

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

160TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

FRIDAY, OCTOBER 12, 2007

9:11 O'CLOCK A.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
160th Legislative Day**

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[October 12, 2007]

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The House met pursuant to adjournment.

Speaker of the House Madigan in the chair.

Prayer by Command Staff Chaplain, Illinois National Guard Daniel Krumrei, who is the Pastor at Parkway Christian Church in Springfield, IL.

Representative Poe 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:

108 present. (ROLL CALL 1)

By unanimous consent, Representatives Bassi, Currie, Durkin, Ford, Hamos, May, Meyer, Osterman, Patterson and Scully were excused from attendance.

LETTER OF TRANSMITTAL

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

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to November 2, 2007 for the following Bills:

House Bills: 25, 114, 123, 124, 125, 127, 191, 391, 396, 471, 475, 551, 556, 563, 691, 719, 722, 750, 758, 921, 924, 946, 969, 1011, 1058, 1277, 1283, 1284, 1292, 1322, 1331, 1427, 1432, 1445, 1455, 1466, 1514, 1517, 1631, 1664, 1669, 1685, 1696, 1752, 1826, 2035, 2088, 2135, 2233, 2304, 2353, 2362, 2544, 2584, 2616, 2755, 2995, 3079, 3170, 3388, 3393, 3424, 3453, 3463, 3679, 3730, 3737, 3738, 3739, 3740, 3749, 3750 and 3755.

Senate Bills: 62, 101, 124, 149, 171, 184, 202, 243, 307, 392, 417, 450, 473, 487, 526, 572, 573, 673, 783, 934, 1007, 1174, 1296, 1370, 1409, 1460, 1511 and 1529.

If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.
With kindest personal regards, I remain

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

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Lang replaced Representative Currie in the Committee on Rules on October 12, 2007.

Representative Beaubien replaced Representative Black in the Committee on Rules on October 12, 2007.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on October 12, 2007, 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 71.

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

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

Y Lang(D) (replacing Currie)
Y Hannig(D)
Y Turner(D)

Y Beaubien(R) (replacing Black)
A Hassert(R)

VETO MOTION SUBMITTED

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

MOTION #2

I move that the House concur with the Senate in the passage of SENATE BILL 831, the Veto of the Governor notwithstanding.

MESSAGES FROM THE SENATE

A message from the Senate by
Ms. Shipley, 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. 72

WHEREAS, The State Board of Education has filed its Report on Waiver of School Code Mandates, dated October 1, 2007, with the Senate, the House of Representatives, and the Secretary of State of Illinois as required by Section 2-3.25g of the School Code; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the request made by Hononegeah CHSD 207 - Winnebago with respect to the Prairie State Achievement Examination, identified in the report filed by the State Board of Education as request WM100-4440, is disapproved; and be it further

RESOLVED, That each of the school district waiver requests identified below by school district name and by the identifying number and subject area of the waiver request as summarized in the report filed by the State Board of Education is approved for only 2 years and disapproved for the remaining 3 years:

- (1) Oregon CUSD 220 - Ogle, WM100-4310, physical education;
- (2) Emmons SD 33 - Lake, WM100-4333, physical education;
- (3) Mundelein ESD 75 - Lake, WM100-4359, physical education; and
- (4) El Paso-Gridley CUSD 11 - Woodford, WM100-4464, physical education; and be it further

RESOLVED, That each of the school district waiver requests identified below by school district name and by the identifying number and subject area of the waiver request as summarized in the report filed by the State Board of Education is modified for approval of a \$250 per student maximum fee for driver education:

- (1) Batavia USD 101 - Kane, WM100-4361-1, driver education;
- (2) McLean County UD 5 - McLean, WM100-4378-1, driver education;
- (3) Kaneland CUSD 302 - Kane, WM100-4429-1, driver education;
- (4) Sterling CUSD 5 - Whiteside, Lee, WM100-4436, driver education;

(5) Winnebago CUSD 323 - Winnebago, WM100-4441, driver education; and
(6) Alton CUSD 11 - Madison, WM100-4466, driver education; and be it further
RESOLVED, That the request made by Hiawatha CUSD 426 - DeKalb with respect to driver
education, identified in the report filed by the State Board of Education as request WM100-4379, is
modified for approval of a \$250 per student maximum driver education fee for only 2 years and
disapproved for the remaining 3 years.

Adopted by the Senate, October 11, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL NO. 405

A bill for AN ACT concerning local government.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL NO. 962

A bill for AN ACT concerning vacancies in public office.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL NO. 1960

A bill for AN ACT concerning public employee benefits.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL NO. 2036

A bill for AN ACT concerning local government.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House to accept the Governor's specific recommendations for change, which are attached, to a bill of the following title, to-wit:

HOUSE BILL NO. 1303

A bill for AN ACT concerning regulation.

Concurred in by the Senate, October 11, 2007.

Deborah Shipley, Secretary of the Senate

MOTION

I move to accept the specific recommendations of the Governor as to House Bill 1303 in manner and form as follows:

AMENDMENT TO HOUSE BILL 1303

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend House Bill 1303 as follows:

on page 1, lines 8 and 9, by deleting "holding tanks"; and
 on page 1, lines 13 and 14, by deleting "holding tanks"; and
 on page 1, lines 15 and 16, by deleting "holding tanks"; and
 on page 1, line 19, by deleting "holding tanks"; and
 on page 1, lines 21 and 22, by deleting "holding tanks"; and
 on page 2, lines 14 and 15, by deleting "holding tanks"; and
 on page 2, lines 16 and 17, by deleting "holding tanks"; and
 on page 3, line 7, by deleting "holding tanks"; and
 on page 3, line 9, by deleting "holding tanks"; and
 on page 4, lines 3 and 4, by deleting "holding tanks".

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 732

A bill for AN ACT concerning health.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 1729

A bill for AN ACT concerning regulation.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

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

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

HOUSE BILL NO. 3729

A bill for AN ACT concerning regulation.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

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

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

HOUSE BILL NO. 978

A bill for AN ACT concerning finance.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

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

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

HOUSE BILL NO. 1242

A bill for AN ACT concerning revenue.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

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

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House to accept the Governor's specific recommendations for change, which are attached, to a bill of the following title, to-wit:

HOUSE BILL NO. 1759

A bill for AN ACT concerning public health.

Concurred in by the Senate, October 11, 2007.

Deborah Shipley, Secretary of the Senate

MOTION

I move to accept the specific recommendations of the Governor as to House Bill 1759 in manner and form as follows:

AMENDMENT TO HOUSE BILL 1759

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend House Bill 1759, on page 2, line 12, by replacing "therefore" with "and"; and on page 2, below line 12, by inserting:

"WHEREAS, The public health will be served by expanding the availability of informed, voluntary, and confidential HIV testing and making HIV testing a routine part of general medical care, as recommended by the United States Centers for Disease Control and Prevention; therefore"; and on page 2, line 20, by inserting "unless she has already been tested during the current pregnancy." after the word "shall"; and

on page 2, line 21, by inserting "as described in subpart (d) of this Section." after "counseling"; and

on page 2, line 21, by inserting "shall test her for HIV unless she refuses. A refusal may be verbal or in writing." after "and"; and

on page 2, line 21, by replacing "recommend HIV testing, unless she declines in" with "~~recommend HIV testing, unless~~"; and

on page 3, lines 1 and 2, by replacing "writing or she has already received an HIV test during pregnancy." with "~~she has already received an HIV test during pregnancy.~~"; and

on page 3, line 4, by deleting "provide recommend" and inserting "recommend"; and

on page 3, lines 8 through 11, by replacing "The health care professional shall inform the pregnant woman that, should she refuse HIV testing during pregnancy, her newborn infant will be tested for HIV." with "~~The health care professional shall inform the pregnant woman that, should she refuse HIV testing during pregnancy, her newborn infant will be tested for HIV.~~"; and

on page 3, lines 11 and 12, by deleting "offer of testing, and whether the woman accepted or declined testing" and replacing it with "and testing or refusal of testing"; and

on page 3, line 15, by inserting "unless she has already been tested during the current pregnancy." after "shall"; and

on page 3, line 16, by inserting "as described in subpart (d) of this Section." after "counseling"; and

on page 3, line 17, by deleting "refuses in writing." and replacing it with "refuses. A refusal may be verbal or in writing."; and

on page 3, lines 18 and 19, by replacing "No counseling or ~~offer of~~ testing is required if already provided during the women's pregnancy." with "~~No counseling or offer of testing is required if already provided during the women's pregnancy.~~"; and

on page 3, lines 20 and 21, by deleting "whether the woman accepted or declined testing, and offer of testing" and replacing it with "and testing or refusal of testing and offer of testing"; and

on page 4, line 8, by inserting "as described in subsection (d) of this Section" after "counseling"; and

on page 4, lines 15 through 18, by deleting:

"requirement that HIV testing be performed unless in is declined in writing.

(2) A woman's right to decline testing and how to do so and the"; and

in page 4, line 18, by replacing "testing and" with "testing, ~~and~~"; and

on page 4, line 19, by inserting "and the requirement that HIV testing be performed unless she refuses and the methods by which she can refuse" after "transmission"; and

on page 4, line 20, by deleting "(3) (2)" and inserting "(2)"; and

on page 4, line 20, by inserting "herself and" after "for"; and

on page 4, line 23, by deleting "(4) (3)" and inserting "(3)"; and

on page 4, line 25, by deleting "(5) (4)" and inserting "(4)"; and

on page 5, after line 1, by inserting:

"(5) The requirement for mandatory testing of the newborn if the mother's HIV status is unknown at the time of delivery.

(6) An explanation of the test, including its purpose, limitations, and the meaning of its results.

(7) An explanation of the procedures to be followed.

(8) The availability of additional or confirmatory testing, if appropriate. Counseling may be provided in writing, verbally, or by video, electronic, or other means. The woman must be offered an opportunity to ask questions about testing and to decline testing for herself."; and

on page 5, lines 2 through 15, by deleting:

"Notwithstanding any other provision of law, including, but not limited to the AIDS Confidentiality Act, consent for HIV testing of a pregnant woman is established when:

(1) the pregnant woman signs a general consent for prenatal or medical care that includes:

(A) specific information regarding HIV testing; and

(B) the option to decline such testing in writing; and

(2) the counseling as set forth in subsection (d) of this Section and the AIDS Confidentiality Act has been provided; and

(3) the pregnant woman has not declined the testing in writing."; and

on page 5, lines 16 through 18, by deleting "~~All counseling and testing must be performed in accordance with the standards set forth in the AIDS Confidentiality Act, including the~~" and inserting "All counseling and testing must be performed in accordance with the standards set forth in the AIDS Confidentiality Act, including the"; and

on page 5 lines 18 through 20, by deleting "~~informed consent provisions of Sections 4, 7, and 8 of that Act, with the exception of the requirement of consent for testing of newborn infants.~~" and inserting "informed consent provisions of Section 4, 7, and 8 of that Act, with the exception of the requirement of consent for testing of newborn infants."; and

on page 6, line 2, by inserting "by July 1, 2008" after "Act".

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 4

A bill for AN ACT concerning local government.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 291

A bill for AN ACT concerning courts.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 1539

A bill for AN ACT concerning State government.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 1628

A bill for AN ACT concerning regulation.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 3578

A bill for AN ACT concerning public employee benefits.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 3627

A bill for AN ACT concerning finance.

Passed by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the restoration of the item reduced by the Governor, which is attached, in a bill of the following title, to-wit:

HOUSE BILL NO. 3866

A bill for AN ACT making appropriations.

Action taken by the Senate, October 11, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

Item Reduced by the Governor in House Bill 3866 which was restored:

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

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, to-wit:

HOUSE BILL NO. 664

A bill for AN ACT concerning revenue.
Passed by the Senate, October 12, 2007, by a three-fifths vote.

Deborah Shipley, Secretary of the Senate

A message from the Senate by
Ms. Shipley, 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. 4144

A bill for AN ACT concerning appropriations.

HOUSE BILL NO. 4148

A bill for AN ACT concerning education.

Passed by the Senate, October 12, 2007.

Deborah Shipley, Secretary of the Senate

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 763

Offered by Representative Poe:

Honors Reverend Father Anthony G. Tzortzis and the members of Saint Anthony's Greek Orthodox Church on the 50th anniversary of the church.

HOUSE RESOLUTION 764

Offered by Representative Poe:

Congratulates City Limits Band for their involvement and contribution to St. Jude Children's Research Hospital.

HOUSE RESOLUTION 765

Offered by Representative Granberg:

Congratulates Dr. Steven Light of Salem on being nominated into the 2007 Healthy Smile Heroes.

HOUSE RESOLUTION 766

Offered by Representative Cross:

Mourns the death of former State Representative and Senator George Sangmeister of Mokena.

HOUSE RESOLUTION 767

Offered by Representative Rose:

Mourns the death of Louis M. Christen of Mattoon.

HOUSE RESOLUTION 769

Offered by Representative Chapa LaVia:
Congratulates Howard Miller of Aurora on being inducted into the Tuskegee University Athletic Hall of Fame.

HOUSE RESOLUTION 770

Offered by Representative Chapa LaVia:
Congratulates Martin "Marty" Conatser of Champaign on being named national commander at the American Legion convention.

HOUSE RESOLUTION 771

Offered by Representative McGuire:
Mourns the death of former State Representative and Senator George Sangmeister of Mokena.

HOUSE RESOLUTION 772

Offered by Representative Reitz:
Congratulates the Steeleville Lady Braves softball team on winning the 2007 Class S State Softball Championship.

HOUSE RESOLUTION 773

Offered by Representative Turner:
Congratulates Dr. Dharmapuri Vidyasagar of the University of Illinois-Chicago on his retirement.

HOUSE RESOLUTION 774

Offered by Representative Dunkin:
Congratulates Jeffrey Wright on the occasion of being the recipient of the Gold Hugo Career Achievement Award.

HOUSE RESOLUTION 775

Offered by Representative Saviano:
Congratulates Joe Caccamo on the occasion of his retirement as President of Central Grocers, Inc.

HOUSE RESOLUTION 776

Offered by Representative Cole:
Congratulates Dave Brown on the occasion of his retirement as a Park District Commissioner for Grandwood Park.

HOUSE RESOLUTION 777

Offered by Representative Brauer:
Congratulates David E. Elder on the occasion of his 80th birthday on October 28, 2007.

HOUSE RESOLUTION 778

Offered by Representative Black:
Congratulates Dr. Alice Marie Jacobs on the occasion of being the recipient of the 2007 ACCT Chief Executive Award for the Central Region of the United States from the Association of Community College Trustees.

RESOLUTION

Having been reported out of the Committee on Rules on October 10, 2007, HOUSE RESOLUTION 750 was taken up for consideration.

Representative Moffitt moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

SENATE RESOLUTIONS

Having been reported out of the Committee on Rules on October 10, 2007, SENATE JOINT RESOLUTION 17 was taken up for consideration.

Representative McAuliffe moved the adoption of the resolution.

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

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

(ROLL CALL 2)

The motion prevailed and the Resolution was adopted.

Ordered that the Clerk inform the Senate.

Having been reported out of the Committee on Higher Education on October 11, 2007, SENATE JOINT RESOLUTION 59 was taken up for consideration.

Representative Miller moved the adoption of the resolution.

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

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

(ROLL CALL 3)

The motion prevailed and the Resolution was adopted.

Ordered that the Clerk inform the Senate.

ACTION ON VETO MOTIONS

Pursuant to the Motion submitted previously, Representative Lindner moved that the House concur with the Senate in the passage of SENATE BILL 831, the Veto of the Governor notwithstanding. A three-fifths vote is required.

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

67, Yeas; 41, Nays; 0, Answering Present.

(ROLL CALL 4)

Having failed to receive the votes of three-fifths of the Members elected, the motion was declared lost.

Ordered that the Clerk inform the Senate.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 9:31 o'clock a.m.

RESOLUTION

Having been reported out of the Committee on Rules on October 12, 2007, SENATE JOINT RESOLUTION 71 was taken up for consideration.

Representative Colvin moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

Ordered that the Clerk inform the Senate.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 763, 764, 765, 767, 769, 770, 771, 772, 773, 774, 775, 776, 777 and 778 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

ACTION ON MOTION

Representative McGuire asks leave for all members to be added to HOUSE RESOLUTION 771.

The motion prevailed.

At the hour of 10:04 o'clock a.m. the House adjourned until Monday, October 15, 2007.

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

October 12, 2007

0 YEAS

0 NAYS

108 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE JOINT RESOLUTION 17
POLAND-VISA WAIVER
ADOPTED

October 12, 2007

108 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE JOINT RESOLUTION 59
STUDENTS COLLEGE READINESS
ADOPTED

October 12, 2007

108 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 831
 LOCAL GOVERNMENT-TECH
 MOTION TO OVERRIDE TOTAL VETO
 LOST
 3/5 VOTE REQUIRED

October 12, 2007

67 YEAS

41 NAYS

0 PRESENT

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

E - Denotes Excused Absence

160TH LEGISLATIVE DAY**Perfunctory Session****FRIDAY, OCTOBER 12, 2007**

At the hour of 10:26 o'clock a.m., the House convened perfunctory session.

HOUSE RESOLUTION

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

HOUSE RESOLUTION 768

Offered by Representative Osterman:

WHEREAS, The vast majority of the employees of Heartland Human Services have been on strike since July 2 because of the employer's refusal to accept the democratic election of a union; and

WHEREAS, These employees normally deliver crucial mental health and substance abuse services that are necessary for the health, welfare, safety, and quality of life of Heartland clients and all residents of Effingham County; and

WHEREAS, Because of the strike, almost no services are currently being delivered; and

WHEREAS, Heartland clients are going without services, traveling long distances to obtain services, and relying on family and friends for temporary help; and

WHEREAS, This lack of services is placing an unsustainable burden on Heartland clients and their families, to the point that one client has committed suicide; and

WHEREAS, Over 30 behavioral health professionals formerly employed at Heartland attended a public meeting to support the strikers, saying Heartland places financial considerations before client and community needs and creates a hostile environment through demeaning and abusive treatment that is not conducive to quality care; and

WHEREAS, Because of the lack of service delivery due to the strike, the Department of Human Services Division of Alcohol and Substance Abuse has discontinued grant payments to Heartland; and

WHEREAS, The money the Division of Alcohol and Substance Abuse has not paid to Heartland may be available to fund increased service delivery by other providers in the area who are attempting to serve the former Heartland clients; and

WHEREAS, The Division of Mental Health pays Heartland approximately \$200,000 monthly, even though virtually no services are being delivered; and

WHEREAS, The Division of Mental Health has not been able to guarantee other mental health providers who are treating Heartland clients that they will be reimbursed for their expanded service delivery this year; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that State agencies should steward State funding to ensure the maximum amount of services is delivered to the most clients possible; and be it further

RESOLVED, That immediately upon passage of this resolution the House of Representatives urges the Division of Mental Health to discontinue payments to Heartland Human Services until the agency has resolved its dispute with its workers and is once again delivering its full array of services; and be it further

RESOLVED, That the Auditor General is directed to conduct a performance audit of the State moneys provided by or through State agencies to Heartland Human Services under contracts or grant agreements in Fiscal Year 2007 and year-to-date 2008; and be it further

RESOLVED, That this performance audit include, but not be limited to, the following determinations:

- (1) the purposes for which State moneys were provided to Heartland Human Services, for each State agency and for each amount transferred;
- (2) the nature and extent of monitoring by State agencies of how Heartland Human Services used the State-provided moneys;
- (3) the actual use of State moneys by Heartland Human Services;

(4) whether, through a review of available documentation, Heartland Human Services has met or is meeting the purposes for which the State moneys were provided, with specific information concerning Heartland Human Services' staffing levels and its compensation of management employees; and

(5) whether Heartland Human Services is in compliance with the applicable laws, regulations, contracts, and grant agreements pertaining to Heartland Human Services' receipt of State moneys; and be it further

RESOLVED, That Heartland Human Services and any State or local agency that may have information relevant to this audit cooperate fully and promptly with the Auditor General's office in its audit; and be it further

RESOLVED, That the Auditor General commence this audit as soon as possible and report his findings and recommendations upon completion in accordance with the provisions of Section 3-14 of the Illinois State Auditing Act.

SENATE RESOLUTION

The following Senate Joint Resolution, received from the Senate, was read by the Clerk and referred to the Committee on Rules: SENATE JOINT RESOLUTION 72 (Smith).

At the hour of 10:26 o'clock a.m., the House Perfunctory Session adjourned.