payroll to the public body in charge of the project. The certified payroll shall consist of a complete copy of the records identified in paragraph (1) of this subsection (a), but may exclude the starting and ending times of work each day. The certified payroll shall be accompanied by a statement signed by the contractor or subcontractor which avers that: (i) such records are true and accurate; (ii) the hourly rate paid to each worker is not less than the general prevailing rate of hourly wages required by this Act; and (iii) the contractor or subcontractor is aware that filing a certified payroll that he or she knows to be false is a Class B misdemeanor. A general contractor is not prohibited from relying on the certification of a lower tier subcontractor, provided the general contractor does not knowingly rely upon a subcontractor's false certification. Any contractor or subcontractor subject to this Act who fails to submit a certified payroll or knowingly files a false certified payroll is in violation of this Act and guilty of a Class B misdemeanor. The public body in charge of the project shall keep the records submitted in accordance with this paragraph (2) of subsection (a) for a period of not less than 3 years. The records submitted in accordance with this paragraph (2) of subsection (a) shall be considered public records, except an employee's address, telephone number, and social security number, and made available in accordance with the Freedom of Information Act. The public body shall accept any reasonable submissions by the contractor that meet the requirements of this Section.

(b) Upon 7 ~~2~~ business days' notice, the contractor and each subcontractor shall make available for inspection the records identified in paragraph (1) of subsection (a) of this Section to the public body

in charge of the project, its officers and agents, and to the Director of Labor and his deputies and agents. Upon ~~7~~ 2 business days' notice, the contractor and each subcontractor shall make such records available at all reasonable hours at a location within this State.
(Source: P.A. 93-38, eff. 6-1-04; 94-515, eff. 8-10-05.)

ARTICLE 99.

Section 99-97. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

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

And on that motion, a vote was taken resulting as follows:
46, Yeas; 59, Nays; 1, Answering Present.
(ROLL CALL 20)
The amendment failed.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Lang, SENATE BILL 2399 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:
106, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 21)

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

Ordered that the Clerk inform the Senate.

ACTION ON MOTION

Pursuant to the motion submitted previously, Representative Eddy moved to discharge the Committee on Rules from further consideration of HOUSE BILL 5782 and advance to the order of Second Reading. Representative Lang objected the motion.

The motion failed.
Representative Eddy moved to overrule the Chair.
The question is shall the Chair be sustained.

And on that motion, a vote was taken resulting as follows:
62, Yeas; 43, Nays; 0, Answering Present.
(ROLL CALL 22)
The motion prevailed.

SENATE BILL ON SECOND READING

SENATE BILL 835. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading.

The Chair placed this bill on unlimited debate.

Representative John Bradley moved to suspend the rule requiring the filing of the Land Conveyance Note.

Representative Durkin requested a roll call vote.
And on that motion, a vote was taken resulting as follows:
62, Yeas; 43, Nays; 0, Answering Present.

(ROLL CALL 22)

The motion prevailed, and the rule is suspended.

The Land Conveyance Note requested by Representative Bost is no longer applicable.

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

CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS

Senate Amendments numbered 1 and 2 to HOUSE BILL 4173, having been reproduced, were taken up for consideration.

Representative Fritchey moved that the House refuse to concur with the Senate in the adoption of Senate Amendments numbered 1 and 2.

The motion prevailed.

Ordered that the Clerk inform the Senate.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 12:30 o'clock p.m.

SENATE BILL ON SECOND READING

SENATE BILL 2049. Having been read by title a second time on April 26, 2006, and held on the order of Second Reading, the same was again taken up.

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

Representative Dugan offered and withdrew Amendments Numbered 3 and 4.

Representative Osterman offered the following amendment and moved its adoption.

AMENDMENT NO. 5. Amend Senate Bill 2049, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Public Building Commission Act is amended by changing Sections 3 and 20 and by adding Sections 20.3, 20.4, 20.5, 20.10, 20.15, and 20.20 as follows:

(50 ILCS 20/3) (from Ch. 85, par. 1033)

Sec. 3. The following terms, wherever used, or referred to in this Act, mean unless the context clearly requires a different meaning:

(a) "Commission" means a Public Building Commission created pursuant to this Act.

(b) "Commissioner" or "Commissioners" means a Commissioner or Commissioners of a Public Building Commission.

(c) "County seat" means a city, village or town which is the county seat of a county.

(d) "Municipality" means any city, village or incorporated town of the State of Illinois.

(e) "Municipal corporation" includes a county, city, village, town, (including a county seat), park district, school district in a county of 3,000,000 or more population, board of education of a school district in a county of 3,000,000 or more population, sanitary district, airport authority contiguous with the County Seat as of July 1, 1969 and any other municipal body or governmental agency of the State but does not include a school district in a county of less than 3,000,000 population, a board of education of a school district in a county of less than 3,000,000 population, or a community college district in a county of less than 3,000,000 population.

(f) "Governing body" includes a city council, county board, or any other body or board, by whatever name it may be known, charged with the governing of a municipal corporation.

(g) "Presiding officer" includes the mayor or president of a city, village or town, the presiding officer of a county board, or the presiding officer of any other board or commission, as the case may be.

(h) "Oath" means oath or affirmation.

(i) "Building" means an improvement to real estate to be made available for use by a municipal corporation for the furnishing of governmental services to its citizens, together with any land or interest in land necessary or useful in connection with the improvement.

(j) "Delivery system" means the design and construction approach used to develop and construct a project.

(k) "Design-bid-build" means the traditional delivery system used on public projects that incorporates the Local Government Professional Services Selection Act (50 ILCS 510/) and the principles of competitive selection.

(l) "Design-build" means a delivery system that provides responsibility within a single contract for the furnishing of architecture, engineering, land surveying and related services as required, and the labor, materials, equipment, and other construction services for the project.

(m) "Design-build contract" means a contract for a public project under this Act between the Commission and a design-build entity to furnish architecture, engineering, land surveying, and related services as required, and to furnish the labor, materials, equipment, and other construction services for the project. The design-build contract may be conditioned upon subsequent refinements in scope and price and may allow the Commission to make modifications in the project scope without invalidating the design-build contract.

(n) "Design-build entity" means any individual, sole proprietorship, firm, partnership, joint venture, corporation, professional corporation, or other entity that proposes to design and construct any public project under this Act. A design-build entity and associated design-build professionals shall conduct themselves in accordance with the laws of this State and the related provisions of the Illinois Administrative Code, as referenced by the licensed design professionals Acts of this State.

(o) "Design professional" means any individual, sole proprietorship, firm, partnership, joint venture, corporation, professional corporation, or other entity that offers services under the Illinois Architecture Practice Act of 1989 (225 ILCS 305/), the Professional Engineering Practice Act of 1989 (225 ILCS 325/), the Structural Engineering Licensing Act of 1989 (225 ILCS 340/), or the Illinois Professional Land Surveyor Act of 1989 (225 ILCS 330/).

(p) "Evaluation criteria" means the requirements for the separate phases of the selection process for design-build proposals as defined in this Act and may include the specialized experience, technical qualifications and competence, capacity to perform, past performance, experience with similar projects, assignment of personnel to the project, and other appropriate factors. Price may not be used as a factor in the evaluation of Phase I proposals.

(q) "Proposal" means the offer to enter into a design-build contract as submitted by a design-build entity in accordance with this Act.

(r) "Request for proposal" means the document used by the Commission to solicit proposals for a design-build contract.

(s) "Scope and performance criteria" means the requirements for the public project, including but not limited to, the intended usage, capacity, size, scope, quality and performance standards, life-cycle costs, and other programmatic criteria that are expressed in performance-oriented and quantifiable specifications and drawings that can be reasonably inferred and are suited to allow a design-build entity to develop a proposal.

(t) "Guaranteed maximum price" means a form of contract in which compensation may vary according to the scope of work involved but in any case may not exceed an agreed total amount.

(Source: P.A. 88-304.)

(50 ILCS 20/20) (from Ch. 85, par. 1050)

Sec. 20. Contracts let to lowest responsible bidder; competitive bidding; advertisement for bids; design-build contracts.

(a) All contracts to be let for the construction, alteration, improvement, repair, enlargement, demolition or removal of any buildings or other facilities, or for materials or supplies to be furnished, where the amount thereof is in excess of \$5,000, shall be awarded as a design-build contract in accordance with Sections 20.3 through 20.20 or shall be let to the lowest responsible bidder, or bidders on open competitive bidding. -

(b) A contract awarded on the basis of competitive bidding shall be awarded after public advertisement published at least once in each week for three consecutive weeks prior to the opening of bids, in a daily newspaper of general circulation in the county where the commission is located. Nothing contained in this Section shall be construed to prohibit the Board of Commissioners from placing additional advertisements in recognized trade journals. Advertisements for bids shall describe the character of the proposed contract

in sufficient detail to enable the bidders thereon to know what their obligation will be, either in the advertisement itself, or by reference to detailed plans and specifications on file in the office of the Public Building Commission at the time of the publication of the first announcement. Such advertisement shall also state the date, time, and place assigned for the opening of bids. ~~No and no~~ bids shall be received at any time subsequent to the time indicated in said advertisement.

(c) In addition to the requirements of Section 20.3, the Commission shall advertise a design-build solicitation at least once in a daily newspaper of general circulation in the county where the Commission is located. The date that Phase I submissions by design-build entities are due must be at least 14 calendar days after the date the newspaper advertisement for design-build proposals is first published. The advertisement shall identify the design-build project, the due date, the place and time for Phase I submissions, and the place where proposers can obtain a complete copy of the request for design-build proposals, including the criteria for evaluation and the scope and performance criteria. The Commission is not precluded from using other media or from placing advertisements in addition to the one required under this subsection.

(d) The Board of Commissioners may reject any and all bids and proposals received and may readvertise for bids or issue a new request for design-build proposals.

(e) All bids shall be open to public inspection in the office of the Public Building Commission for a period of at least forty-eight (48) hours before award is made. The successful bidder for such work shall enter into contracts furnished and prescribed by the Board of Commissioners and in addition to any other bonds required under this Act the successful bidder shall execute and give bond, payable to and to be approved by the Commission, with a corporate surety authorized to do business under the laws of the State of Illinois, in an amount to be determined by the Board of Commissioners, conditioned upon the payment of all labor furnished and materials supplied in the prosecution of the contracted work. If the bidder whose bid has been accepted shall neglect or refuse to accept the contract within five (5) days after written notice that the same has been awarded to him, or if he accepts but does not execute the contract and give the proper security, the Commission may accept the next lowest bidder, or readvertise and relet in manner above provided.

(f) In case any work shall be abandoned by any contractor or design-build entity, the Commission may, if the best interests of the Commission be thereby served, adopt on behalf of the Commission all subcontracts made by such contractor or design-build entity for such work and all such sub-contractors shall be bound by such adoption if made; and the Commission shall, in the manner provided in this Act ~~herein~~, readvertise and relet, or request proposals and award design-build contracts for, the work specified in the original contract exclusive of so much thereof as shall be accepted. Every contract when made and entered into, as ~~herein~~ provided in this Section or Section 20.20 ~~for~~, shall be executed in duplicate, one copy of which shall be held by the Commission, and filed in its records, and one copy of which shall be given to the contractor or design-build entity.

(Source: P.A. 84-249.)

(50 ILCS 20/20.3 new)

Sec. 20.3. Solicitation of design-build proposals.

(a) When the Commission elects to use the design-build delivery method, it must issue a notice of intent to receive proposals for the project at least 14 days before issuing the request for the proposal. The Commission must publish the advance notice in a daily newspaper of general circulation in the county where the Commission is located. The Commission is encouraged to use publication of the notice in related construction industry service publications. A brief description of the proposed procurement must be included in the notice. The Commission must provide a copy of the request for proposal to any party requesting a copy.

(b) The request for proposal shall be prepared for each project and must contain, without limitation, the following information:

(1) The name of the Commission.

(2) A preliminary schedule for the completion of the contract.

(3) The proposed budget for the project, the source of funds, and the currently available funds at the time the request for proposal is submitted.

(4) Prequalification criteria for design-build entities wishing to submit proposals. The Commission shall include, at a minimum, its normal prequalification, licensing, registration, and other requirements, but nothing contained herein precludes the use of additional prequalification criteria by the Commission.

(5) Material requirements of the contract, including but not limited to, the proposed terms and conditions, required performance and payment bonds, insurance, and the entity's plan to comply with the utilization goals established by the corporate authorities of the Commission for minority and women

business enterprises and to comply with Section 2-105 of the Illinois Human Rights Act.

(6) The performance criteria.

(7) The evaluation criteria for each phase of the solicitation.

(8) The number of entities that will be considered for the technical and cost evaluation phase.

(c) The Commission may include any other relevant information that it chooses to supply. The design-build entity shall be entitled to rely upon the accuracy of this documentation in the development of its proposal.

(d) The date that proposals are due must be at least 21 calendar days after the date of the issuance of the request for proposal. In the event the cost of the project is estimated to exceed \$12,000,000, then the proposal due date must be at least 28 calendar days after the date of the issuance of the request for proposal. The Commission shall include in the request for proposal a minimum of 30 days to develop the Phase II submissions after the selection of entities from the Phase I evaluation is completed.

(50 ILCS 20/20.4 new)

Sec. 20.4. Development of design-build scope and performance criteria.

(a) The Commission shall develop, with the assistance of a licensed design professional, a request for proposal, which shall include scope and performance criteria. The scope and performance criteria must be in sufficient detail and contain adequate information to reasonably apprise the qualified design-build entities of the Commission's overall programmatic needs and goals, including criteria and preliminary design plans, general budget parameters, schedule, and delivery requirements.

(b) Each request for proposal shall also include a description of the level of design to be provided in the proposals. This description must include the scope and type of renderings, drawings, and specifications that, at a minimum, will be required by the Commission to be produced by the design-build entities.

(c) The scope and performance criteria shall be prepared by a design professional who is an employee of the Commission, or the Commission may contract with an independent design professional selected under the Local Government Professional Services Selection Act (50 ILCS 510/) to provide these services.

(d) The design professional that prepares the scope and performance criteria is prohibited from participating in any design-build entity proposal for the project.

(50 ILCS 20/20.5 new)

Sec. 20.5. Procedures for design-build selection.

(a) The Commission must use a two-phase procedure for the selection of the successful design-build entity. Phase I of the procedure will evaluate and shortlist the design-build entities based on qualifications, and Phase II will evaluate the technical and cost proposals.

(b) The Commission shall include in the request for proposal the evaluating factors to be used in Phase I. These factors are in addition to any prequalification requirements of design-build entities that the Commission has set forth. Each request for proposal shall establish the relative importance assigned to each evaluation factor and subfactor, including any weighting of criteria to be employed by the Commission. The Commission must maintain a record of the evaluation scoring to be disclosed in event of a protest regarding the solicitation.

The Commission shall include the following criteria in every Phase I evaluation of design-build entities: (1) experience of personnel; (2) successful experience with similar project types; (3) financial capability; (4) timeliness of past performance; (5) experience with similarly sized projects; (6) successful reference checks of the firm; (7) commitment to assign personnel for the duration of the project and qualifications of the entity's consultants; and (8) ability or past performance in meeting or exhausting good faith efforts to meet the utilization goals for minority and women business enterprises established by the corporate authorities of the Commission and in complying with Section 2-105 of the Illinois Human Rights Act. The Commission may include any additional relevant criteria in Phase I that it deems necessary for a proper qualification review. The Commission may include any additional relevant criteria in Phase I that it deems necessary for a proper qualification review.

The Commission may not consider any design-build entity for evaluation or award if the entity has any pecuniary interest in the project or has other relationships or circumstances, including but not limited to, long-term leasehold, mutual performance, or development contracts with the Commission, that may give the design-build entity a financial or tangible advantage over other design-build entities in the preparation, evaluation, or performance of the design-build contract or that create the appearance of impropriety. No design-build proposal shall be considered that does not include an entity's plan to comply with the requirements established in the minority and women business enterprises and economically disadvantaged firms established by the corporate authorities of the Commission and with Section 2-105 of the Illinois Human Rights Act.

Upon completion of the qualifications evaluation, the Commission shall create a shortlist of the most highly qualified design-build entities. The Commission, in its discretion, is not required to shortlist the maximum number of entities as identified for Phase II evaluation, provided however, no less than 2 design-build entities nor more than 6 are selected to submit Phase II proposals.

The Commission shall notify the entities selected for the shortlist in writing. This notification shall commence the period for the preparation of the Phase II technical and cost evaluations. The Commission must allow sufficient time for the shortlist entities to prepare their Phase II submittals considering the scope and detail requested by the Commission.

(c) The Commission shall include in the request for proposal the evaluating factors to be used in the technical and cost submission components of Phase II. Each request for proposal shall establish, for both the technical and cost submission components of Phase II, the relative importance assigned to each evaluation factor and subfactor, including any weighting of criteria to be employed by the Commission. The Commission must maintain a record of the evaluation scoring to be disclosed in event of a protest regarding the solicitation.

The Commission shall include the following criteria in every Phase II technical evaluation of design-build entities: (1) compliance with objectives of the project; (2) compliance of proposed services to the request for proposal requirements; (3) quality of products or materials proposed; (4) quality of design parameters; (5) design concepts; (6) innovation in meeting the scope and performance criteria; and (7) constructability of the proposed project. The Commission may include any additional relevant technical evaluation factors it deems necessary for proper selection.

The Commission shall include the following criteria in every Phase II cost evaluation: the guaranteed maximum project cost and the time of completion. The Commission may include any additional relevant technical evaluation factors it deems necessary for proper selection. The guaranteed maximum project cost criteria weighing factor shall not exceed 30%.

The Commission shall directly employ or retain a licensed design professional to evaluate the technical and cost submissions to determine if the technical submissions are in accordance with generally accepted industry standards.

Upon completion of the technical submissions and cost submissions evaluation, the Commission may award the design-build contract to the highest overall ranked entity.

(50 ILCS 20/20.10 new)

Sec. 20.10. Small design-build projects. In any case where the total overall cost of the project is estimated to be less than \$12,000,000, the Commission may combine the two-phase procedure for design-build selection described in Section 20.5 into one combined step, provided that all the requirements of evaluation are performed in accordance with Section 20.5.

(50 ILCS 20/20.15 new)

Sec. 20.15. Submission of design-build proposals. Design-build proposals must be properly identified and sealed. Proposals may not be reviewed until after the deadline for submission has passed as set forth in the request for proposals. All design-build entities submitting proposals shall be disclosed after the deadline for submission, and all design-build entities who are selected for Phase II evaluation shall also be disclosed at the time of that determination.

Phase II design-build proposals shall include a bid bond in the form and security as designated in the request for proposals. Proposals shall also contain a separate sealed envelope with the cost information within the overall proposal submission. Proposals shall include a list of all design professionals and other entities to which any work may be subcontracted during the performance of the contract.

Proposals must meet all material requirements of the request for proposal or they may be rejected as non-responsive. The Commission shall have the right to reject any and all proposals.

The drawings and specifications of any unsuccessful design-build proposal shall remain the property of the design-build entity.

The Commission shall review the proposals for compliance with the performance criteria and evaluation factors.

Proposals may be withdrawn prior to the due date and time for submissions for any cause. After evaluation begins by the Commission, clear and convincing evidence of error is required for withdrawal.

(50 ILCS 20/20.20 new)

Sec. 20.20. Design-build award. The Commission may award a design-build contract to the highest overall ranked entity. Notice of award shall be made in writing. Unsuccessful entities shall also be notified in writing. The Commission may not request a best and final offer after the receipt of proposals. The Commission may negotiate with the selected design-build entity after award but prior to contract execution

for the purpose of securing better terms than originally proposed, provided that the salient features of the request for proposal are not diminished."

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Osterman, SENATE BILL 2049 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the negative by the following vote:
46, Yeas; 59, Nays; 0, Answering Present.

(ROLL CALL 24)

This bill, as amended, having failed to receive the votes of a constitutional majority of the Members elected, was declared lost.

SENATE BILL ON SECOND READING

SENATE BILL 1684. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

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

Representative Brady offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 1684 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Missing Persons Identification Act.

Section 5. Missing person reports.

(a) Report acceptance. All law enforcement agencies shall accept without delay any report of a missing person. Acceptance of a missing person report filed in person may not be refused on any ground. No law enforcement agency may refuse to accept a missing person report:

- (1) on the basis that the missing person is an adult;
- (2) on the basis that the circumstances do not indicate foul play;
- (3) on the basis that the person has been missing for a short period of time;
- (4) on the basis that the person has been missing a long period of time;
- (5) on the basis that there is no indication that the missing person was in the jurisdiction served by the law enforcement agency at the time of the disappearance;
- (6) on the basis that the circumstances suggest that the disappearance may be voluntary;
- (7) on the basis that the reporting individual does not have personal knowledge of the facts;
- (8) on the basis that the reporting individual cannot provide all of the information requested by the law enforcement agency;
- (9) on the basis that the reporting individual lacks a familial or other relationship with the missing person; or
- (10) for any other reason.

(b) Manner of reporting. All law enforcement agencies shall accept missing person reports in person. Law enforcement agencies are encouraged to accept reports by phone or by electronic or other media to the extent that such reporting is consistent with law enforcement policies or practices.

(c) Contents of report. In accepting a report of a missing person, the law enforcement agency shall

attempt to gather relevant information relating to the disappearance. The law enforcement agency shall attempt to gather at the time of the report information that shall include, but shall not be limited to, the following:

- (1) the name of the missing person, including alternative names used;
- (2) the missing person's date of birth;
- (3) the missing person's identifying marks, such as birthmarks, moles, tattoos, and scars;
- (4) the missing person's height and weight;
- (5) the missing person's gender;
- (6) the missing person's race;
- (7) the missing person's current hair color and true or natural hair color;
- (8) the missing person's eye color;
- (9) the missing person's prosthetics, surgical implants, or cosmetic implants;
- (10) the missing person's physical anomalies;
- (11) the missing person's blood type, if known;
- (12) the missing person's drivers license number, if known;
- (13) the missing person's social security number, if known;
- (14) a photograph of the missing person; recent photographs are preferable and the agency is encouraged to attempt to ascertain the approximate date the photograph was taken;
- (15) a description of the clothing the missing person was believed to be wearing;
- (16) a description of items that might be with the missing person, such as jewelry, accessories, and shoes or boots;
- (17) information on the missing person's electronic communications devices, such as cellular telephone numbers and e-mail addresses;
- (18) the reasons why the reporting individual believes that the person is missing;
- (19) the name and location of the missing person's school or employer, if known;
- (20) the name and location of the missing person's dentist or primary care physician, or both, if known;
- (21) any circumstances that may indicate that the disappearance was not voluntary;
- (22) any circumstances that may indicate that the missing person may be at risk of injury or death;
- (23) a description of the possible means of transportation of the missing person, including make, model, color, license number, and Vehicle Identification Number of a vehicle;
- (24) any identifying information about a known or possible abductor or person last seen with the missing person, or both, including:
 - (A) name;
 - (B) a physical description;
 - (C) date of birth;
 - (D) identifying marks;
 - (E) the description of possible means of transportation, including make, model, color, license number, and Vehicle Identification Number of a vehicle;
 - (F) known associates;
- (25) any other information that may aid in locating the missing person; and
- (26) the date of last contact.

(d) Notification and follow up action.

(1) Notification. The law enforcement agency shall notify the person making the report, a family member, or other person in a position to assist the law enforcement agency in its efforts to locate the missing person of the following:

- (A) general information about the handling of the missing person case or about intended efforts in the case to the extent that the law enforcement agency determines that disclosure would not adversely affect its ability to locate or protect the missing person or to apprehend or prosecute any person criminally involved in the disappearance;
- (B) that the person should promptly contact the law enforcement agency if the missing person remains missing in order to provide additional information and materials that will aid in locating the missing person such as the missing person's credit cards, debit cards, banking information, and cellular telephone records; and
- (C) that any DNA samples provided for the missing person case are provided on a

voluntary basis and will be used solely to help locate or identify the missing person and will not be used for any other purpose.

The law enforcement agency, upon acceptance of a missing person report, shall inform the reporting citizen of one of 2 resources, based upon the age of the missing person. If the missing person is under 18 years of age, contact information for the National Center for Missing and Exploited Children shall be given. If the missing person is age 18 or older, contact information for the National Center for Missing Adults shall be given.

Agencies handling the remains of a missing person who is deceased must notify the agency handling the missing person's case. Documented efforts must be made to locate family members of the deceased person to inform them of the death and location of the remains of their family member.

The law enforcement agency is encouraged to make available informational materials, through publications or electronic or other media, that advise the public about how the information or materials identified in this subsection are used to help locate or identify missing persons.

(2) Follow up action. If the person identified in the missing person report remain missing after 30 days, and the additional information and materials specified below have not been received, the law enforcement agency shall attempt to obtain:

(A) DNA samples from family members or from the missing person along with any needed documentation, or both, including any consent forms, required for the use of State or federal DNA databases, including, but not limited to, the Local DNA Index System (LDIS), State DNA Index System (SDIS), and National DNA Index System (NDIS);

(B) an authorization to release dental or skeletal x-rays of the missing person;

(C) any additional photographs of the missing person that may aid the investigation or an identification; the law enforcement agency is not required to obtain written authorization before it releases publicly any photograph that would aid in the investigation or identification of the missing person;

(D) dental information and x-rays; and

(E) fingerprints.

(3) All DNA samples obtained in missing person cases shall be immediately forwarded to the Department of State Police for analysis. The Department of State Police shall establish procedures for determining how to prioritize analysis of the samples relating to missing person cases.

(4) This subsection shall not be interpreted to preclude a law enforcement agency from attempting to obtain the materials identified in this subsection before the expiration of the 30-day period. Section 10. Law enforcement analysis and reporting of missing person information.

(a) Prompt determination of high-risk missing person.

(1) Definition. "High-risk missing person" means a person whose whereabouts are not currently known and whose circumstances indicate that the person may be at risk of injury or death. The circumstances that indicate that a person is a high-risk missing person include, but are not limited to, any of the following:

(A) the person is missing as a result of a stranger abduction;

(B) the person is missing under suspicious circumstances;

(C) the person is missing under unknown circumstances;

(D) the person is missing under known dangerous circumstances;

(E) the person is missing more than 30 days;

(F) the person has already been designated as a high-risk missing person by another law enforcement agency;

(G) there is evidence that the person is at risk because:

(i) the person is in need of medical attention or prescription medication;

(ii) the person does not have a pattern of running away or disappearing;

(iii) the person may have been abducted by a non-custodial parent;

(iv) the person is mentally impaired;

(v) the person is under the age of 21;

(vi) the person has been the subject of past threats or acts of violence;

(vii) the person has eloped from a nursing home; or

(H) any other factor that may, in the judgment of the law enforcement official, indicate that the missing person may be at risk.

(2) Law enforcement risk assessment.

(A) Upon initial receipt of a missing person report, the law enforcement agency

shall immediately and in no case later than 72 hours determine whether there is a basis to determine that the missing person is a high-risk missing person.

(B) If a law enforcement agency has previously determined that a missing person is not a high-risk missing person, but obtains new information, it shall immediately determine whether the information indicates that the missing person is a high-risk missing person.

(C) Law enforcement agencies are encouraged to establish written protocols for the handling of missing person cases to accomplish the purposes of this Act.

(3) Law enforcement agency reports.

(A) The responding local law enforcement agency shall immediately enter all collected information relating to the missing person case in the Law Enforcement Agencies Data System (LEADS) and the National Crime Information Center (NCIC) databases. The information shall be provided in accordance with applicable guidelines relating to the databases. The information shall be entered as follows:

(i) All DNA profiles shall be uploaded into the missing person databases of the State DNA Index System (SDIS) and National DNA Index System (NDIS) after completion of the DNA analysis and other procedures required for database entry.

(ii) Information relevant to the Federal Bureau of Investigation's Violent Criminal Apprehension Program shall be entered as soon as possible.

(iii) The Department of State Police shall ensure that persons entering data relating to medical or dental records in State or federal databases are specifically trained to understand and correctly enter the information sought by these databases. The Department of State Police shall either use a person with specific expertise in medical or dental records for this purpose or consult with a chief medical examiner, forensic anthropologist, or odontologist to ensure the accuracy and completeness of information entered into the State and federal databases.

(B) The Department of State Police shall immediately notify all law enforcement agencies within this State and the surrounding region of the information that will aid in the prompt location and safe return of the high-risk missing person.

(C) The local law enforcement agencies that receive the notification from the Department of State Police shall notify officers to be on the lookout for the missing person or a suspected abductor.

(D) Pursuant to any applicable State criteria, local law enforcement agencies shall also provide for the prompt use of an Amber Alert in cases involving abducted children; or public dissemination of photographs in appropriate high risk cases.

Section 15. Reporting of unidentified persons and human remains.

(a) Handling of death scene investigations.

(1) The Department of State Police shall provide information to local law enforcement agencies about best practices for handling death scene investigations.

(2) The Department of State Police shall identify any publications or training opportunities that may be available to local law enforcement agencies or law enforcement officers and coroners and medical examiners concerning the handling of death scene investigations.

(b) Law enforcement reports.

(1) Before performing any death scene investigation deemed appropriate under the circumstances, the official with custody of the human remains shall ensure that the coroner or medical examiner of the county in which the deceased was found has been notified.

(2) Any coroner or medical examiner with custody of human remains that are not identified within 24 hours of discovery shall promptly notify the Department of State Police of the location of those remains.

(3) If the coroner or medical examiner with custody of remains cannot determine whether or not the remains found are human, the coroner or medical examiner shall notify the Department of State Police of the existence of possible human remains.

Section 20. Unidentified persons or human remains identification responsibilities.

(a) If the official with custody of human remains is not a coroner or medical examiner, the official shall immediately notify the coroner or medical examiner of the county in which the remains were found. The coroner or medical examiner shall go to the scene and take charge of the remains.

(b) Notwithstanding any other action deemed appropriate for the handling of the human remains, the medical examiner or coroner shall make reasonable attempts to promptly identify human remains. These actions may include but are not limited to obtaining:

- (1) photographs of the human remains (prior to an autopsy);
 - (2) dental or skeletal X-rays;
 - (3) photographs of items found with the human remains;
 - (4) fingerprints from the remains, if possible;
 - (5) samples of tissue suitable for DNA typing, if possible;
 - (6) samples of whole bone or hair suitable for DNA typing, or both;
 - (7) any other information that may support identification efforts.
- (c) No medical examiner or coroner or any other person shall dispose of, or engage in actions that will materially affect the unidentified human remains before the medical examiner or coroner obtains:
- (1) samples suitable for DNA identification, archiving;
 - (2) photographs of the unidentified person or human remains; and
 - (3) all other appropriate steps for identification have been exhausted.
- (d) Cremation of unidentified human remains is prohibited.
- (e) The medical examiner or coroner or the Department of State Police shall make reasonable efforts to obtain prompt DNA analysis of biological samples if the human remains have not been identified by other means within 30 days.
- (f) The medical examiner or coroner or the Department of State Police shall seek support from appropriate State and federal agencies for human remains identification efforts. This support may include, but is not be limited to, available mitochondrial or nuclear DNA testing, federal grants for DNA testing, or federal grants for crime laboratory or medical examiner or coroner's office improvement.
- (g) The Department of State Police shall promptly enter information in federal and State databases that may aid in the identification of human remains. Information shall be entered into federal databases as follows:
- (1) information for the National Crime Information Center shall be entered within 72 hours;
 - (2) DNA profiles and information shall be entered into the National DNA Index System (NDIS) within 5 business days after the completion of the DNA analysis and procedures necessary for the entry of the DNA profile; and
 - (3) information sought by the Violent Criminal Apprehension Program database shall be entered as soon as practicable.
- (h) If the Department of State Police does not input the data directly into the federal databases, the Department of State Police shall consult with the medical examiner or coroner's office to ensure appropriate training of the data entry personnel and the establishment of a quality assurance protocol for ensuring the ongoing quality of data entered in the federal and State databases.
- (i) Nothing in this Act shall be interpreted to preclude any medical examiner or coroner's office, the Department of State Police, or a local law enforcement agency from pursuing other efforts to identify unidentified human remains including efforts to publicize information, descriptions, or photographs that may aid in the identification of the unidentified remains, allow family members to identify missing person, and seek to protect the dignity of the missing person.

Section 95. The Department of State Police Law of the Civil Administrative Code of Illinois is amended by changing Section 2605-375 as follows:

(20 ILCS 2605/2605-375) (was 20 ILCS 2605/55a in part)

Sec. 2605-375. Missing persons; Law Enforcement Agencies Data System (LEADS).

(a) To establish and maintain a statewide Law Enforcement Agencies Data System (LEADS) for the purpose of providing electronic access by authorized entities to criminal justice data repositories and effecting an immediate law enforcement response to reports of missing persons, including lost, missing or runaway minors and missing endangered seniors. The Department shall implement an automatic data exchange system to compile, to maintain, and to make available to other law enforcement agencies for immediate dissemination data that can assist appropriate agencies in recovering missing persons and provide access by authorized entities to various data repositories available through LEADS for criminal justice and related purposes. To assist the Department in this effort, funds may be appropriated from the LEADS Maintenance Fund.

(b) In exercising its duties under this Section, the Department shall provide ~~do the following:~~ (1) Provide a uniform reporting format (LEADS) for the entry of pertinent information regarding the report of a missing person into LEADS. The report must include all of the following:

- (1) ~~(A)~~ Relevant information obtained from the notification concerning the missing person,

including all of the following:

- (A) ~~(i)~~ a physical description of the missing person;
- (B) ~~(ii)~~ the date, time, and place that the missing person was last seen; and
- (C) ~~(iii)~~ the missing person's address.

(2) ~~(B)~~ Information gathered by a preliminary investigation, if one was made.

(3) ~~(C)~~ A statement by the law enforcement officer in charge stating the officer's assessment of the case based on the evidence and information received.

(b-5) The Department of State Police shall:

(1) ~~Prepare~~ ~~prepare~~ the report required by subsection (b) ~~this paragraph (1)~~ as soon as practical, but not later than 5 hours after the

Department receives notification of a missing person.

(2) Develop and implement a policy whereby a statewide or regional alert would be used in situations relating to the disappearances of individuals, based on criteria and in a format established by the Department. Such a format shall include, but not be limited to, the age of the missing person and the suspected circumstance of the disappearance.

(3) Notify all law enforcement agencies that reports of missing persons shall be entered as soon as the minimum level of data specified by the Department is available to the reporting agency and that no waiting period for the entry of the data exists.

(4) Compile and retain information regarding lost, abducted, missing, or runaway minors in a separate data file, in a manner that allows that information to be used by law enforcement and other agencies deemed appropriate by the Director, for investigative purposes. The information shall include the disposition of all reported lost, abducted, missing, or runaway minor cases.

(5) Compile and maintain an historic data repository relating to lost, abducted, missing, or runaway minors and other missing persons, including, but not limited to, missing endangered seniors, in order to develop and improve techniques utilized by law enforcement agencies when responding to reports of missing persons.

(6) Create a quality control program regarding confirmation of missing person data, timeliness of entries of missing person reports into LEADS, and performance audits of all entering agencies.

~~(7) Upon completion of the report required by paragraph (1), the Department of State Police shall immediately forward the contents of the report to all of the following:~~

~~(A) all law enforcement agencies that have jurisdiction in the location where the missing person lives and all law enforcement agencies that have jurisdiction in the location where the missing person was last seen;~~

~~(B) all law enforcement agencies to which the person who made the notification concerning the missing person requests the report be sent, if the Department determines that the request is reasonable in light of the information received;~~

~~(C) all law enforcement agencies that request a copy of the report; and~~

~~(D) the National Crime Information Center's Missing Person File, if appropriate.~~

~~(8) The Department of State Police shall begin an investigation concerning the missing person not later than 24 hours after receiving notification of a missing person.~~

~~(c) The Illinois Law Enforcement Training Standards Board shall conduct a training program for law enforcement personnel of local governmental agencies in the Missing Persons Identification Act statewide coordinated missing endangered senior alert system established under this Section.~~

~~(d) The Department of State Police shall perform the duties prescribed in the Missing Persons Identification Act, subject to appropriation.~~

(Source: P.A. 94-145, eff. 1-1-06.)

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

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Hoffman, SENATE BILL 1684 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: 105, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 25)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 2295. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

The following amendment was offered in the Committee on Judiciary I - Civil Law, adopted and reproduced.

AMENDMENT NO. 1. Amend Senate Bill 2295 on page 1, line 5, by deleting "8-2005,"; and on page 1, immediately below line 15, by inserting the following:

"In this Part, "practitioner" means any health care practitioner, including a physician, dentist, podiatrist, advanced practice nurse, physician assistant, clinical psychologist, or clinical social worker. The term includes a medical office, health care clinic, health department, group practice, and any other organizational structure for a licensed professional to provide health care services. The term does not include a health care facility as defined in this Section."; and

on page 3, by replacing lines 7 through 15 with the following:

~~"Sec. 8-2003. Records of health care practitioners. In this Section, "practitioner" means any health care practitioner, including a physician, dentist, podiatrist, advanced practice nurse, physician assistant, clinical psychologist, or clinical social worker. The term includes a medical office, health care clinic, health department, group practice, and any other organizational structure for a licensed professional to provide health care services. The term does not include a health care facility as defined in Section 8-2001."~~; and

on page 5, by deleting lines 1 through 36; and

on page 6, by deleting lines 1 through 5.

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

Representative Mathias offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend Senate Bill 2295 on page 1, line 5, after "Sections", by inserting "8-802,"; and

on page 1, immediately below line 6, by inserting the following:

"(735 ILCS 5/8-802) (from Ch. 110, par. 8-802)

Sec. 8-802. Physician and patient. No physician or surgeon shall be permitted to disclose any information he or she may have acquired in attending any patient in a professional character, necessary to enable him or her professionally to serve the patient, except only (1) in trials for homicide when the disclosure relates directly to the fact or immediate circumstances of the homicide, (2) in actions, civil or criminal, against the physician for malpractice, (3) with the expressed consent of the patient, or in case of his or her death or disability, of his or her personal representative or other person authorized to sue for personal injury or of the beneficiary of an insurance policy on his or her life, health, or physical condition, (4) in all actions brought by or against the patient, his or her personal representative, a beneficiary under a policy of insurance, or the executor or administrator of his or her estate wherein the patient's physical or mental condition is an issue, (5) upon an issue as to the validity of a document as a will of the patient, (6) in any criminal action where the charge is either first degree murder by abortion, attempted abortion or abortion, (7) in actions, civil or criminal, arising from the filing of a report in compliance with the Abused

and Neglected Child Reporting Act, (8) to any department, agency, institution or facility which has custody of the patient pursuant to State statute or any court order of commitment, (9) in prosecutions where written results of blood alcohol tests are admissible pursuant to Section 11-501.4 of the Illinois Vehicle Code, (10) in prosecutions where written results of blood alcohol tests are admissible under Section 5-11a of the Boat Registration and Safety Act, or (11) in criminal actions arising from the filing of a report of suspected terrorist offense in compliance with Section 29D-10(p)(7) of the Criminal Code of 1961, or (12) upon the issuance of a subpoena pursuant to Section 38 of the Medical Practice Act of 1987; the issuance of a subpoena pursuant to Section 25.1 of the Illinois Dental Practice Act; or the issuance of a subpoena pursuant to Section 22 of the Nursing Home Administrators Licensing and Disciplinary Act.

In the event of a conflict between the application of this Section and the Mental Health and Developmental Disabilities Confidentiality Act to a specific situation, the provisions of the Mental Health and Developmental Disabilities Confidentiality Act shall control.

(Source: P.A. 87-803; 92-854, eff. 12-5-02.)".

The foregoing motion prevailed and the amendment was adopted.

Floor Amendments numbered 4 and 5 remained in the Committee on Rules.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Mathias, SENATE BILL 2295 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: 105, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 26)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 2762. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

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

Representative Rita offered the following amendments and moved their adoption.

AMENDMENT NO. 2. Amend Senate Bill 2762 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 27-6 as follows:

(105 ILCS 5/27-6) (from Ch. 122, par. 27-6)

Sec. 27-6. Courses in physical education required; special activities.

(a) Pupils enrolled in the public schools and State universities engaged in preparing teachers shall be required to engage daily during the school day, except on block scheduled days for those public schools engaged in block scheduling, in courses of physical education for such periods as are compatible with the optimum growth and developmental needs of individuals at the various age levels except when appropriate excuses are submitted to the school by a pupil's parent or guardian or by a person licensed under the Medical Practice Act of 1987 and except as provided in subsection (b) of this Section.

Special activities in physical education shall be provided for pupils whose physical or emotional condition, as determined by a person licensed under the Medical Practice Act of 1987, prevents their participation in the courses provided for normal children.

(b) A school board is authorized to excuse pupils enrolled in grades 11 and 12 from engaging in physical education courses if those pupils request to be excused for any of the following reasons: (1) for ongoing participation in an interscholastic athletic program; (2) to enroll in academic classes which are required for admission to an institution of higher learning, provided that failure to take such classes will result in the pupil being denied admission to the institution of his or her choice; or (3) to enroll in academic classes which are required for graduation from high school, provided that failure to take such classes will result in the pupil being unable to graduate. A school board may also excuse pupils in grades 9 through 12 enrolled in a marching band program for credit from engaging in physical education courses if those pupils request to be excused for ongoing participation in such marching band program. In addition, a pupil school board may excuse pupils in any of grades 9 through 12 who is eligible for special education may be excused if the pupil's parent or guardian agrees that the pupil those pupils must utilize the time set aside for physical education to receive special education support and services or, if there is no agreement, the individualized education program team for the pupil determines that the pupil must utilize the time set aside for physical education to receive special education support and services. However, a pupil requiring adapted physical education must receive that service in accordance with the individualized education program developed for the pupil. A school board may also excuse pupils in grades 9 through 12 enrolled in a Reserve Officer's Training Corps (ROTC) program sponsored by the school district from engaging in physical education courses. School boards which choose to exercise this authority shall establish a policy to excuse pupils on an individual basis.

(c) The provisions of this Section are subject to the provisions of Section 27-22.05.
(Source: P.A. 94-189, eff. 7-12-05; 94-198, eff. 1-1-06; 94-200, eff. 7-12-05; revised 8-19-05.)
Section 99. Effective date. This Act takes effect upon becoming law."

AMENDMENT NO. 3. Amend Senate Bill 2762, AS AMENDED, with reference to page and line numbers of House Amendment No. 2, on page 2, line 24, after "services", by inserting "which agreement or determination must be made a part of the individualized education program".

The foregoing motions prevailed and the amendment were adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Rita, SENATE BILL 2762 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: 105, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 27)

This bill, as amended, 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 in the House amendment/s adopted.

CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE JOINT RESOLUTION

Senate Amendment No. 1 to HOUSE JOINT RESOLUTION 15, having been reproduced, was taken up for consideration.

Representative Stephens moved that the House concur with the Senate in the adoption of Senate Amendment No. 1.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 28)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendment No. 1 to HOUSE JOINT RESOLUTION 15.

Ordered that the Clerk inform the Senate.

RESOLUTIONS

Having been reported out of the Committee on Elementary & Secondary Education on April 19, 2006, HOUSE JOINT RESOLUTION 119 was taken up for consideration.

The following amendment was offered in the Committee on Elementary & Secondary Education, adopted and reproduced:

AMENDMENT NO. 1. Amend House Joint Resolution 119 on page 2, line 13, by replacing "twenty-three" with "twenty-five"; and

on page 2, by replacing lines 29 and 30 with the following:

"representing school management; two members who are representatives of a statewide child advocacy organization appointed by the Governor; two members who are representatives of a statewide organization of parents and teachers"; and

on page 3, immediately below line 24, by inserting the following:

"RESOLVED, That all Task Force meetings shall be open to the public; the Task Force may solicit input from non-members of the Task Force and any other sources deemed appropriate by the State Board of Education; and be it further".

Representative Ryg moved the adoption of the resolution, as amended.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 29)

The motion prevailed and the Resolution was adopted, as amended.

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

Having been reported out of the Committee on Health Care Availability and Access on April 4, 2006, HOUSE RESOLUTION 1063 was taken up for consideration.

The following amendment was offered in the Committee on Health Care Availability Access, adopted and reproduced:

AMENDMENT NO. 1. Amend House Resolution 1063 by replacing everything after the heading with the following:

"WHEREAS, Public Act 94-693 was signed into law to create the Covering ALL KIDS Health Insurance Act to provide access to affordable health insurance coverage for all children residing in the State of Illinois; and

WHEREAS, The Department of Healthcare and Family Services estimates that there are 253,000 uninsured children in Illinois and roughly half of these children are eligible for the KidCare program; and

WHEREAS, The provisions of the new Covering ALL KIDS Health Insurance Program provide that children may be enrolled in the program as long as they are living in Illinois for other than a temporary or transitory purpose and no requirement for previous residency is required; and

WHEREAS, Concerns have arisen that families may move to Illinois from other areas to take advantage of the new Covering ALL KIDS Health Insurance Program, which includes a State subsidy for the medical care provided to enrollees; and

WHEREAS, Families move for many reasons, including for employment, and often these moves are across state lines; all variables influencing these moves, as well as historic patterns of movement among families, must be taken into account to accurately assess whether families come to Illinois for the sole purpose of enrolling their children in the Covering ALL KIDS Health Insurance Program; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL

ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Department of Healthcare and Family Services, in completing the study required under Section 45 of the Covering ALL KIDS Health Insurance Act, to assess the extent to which the availability of the Covering ALL KIDS Health Insurance Program has increased the movement of families into the State; and be it further

RESOLVED, That information gathered from surveying residency for Covering ALL KIDS Health Insurance Program enrollees should be included in the report that the Department of Healthcare and Family Services is required to submit to the Governor and the General Assembly under Section 45 of the Covering ALL KIDS Health Insurance Act; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Director of Healthcare and Family Services."

Representative Sullivan moved the adoption of the resolution, as amended.
The motion prevailed and the Resolution was adopted, as amended.

Having been reported out of the Committee on State Government Administration on April 19, 2006, HOUSE RESOLUTION 1146 was taken up for consideration.

Representative Acevedo moved the adoption of the resolution.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 30)

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Local Government on April 4, 2006, HOUSE RESOLUTION 1026 was taken up for consideration.

Representative Berrios moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Human Services on April 10, 2006, HOUSE RESOLUTION 1151 was taken up for consideration.

The following amendment was offered in the Committee on Human Services, adopted and reproduced:

AMENDMENT NO. 1. Amend House Resolution 1151 by replacing lines 2 through 28 on page 1 and all of page 2 with the following:

"WHEREAS, The Governor issued Executive Order No. 6 in July 2005 establishing the Illinois Regenerative Medicine Institute (IRMI) under the Department of Public Health to provide grants to entities that engage in stem cell research; and

WHEREAS, The Fiscal Year 2006 budget included an appropriation of \$10 million to the Department of Public Health to award these grants; and

WHEREAS, The Governor amended his Executive Order No. 6 in February to provide the Department of Public Health with the power to implement the Institute, outlined the functions of IRMI, and established requirements and conditions for grantees; and

WHEREAS, The Governor's amended Executive Order was published in the Illinois Register on February 24th in lieu of Department rules; and

WHEREAS, The Department of Public Health has since established the new Institute and awarded grants to eligible entities on April 24th; and

WHEREAS, The Governor, in his proposed budget for Fiscal Year 2007, is seeking a \$15 million appropriation from Tobacco Settlement monies for IRMI; and

WHEREAS, The Governor has further stated that it is his desire to increase this base appropriation by \$2.5 million each year for the next 5 years in order to provide the Institute with an appropriation of \$100 million by Fiscal Year 2011; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Governor and the Department of Public

Health to provide full disclosure of how the current appropriations for the Institute are being spent; and be it further

RESOLVED, That we urge the Governor and the Department of Public Health, upon awarding the grants, to disclose all information regarding the grantees, the process by which these grantees were selected, as well as the information on those grant applications that were rejected and the reasons why those applications were rejected; and be it further

RESOLVED, That we urge the Governor and the Department to disclose any and all other information pertinent to the status and operation of the Institute, including, but not limited to, the oversight and reporting processes in place; and be it further

RESOLVED, That a suitable copy of this Resolution be presented to the Governor and the Director of Public Health."

Representative Reis moved the adoption of the resolution, as amended.

The motion prevailed and the Resolution was adopted, as amended.

Having been reported out of the Committee on Judiciary II - Criminal Law on May 1, 2006, HOUSE RESOLUTION 1223 was taken up for consideration.

Representative Washington moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

SENATE BILL ON SECOND READING

SENATE BILL 3088. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

The following amendment was offered in the Committee on Revenue, adopted and reproduced.

AMENDMENT NO. 1. Amend Senate Bill 3088 on page 1, in line 15, by deleting "the Downstate Forest Preserve District Act,"; and on page 166, by deleting lines 8 through 22.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Hannig, SENATE BILL 3088 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: 105, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 31)

This bill, as amended, 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 in the House amendment/s adopted.

CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS

Senate Amendments numbered 1 and 2 to HOUSE BILL 5342, having been reproduced, were taken up for consideration.

Representative Colvin moved that the House concur with the Senate in the adoption of Senate Amendments numbered 1 and 2.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 32)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendments numbered 1 and 2 to HOUSE BILL 5342.

Ordered that the Clerk inform the Senate.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 2 was distributed to the Members at 1:42 o'clock p.m.

SENATE BILL ON SECOND READING

SENATE BILL 2225. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

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

AMENDMENT NO. 1. Amend Senate Bill 2225 on page 2, line 34, after "coursework", by inserting the following:
"before pursuing his or her chosen course of study".

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

Representative McCarthy offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend Senate Bill 2225, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Higher Education Student Assistance Act is amended by adding Section 39 as follows:
(110 ILCS 947/39 new)

Sec. 39. Monetary Award Program Plus.

(a) The Commission shall receive and consider applications for monetary grant assistance under this Section to benefit those students who will not receive Monetary Award Program grants awarded in accordance with Section 35 of this Act, but who will benefit from assistance in paying for the costs of attendance at institutions of higher learning. Subject to a separate appropriation for this purpose and sufficient revenue from the sale of student loan assets, transaction processing, or refinancing, an applicant is eligible for a Monetary Award Program Plus grant under this Section if the Commission finds that the applicant meets all of the following qualifications:

(1) He or she is a resident of this State and a citizen or permanent resident of the United States.

(2) He or she is enrolled at least half-time as a sophomore, junior, or senior at a MAP-eligible institution, as defined under the Monetary Award Program.

(3) He or she will not receive in the same academic year a Monetary Award Program grant under Section 35 of this Act.

(4) He or she is from a family that had an adjusted gross income, listed on the Free Application for Federal Student Aid, of less than \$200,000 for the 2005 taxable year.

(b) All grants under this Section are applicable only to tuition and mandatory fee costs. The Commission shall determine the grant amount for each student, which amount must not exceed \$500 per year or \$250 per semester and must not exceed tuition and mandatory fees net of State and federal financial aid.

(c) Grants under this Section may be awarded only for the Fall 2006 and Spring 2007 semesters.

(d) The Commission shall pay Monetary Award Program Plus grant awards to eligible students by application date, on a first-come, first-served basis.

(e) The Commission, in determining the number of Monetary Award Program Plus grants to be awarded, shall utilize whatever appropriate data is available and shall notify applicants that grant assistance is

contingent upon the availability of appropriated funds.

(f) The Commission shall determine if sufficient funds are available from the sale of student loan assets, transaction processing, or refinancing to continue Monetary Award Program Plus beyond the Spring 2007 semester and shall prepare a report for the Governor and General Assembly indicating whether funding is available and how it can be used to support the program.

Section 99. Effective date. This Act takes effect July 1, 2006."

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 McCarthy, SENATE BILL 2225 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: 62, Yeas; 43, Nays; 0, Answering Present.

(ROLL CALL 33)

This bill, as amended, 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 in the House amendment/s adopted.

SENATE BILL ON SECOND READING

SENATE BILL 1497. Having been read by title a second time on May 1, 2006, and held on the order of Second Reading, the same was again taken up.

Floor Amendments numbered 1 and 2 remained in the Committee on Rules.

Representative Currie offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend Senate Bill 1497 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 2-3.71 as follows:

(105 ILCS 5/2-3.71) (from Ch. 122, par. 2-3.71)

Sec. 2-3.71. Grants for preschool educational programs.

(a) Preschool program.

(1) The State Board of Education shall implement and administer a grant program under the provisions of this subsection which shall consist of grants to public school districts and other eligible entities, as defined by the State Board of Education, to conduct voluntary preschool educational programs for children ages 3 to 5 which include a parent education component. A public school district which receives grants under this subsection may subcontract with other entities that are eligible to conduct a preschool educational program. These grants must be used to supplement, not supplant, funds received from any other source.

(2) (Blank).

(3) Any teacher of preschool children in the program authorized by this subsection shall hold an early childhood teaching certificate.

(4) This paragraph (4) applies before July 1, 2006 and after June 30, 2008. The State Board of Education shall provide the primary source of funding through appropriations for the ~~this~~ program. Such funds shall be distributed for the benefit of children who

because of their home and community environment are subject to such language, cultural, economic and like disadvantages that they have been determined as a result of screening procedures to be at risk of academic failure. Such screening procedures shall be based on criteria established by the State Board of Education.

(4.5) This paragraph (4.5) applies from July 1, 2006 through June 30, 2008. The State Board of Education shall provide the primary source of funding through appropriations for the program. Such funds shall be distributed to achieve a goal of "Preschool for All Children" for the benefit of all children whose families choose to participate in the program. Based on available appropriations, newly funded programs shall be selected through a process giving first priority to qualified programs serving primarily at-risk children and second priority to qualified programs serving primarily children with a family income of less than 4 times the poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. 9902(2). For purposes of this paragraph (4.5), at-risk children are those who because of their home and community environment are subject to such language, cultural, economic and like disadvantages to cause them to have been determined as a result of screening procedures to be at risk of academic failure. Such screening procedures shall be based on criteria established by the State Board of Education.

On or before November 1 of each fiscal year in which the General Assembly provides funding for new programs under this paragraph (4.5), the State Board of Education shall report to the General Assembly on what percentage of new funding was provided to programs serving primarily at-risk children, what percentage of new funding was provided to programs serving primarily children with a family income of less than 4 times the federal poverty level, and what percentage of new funding was provided to other programs.

(5) The State Board of Education shall develop and provide evaluation tools, including tests, that school districts and other eligible entities may use to evaluate children for school readiness prior to age 5. The State Board of Education shall require school districts and other eligible entities to obtain consent from the parents or guardians of children before any evaluations are conducted. The State Board of Education shall encourage local school districts and other eligible entities to evaluate the population of preschool children in their communities and provide preschool programs, pursuant to this subsection, where appropriate.

(6) The State Board of Education shall report to the General Assembly by July 1, ~~2007~~ ~~1989~~ and every 3 years thereafter, on the results and progress of students who were enrolled in preschool educational programs, including an assessment of which programs have been most successful in promoting academic excellence and alleviating academic failure. The State Board of Education shall assess the academic progress of all students who have been enrolled in preschool educational programs.

(b) (Blank).

(Source: P.A. 94-506, eff. 8-8-05.)

Section 99. Effective date. This Act takes effect July 1, 2006."

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. 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 Hannig, SENATE BILL 1497 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: 105, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 34)

This bill, as amended, 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 in the House amendment/s adopted.

On motion of Representative John Bradley, SENATE BILL 835 was taken up and read by title a third time.

The Chair placed this bill on unlimited debate.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

63, Yeas; 42, Nays; 0, Answering Present.

(ROLL CALL 35) VERIFIED

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

Ordered that the Clerk inform the Senate.

ACTION ON MOTION

Pursuant to the motion submitted previously, Representative John Bradley moved to reconsider the vote by which SENATE BILL 2049 failed.

And on that motion, a vote was taken resulting as follows:

65, Yeas; 35, Nays; 0, Answering Present.

(ROLL CALL 36)

The motion prevailed.

SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Osterman, SENATE BILL 2049 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:

93, Yeas; 12, Nays; 0, Answering Present.

(ROLL CALL 37)

This bill, as amended, 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 in the House amendment/s adopted.

RESOLUTIONS

Having been reported out of the Committee on Rules on May 4, 2006, SENATE JOINT RESOLUTION 91 was taken up for consideration.

Representative Colvin moved the adoption of the resolution.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 38)

The motion prevailed and the Resolution was adopted.

Ordered that the Clerk inform the Senate.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE JOINT RESOLUTION 129 was taken up for consideration.

Representative Verschoore moved the adoption of the resolution.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 39)

The motion prevailed and the Resolution was adopted.
Ordered that the Clerk inform the Senate and ask their concurrence.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE JOINT RESOLUTION 130 was taken up for consideration.

Representative Howard moved the adoption of the resolution.
The motion prevailed and the resolution was adopted.
Ordered that the Clerk inform the Senate and ask their concurrence.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1259 was taken up for consideration.

Representative Scully moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1266 was taken up for consideration.

Representative Froehlich moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1275 was taken up for consideration.

Representative Bill Mitchell moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1265 was taken up for consideration.

Representative Bost moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1288 was taken up for consideration.

Representative Reitz moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on May 4, 2006, HOUSE RESOLUTION 1291 was taken up for consideration.

Representative Chavez moved the adoption of the resolution.
The motion prevailed and the Resolution was adopted.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314 and HOUSE JOINT RESOLUTION 135 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.
The motion prevailed and the agreed resolutions were adopted.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 3 was distributed to the Members at 4:00 o'clock p.m.

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 Dugan, HOUSE BILL 3904 was taken up and read by title a third time. A three-fifths vote is required.

And the question being, "Shall this bill pass?" it was decided in the negative by the following vote:

62, Yeas; 43, Nays; 0, Answering Present.

(ROLL CALL 40)

This bill, having failed to receive the votes of three-fifths of the Members elected, was declared lost.

CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS

Senate Amendment No. 3 to HOUSE BILL 1918, having been reproduced, was taken up for consideration.

Representative Molaro moved that the House concur with the Senate in the adoption of Senate Amendment No. 3.

And on that motion, a vote was taken resulting as follows:

66, Yeas; 37, Nays; 0, Answering Present.

(ROLL CALL 41)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendment No. 3 to HOUSE BILL 1918.

Ordered that the Clerk inform the Senate.

ADJOURNMENT RESOLUTION HOUSE JOINT RESOLUTION 136

Representative Currie offered the following resolution:

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the House of Representatives adjourns on Thursday, May 04, 2006, it stands adjourned until Wednesday, November 1, 2006, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, November 14, 2006 at 1:00 o'clock p.m.; and when the Senate next adjourns for more than three days, it stands adjourned until Wednesday, November 1, 2006, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, November 14, 2006.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

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

At the hour of 5:00 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 136, the House stood adjourned until Wednesday, November 1, 2006.

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

May 04, 2006

0 YEAS

0 NAYS

111 PRESENT

P Acevedo	P Dugan	P Krause	P Pritchard
P Bassi	P Dunkin	P Lang	P Ramey
P Beaubien	P Dunn	E Leitch	P Reis
P Beiser	P Durkin	P Lindner	P Reitz
P Bellock	P Eddy	P Lyons	P Rita
P Berrios	P Feigenholtz	E Mathias	P Rose
P Biggins	P Flider (ADDED)	P Mautino	P Ryg
E 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	P Giles	P McKeon	P Scully
P Brady	P Golar	P Mendoza	P Smith
P Brauer	P Gordon	P Meyer	E Sommer
P Brosnahan	P Graham	P Miller	P Soto
P Burke	P Granberg	P Mitchell, Bill	P Stephens
P Chapa LaVia	P Hamos	P Mitchell, Jerry	P Sullivan
P Chavez	P Hannig	P Moffitt	P Tenhouse
E Churchill	P Hassert	P Molaro	P Tryon
P Collins	P Hoffman	P Mulligan	P Turner
P Colvin	P Holbrook	P Munson	P Verschoore
E 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	E Jones	E Patterson	P Younge
P Davis, Monique	P Joyce	P Phelps	P 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
 SENATE BILL 626
 STATE GOVERNMENT-TECH
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 830
 LOCAL GOVERNMENT-TECH
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 1028
 SAFETY-TECH
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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 4676
 ELDER ABUSE AND NEGLECT
 MOTION TO CONCUR IN SENATE AMENDMENTS NO. 1 & 2
 CONCURRED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 2436
 HEALTH FACILITIES-INVENTORIES
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

4 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	N Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	N Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E Black	Y Flowers	Y May	Y Sacia
Y Boland	N Franks	Y McAuliffe	Y Saviano
Y Bost	Y Fritchey	Y McCarthy	Y Schmitz
Y Bradley, John	N Froehlich	Y McGuire	Y Schock
Y Bradley, Richard	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 1892
 CONS FRAUD ACT-SEC FREEZE
 THIRD READING
 PASSED

May 04, 2006

100 YEAS

9 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 622
 STATE GOVERNMENT-TECH
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 789
 PUBLIC EMPLOYEE BENEFITS-TECH
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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 4572
 ETHICS-INSPECTOR GEN REPORTS
 THIRD READING
 PASSED

May 04, 2006

109 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y 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
 SENATE BILL 2185
 REVENUE-TECH
 THIRD READING
 PASSED

May 04, 2006

107 YEAS

0 NAYS

1 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	Y McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	P Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	E Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 858
EDUCATION-TECH
THIRD READING
PASSED

May 04, 2006

107 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	A McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	E Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 931
 REGULATION-TECH
 THIRD READING
 PASSED

May 04, 2006

107 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	A McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	E Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2664
 SANITARY DST-CONDEMN SEWER SYS
 THIRD READING
 PASSED

May 04, 2006

66 YEAS

41 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 627
 STATE GOVERNMENT-TECH
 THIRD READING
 PASSED

May 04, 2006

107 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	A McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	E Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 613
TWNShP CD OPEN SPACE PLAN
THIRD READING
PASSED

May 04, 2006

106 YEAS

0 NAYS

1 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Pritchard
Y Bassi	Y Dunkin	Y Lang	Y Ramey
Y Beaubien	Y Dunn	E Leitch	Y Reis
Y Beiser	Y Durkin	Y Lindner	Y Reitz
Y Bellock	Y Eddy	Y Lyons	Y Rita
Y Berrios	Y Feigenholtz	E Mathias	Y Rose
Y Biggins	A Flider	Y Mautino	Y Ryg
E 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	Y Giles	A McKeon	Y Scully
Y Brady	Y Golar	Y Mendoza	Y Smith
Y Brauer	Y Gordon	Y Meyer	E Sommer
Y Brosnahan	Y Graham	Y Miller	Y Soto
Y Burke	Y Granberg	Y Mitchell, Bill	Y Stephens
Y Chapa LaVia	Y Hamos	Y Mitchell, Jerry	Y Sullivan
Y Chavez	Y Hannig	Y Moffitt	Y Tenhouse
E Churchill	Y Hassert	Y Molaro	Y Tryon
Y Collins	Y Hoffman	Y Mulligan	Y Turner
Y Colvin	Y Holbrook	Y Munson	Y Verschoore
E Coulson	Y Howard	Y Myers	Y Wait
Y Cross	Y Hultgren	Y Nekritz	Y Washington
P 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	E Jones	E Patterson	Y Younge
Y Davis, Monique	Y Joyce	Y Phelps	Y Mr. Speaker
Y Davis, William	Y Kelly	Y Pihos	
Y Delgado	Y Kosel	E Poe	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2796
 SCH CD-SPECIAL ED-HEARING
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

2 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2399
PREVAILING WAGE-PAYROLL
FLOOR AMENDMENT NO. 1- LANG
LOST

May 04, 2006

10 YEAS

84 NAYS

11 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2399
 PREVAILING WAGE-PAYROLL
 FLOOR AMENDMENT NO. 2 - LANG
 LOST

May 04, 2006

12 YEAS

82 NAYS

11 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2399
 PREVAILING WAGE-PAYROLL
 FLOOR AMENDMENT NO. 3 - LANG
 LOST

May 04, 2006

46 YEAS

59 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2399
 PREVAILING WAGE-PAYROLL
 THIRD READING
 PASSED

May 04, 2006

106 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 5782
 \$CDB-FY02 SCH CONSTRUCT GRANTS
 DISCHARGE COMMITTEE
 SHALL THE CHAIR BE SUSTAINED
 PREVAILED

May 04, 2006

62 YEAS

43 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 835
 LOCAL GOVERNMENT-TECH
 2ND READING
 LAND CONVEYANCE NOTE/INAPPLICABLE
 PREVAILED

May 04, 2006

62 YEAS

43 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2049
PUBLIC BUILDING COMMISSION
THIRD READING
LOST

May 04, 2006

46 YEAS

59 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 1684
 ST FIRE MARSHAL - WEAPONS
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2295
CIV PRO-COPY MED AND ATTY REC
THIRD READING
PASSED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2762
 SCH CD-P.E. EXEMPTION-SPEC ED
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE JOINT RESOLUTION 15
 PAUL SIMON PARKWAY
 MOTION TO CONCUR IN SENATE AMENDMENT NO. 1
 CONCURRED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE JOINT RESOLUTION 119
 ACCOUNTABLE SCHOOLS TASK FORCE
 ADOPTED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE RESOLUTION 1146
AUDIT PILSEN MNTL HLTH CENTER
ADOPTED

May 04, 2006

89 YEAS

14 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 3088
 REVENUE RE-ENACT PA88-669
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 5342
 COUNTY JAIL-COSTS
 MOTION TO CONCUR IN SENATE AMENDMENTS NO. 1 & 2
 CONCURRED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2225
 BD HIGHR ED-UNIV-REMEDICATION
 THIRD READING
 PASSED

May 04, 2006

62 YEAS

43 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 1497
 SCH CD-SPECIAL ED-REIMBURSEMNT
 THIRD READING
 PASSED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 835
 LOCAL GOVERNMENT-TECH
 THIRD READING
 PASSED
 VERIFIED

May 04, 2006

63 YEAS

42 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2049
PUBLIC BUILDING COMMISSION
MOTION TO RECONSIDER VOTE
PREVAILED

May 04, 2006

65 YEAS

35 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2049
 PUBLIC BUILDING COMMISSION
 THIRD READING
 PASSED

May 04, 2006

93 YEAS

12 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE JOINT RESOLUTION 91
COLLEGE INS PROGRAM TASK FORCE
ADOPTED

May 04, 2006

104 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE JOINT RESOLUTION 129
BIG ISLAND PARKWAY
ADOPTED

May 04, 2006

105 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3904
 FINANCE-TECH
 THIRD READING
 LOST
 3/5 VOTE REQUIRED

May 04, 2006

62 YEAS

43 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 1918
 GAMING-TECH
 MOTION TO CONCUR IN SENATE AMENDMENT NO. 3
 CONCURRED

May 04, 2006

66 YEAS

37 NAYS

0 PRESENT

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

E - Denotes Excused Absence