

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

227TH LEGISLATIVE DAY

REGULAR SESSION

THURSDAY, FEBRUARY 21, 2008

12:02 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
227th Legislative Day**

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The House met pursuant to adjournment.

Representative Turner in the chair.

Prayer by Wayne Padgett, Assistant Doorkeeper of the House.

Representative Flowers 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:

111 present. (ROLL CALL 1)

By unanimous consent, Representatives John Bradley, Richard Bradley, Richard, Dunn, Molaro, Watson and Younge were excused from attendance.

TEMPORARY COMMITTEE ASSIGNMENTS FOR COMMITTEES NOT REPORTING

Representative Lyons replaced Representative McCarthy in the Committee on Gaming on February 20, 2008.

Representative Boland replaced Representative Molaro in the Committee on Gaming on February 20, 2008.

Representative Chapa LaVia replaced Representative Richard Bradley in the Committee on Gaming on February 20, 2008.

Representative Yarbrough replaced Representative Froehlich in the Committee on Environmental Health on February 20, 2008.

Representative Ramey replaced Representative Sacia in the Committee on Environmental Health on February 20, 2008.

Representative Sullivan replaced Representative Eddy in the Committee on Labor on February 21, 2008.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Feigenholtz replaced Representative Howard in the Committee on Human Services on February 21, 2008.

Representative Reitz replaced Representative Phelps in the Committee on Elementary & Secondary Education on February 21, 2008.

Representative William Davis replaced Representative Joyce in the Committee on Elementary & Secondary Education on February 21, 2008.

Representative Black replaced Representative Watson in the Committee on Elementary & Secondary Education on February 21, 2008.

Representative Osmond replaced Representative Ramey in the Committee on Drivers Education & Safety on February 21, 2008.

Representative Munson replaced Representative Brady in the Committee on Drivers Education & Safety on February 21, 2008.

Representative Mendoza replaced Representative Richard Bradley in the Committee on Executive on February 21, 2008.

Representative Harris replaced Representative Molaro in the Committee on Executive on February 21, 2008.

Representative Leitch replaced Representative Brady in the Committee on Executive on February 21, 2008.

Representative Reis replaced Representative Mathias in the Committee on Judiciary I - Civil Law on February 21, 2008.

Representative Harris replaced Representative John Bradley in the Committee on Judiciary I - Civil Law on February 21, 2008.

Representative Osterman replaced Representative Hoffman in the Committee on Judiciary I - Civil Law on February 21, 2008.

Representative Flowers replaced Representative Gordon in the Committee on Judiciary I - Civil Law on February 21, 2008.

REPORTS FROM STANDING COMMITTEES

Representative Soto, Chairperson, from the Committee on Approp-Elementary & Secondary Education to which the following were referred, action taken on February 20, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4730.

The committee roll call vote on House Bill 4730 is as follows:

12, Yeas; 7, Nays; 0, Answering Present.

Y Soto(D), Chairperson

N Bassi(R), Republican Spokesperson

Y Arroyo(D)

Y Coulson(R)

A Ford(D)

Y Golar(D)

Y Howard(D)

N Mitchell, Jerry(R)

Y Ryg(D)

N Schmitz(R)

Y Younge(D)

Y Davis, William(D), Vice-Chairperson

Y Acevedo(D)

N Cole(R)

N Eddy(R)

N Fortner(R)

Y Hernandez(D)

Y Jakobsson(D)

N Pihos(R)

A Schock(R)

Y Smith(D)

Representative May, Chairperson, from the Committee on Health Care Availability and Access to which the following were referred, action taken on February 20, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4223.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 1432.

The committee roll call vote on House Bill 1432 is as follows:

11, Yeas; 2, Nays; 0, Answering Present.

Y Flowers(D), Chairperson

N Osmond(R), Republican Spokesperson

Y Dugan(D)

Y Harris(D)

Y Krause(R)

Y May(D), Vice-Chairperson

Y Crespo(D)

Y Golar(D)

Y Howard(D)

Y McGuire(D)

Y Mulligan(R)
Y Tryon(R)

N Sommer(R)

The committee roll call vote on House Bill 4223 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Flowers(D), Chairperson
Y Osmond(R), Republican Spokesperson
Y Dugan(D)
Y Harris(D)
Y Krause(R)
Y Mulligan(R)
Y Tryon(R)

Y May(D), Vice-Chairperson
Y Crespo(D)
Y Golar(D)
Y Howard(D)
Y McGuire(D)
Y Sommer(R)

Representative Nekritz, Chairperson, from the Committee on Elections & Campaign Reform to which the following were referred, action taken on February 20, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4174 and 4588.

The committee roll call vote on House Bills 4174 and 4588 is as follows:
7, Yeas; 0, Nays; 0, Answering Present.

Y Nekritz(D), Chairperson
A Schmitz(R), Republican Spokesperson
Y Beiser(D)
Y Ford(D)
A Pritchard(R)

Y D'Amico(D), Vice-Chairperson
Y Brady(R)
Y Bost(R)
Y McCarthy(D)

Representative Burke, Chairperson, from the Committee on Executive to which the following were referred, action taken on February 21, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4653.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4167 and 4628.

The committee roll call vote on House Bills 4167 and 4653 is as follows:
9, Yeas; 0, Nays; 0, Answering Present.

Y Burke(D), Chairperson
Y Leitch(R) (replacing Brady)
Y Berrios(D)
Y Mendoza(D) (replacing Bradley, R)
Y Meyer(R)
A Rita(D)
A Turner(D)

Y Lyons(D), Vice-Chairperson
Y Acevedo(D)
Y Biggins(R)
A Hassert(R)
Y Harris(D) (replacing Molaro)
A Saviano(R)

The committee roll call vote on House Bill 4628 is as follows:
11, Yeas; 0, Nays; 0, Answering Present.

Y Burke(D), Chairperson
Y Leitch(R) (replacing Brady)
Y Berrios(D)
Y Mendoza(D) (replacing Bradley, R)
Y Meyer(R)
A Rita(D)
A Turner(D)

Y Lyons(D), Vice-Chairperson
Y Acevedo(D)
Y Biggins(R)
Y Hassert(R)
Y Harris(D) (replacing Molaro)
Y Saviano(R)

Representative Fritchey, Chairperson, from the Committee on Judiciary I - Civil Law to which the following were referred, action taken on February 21, 2008, reported the same back with the following recommendations:

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4219 and 4450.

That the resolution be reported “do pass” and be placed on the order of Second Reading-- Short Debate: HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2.

The committee roll call vote on House Bill 4219 is as follows:

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

| | |
|------------------------------------|------------------------------------|
| Y Fritchey(D), Chairperson | Y Harris(D) (replacing Bradley, J) |
| Y Rose(R), Republican Spokesperson | A Brosnahan(D) |
| Y Coladipietro(R) | A Dunn(R) |
| A Gordon(D) | Y Hamos(D) |
| Y Osterman(D) (replacing Hoffman) | Y Lang(D) |
| Y Mathias(R) | Y Nekritz(D) |
| Y Osmond(R) | A Wait(R) |

The committee roll call vote on House Bill 4450 is as follows:

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

| | |
|------------------------------------|------------------------------------|
| Y Fritchey(D), Chairperson | Y Harris(D) (replacing Bradley, J) |
| Y Rose(R), Republican Spokesperson | A Brosnahan(D) |
| Y Coladipietro(R) | A Dunn(R) |
| A Gordon(D) | Y Hamos(D) |
| Y Osterman(D) (replacing Hoffman) | Y Lang(D) |
| Y Mathias(R) | Y Nekritz(D) |
| Y Osmond(R) | Y Wait(R) |

The committee roll call vote on House Joint Resolution Constitutional Amendment 2 is as follows:

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

| | |
|------------------------------------|------------------------------------|
| Y Fritchey(D), Chairperson | Y Harris(D) (replacing Bradley, J) |
| N Rose(R), Republican Spokesperson | Y Brosnahan(D) |
| N Coladipietro(R) | A Dunn(R) |
| Y Flowers(D) (replacing Gordon) | Y Hamos(D) |
| Y Osterman(D) (replacing Hoffman) | Y Lang(D) |
| N Reis(R) (replacing Mathias) | Y Nekritz(D) |
| N Osmond(R) | N Wait(R) |

Representative Jakobsson, Chairperson, from the Committee on Human Services to which the following were referred, action taken on February 21, 2008, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4190, 4314 and 4590.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4212 and 4574.

That the resolution be reported “recommends be adopted” and be placed on the House Calendar: HOUSE RESOLUTION 703.

The committee roll call vote on House Bills 4190, 4212, 4574, 4590 and House Resolution 703 is as follows:

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

| | |
|---------------------------------------|-------------------------------------|
| Y Jakobsson(D), Chairperson | Y Feigenholtz(D) (replacing Howard) |
| Y Bellock(R), Republican Spokesperson | Y Cole(R) |

| | |
|--------------|--------------|
| Y Collins(D) | Y Coulson(R) |
| Y Flowers(D) | Y Riley(D) |
| Y Schmitz(R) | |

The committee roll call vote on House Bill 4314 is as follows:

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

| | |
|---------------------------------------|-------------------------------------|
| Y Jakobsson(D), Chairperson | Y Feigenholtz(D) (replacing Howard) |
| Y Bellock(R), Republican Spokesperson | Y Cole(R) |
| Y Collins(D) | Y Coulson(R) |
| Y Flowers(D) | A Riley(D) |
| N Schmitz(R) | |

Representative D'Amico, Chairperson, from the Committee on Drivers Education & Safety to which the following were referred, action taken on February 21, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4162.

The committee roll call vote on House Bill 4162 is as follows:

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

| | |
|--------------------------------------|----------------------------|
| Y D'Amico(D), Chairperson | Y Ryg(D), Vice-Chairperson |
| Y Brauer(R), Republican Spokesperson | Y Boland(D) |
| Y Munson(R) (replacing Brady) | Y Flowers(D) |
| Y McAuliffe(R) | Y McGuire(D) |
| Y Mendoza(D) | Y Mitchell, Bill(R) |
| Y Osmond(R) (replacing Ramey) | |

Representative Smith, Chairperson, from the Committee on Elementary & Secondary Education to which the following were referred, action taken on February 21, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4226, 4309, 4457 and 4727.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4180.

The committee roll call vote on House Bills 4226, 4309 and 4457 is as follows:

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

| | |
|---|---------------------------------------|
| Y Smith(D), Chairperson | Y Davis, Monique(D), Vice-Chairperson |
| Y Mitchell, Jerry(R), Republican Spokesperson | Y Bassi(R) |
| Y Chapa LaVia(D) | Y Crespo(D) |
| Y Dugan(D) | Y Eddy(R) |
| Y Flider(D) | Y Froehlich(D) |
| Y Golar(D) | Y Davis, W(D) (replacing Joyce) |
| Y Kosel(R) | Y Miller(D) |
| Y Mulligan(R) | Y Munson(R) |
| Y Osterman(D) | Y Reitz(D) (replacing Phelps) |
| Y Pihos(R) | Y Pritchard(R) |
| Y Reis(R) | Y Black(R) (replacing Watson) |
| Y Yarbrough(D) | |

The committee roll call vote on House Bill 4180 is as follows:

12, Yeas; 8, Nays; 0, Answering Present.

| | |
|-------------------------|---------------------------------------|
| Y Smith(D), Chairperson | N Davis, Monique(D), Vice-Chairperson |
|-------------------------|---------------------------------------|

| | |
|---|---------------------------------|
| Y Mitchell, Jerry(R), Republican Spokesperson | Y Bassi(R) |
| N Chapa LaVia(D) | N Crespo(D) |
| N Dugan(D) | Y Eddy(R) |
| Y Flider(D) | Y Froehlich(D) |
| N Golar(D) | N Davis, W(D) (replacing Joyce) |
| Y Kosel(R) | Y Miller(D) |
| Y Mulligan(R) | A Munson(R) |
| Y Osterman(D) | A Reitz(D) (replacing Phelps) |
| Y Pihos(R) | A Pritchard(R) |
| N Reis(R) | Y Black(R) (replacing Watson) |
| N Yarbrough(D) | |

The committee roll call vote on House Bill 4727 is as follows:
 18, Yeas; 1, Nay; 0, Answering Present.

| | |
|---|---------------------------------------|
| Y Smith(D), Chairperson | N Davis, Monique(D), Vice-Chairperson |
| Y Mitchell, Jerry(R), Republican Spokesperson | Y Bassi(R) |
| Y Chapa LaVia(D) | Y Crespo(D) |
| Y Dugan(D) | Y Eddy(R) |
| Y Flider(D) | Y Froehlich(D) |
| Y Golar(D) | A Joyce(D) |
| Y Kosel(R) | Y Miller(D) |
| A Mulligan(R) | Y Munson(R) |
| A Osterman(D) | Y Reitz(D) (replacing Phelps) |
| Y Pihos(R) | Y Pritchard(R) |
| Y Reis(R) | Y Black(R) (replacing Watson) |
| A Yarbrough(D) | |

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. 75

WHEREAS, The components of international education include the following:

- (1) programs that teach foreign languages, increase international awareness, address global economic and political issues, and provide substantive learning about other countries and cultures;
- (2) the exchange of U.S. and international students and scholars participating in study abroad programs and serving as cultural ambassadors between countries and cultures; and
- (3) multi-national and cross-cultural collaborations in research, which lead to new knowledge and advancements in science and breakthroughs in technology, business, and the arts; and

WHEREAS, The State's economic development and workforce are intrinsically linked to international issues, as Illinois is one of the largest export states in the nation; and

WHEREAS, Global business and finance, foreign trade, and tourism are key sectors of the Illinois economy; and

WHEREAS, It is vital that the State of Illinois recognizes how international education programs contribute to our State's preparedness and future competitive advantage in these arenas; and

WHEREAS, Higher education should ensure that Illinois graduates have the knowledge and cross-cultural skills necessary to function effectively in the global workforce; and

WHEREAS, higher education in Illinois should emphasize academic programs with an international focus, including area studies, foreign language instruction, and study abroad opportunities; and

WHEREAS, Illinois institutions of higher education welcome international students and scholars and recognize that these students increase campus diversity, enable more enriching learning environments,

contribute their talents and perspectives, strengthen our campuses, and enhance students' awareness and understanding of others; and

WHEREAS, Illinois higher education should aim to educate graduates to be internationally aware and have competencies to address global challenges in business, economics, environment, politics, and social welfare; and

WHEREAS, The United States' national security, economic interests, competitiveness, and future capacity for leadership, as well as the same interests of the State, depend significantly on our ability to provide students and future leaders with the best education possible; and

WHEREAS, Illinois has played a significant role in the establishment of the national Paul Simon Study Abroad Act [U.S. H.R. 1469 S.991] to create a more globally informed American citizenry by increasing funding and opportunity for Americans to study abroad; and

WHEREAS, The U.S. Department of Education and the U.S. Department of State have sponsored International Education Week to increase national awareness of the importance of international education; Illinois institutions should proudly participate in these annual events and increase access to and expand study abroad opportunities for students in diverse academic fields and from all economic backgrounds; 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 State of Illinois recognizes that international education is an essential component of higher education and that international education programs help ensure that students are prepared to meet the challenges of a global society; and be it further

RESOLVED, That we encourage and recommend that students, faculty, administrators, and policy makers promote international education as part of the curricular and extracurricular life at Illinois colleges and universities, and that the State supports international educational endeavors which contribute to the global awareness of community members, business leaders, educators, public officials, and all of the residents of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to Symon G. Ogeto, Illinois State Whip for NAFSA - The Association of International Educators.

Adopted by the Senate, February 21, 2008.

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 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. 85

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Thursday, February 21, 2008, the Senate stands adjourned until Tuesday, February 26, 2008 at 12:00 o'clock noon; and the House of Representatives stands adjourned until Friday, February 22, 2008, at 11:00 o'clock a.m., and when it adjourns on that day, it stands adjourned until Monday, February 25, 2008, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, February 26, 2008.

Adopted by the Senate, February 21, 2008.

Deborah Shipley, Secretary of the Senate

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Froehlich was removed as principal sponsor, and Representative Feigenholtz became the new principal sponsor of HOUSE BILL 4995.

With the consent of the affected members, Representative Soto was removed as principal sponsor, and Representative Ryg became the new principal sponsor of SENATE BILL 222.

HOUSE RESOLUTION

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

HOUSE RESOLUTION 1009

Offered by Representative Madigan:

WHEREAS, FutureGen is the first of its kind coal-fueled power plant that will link state of the art technologies to produce electricity and hydrogen with near-zero emissions; the project will take a significant step in strengthening the United States' ability to produce reliable energy, improve the environment, and reduce our dependence on foreign oil; this effort will serve as a prototype for the next generation of power plants throughout the country and the world; and

WHEREAS, FutureGen represents an important and revolutionary scientific breakthrough; for the first time, the power of coal can be harnessed without releasing harmful emissions into the environment; and

WHEREAS, FutureGen will help ensure the long-term viability and affordability of coal as a major energy source for the United States; the project will represent a significant step in the United States' efforts to become a self-sufficient energy producer, further reducing our dependence on foreign oil; and

WHEREAS, FutureGen will serve as a research laboratory for discovering and refining clean coal technology, hydrogen production, and carbon sequestration; as new technology is discovered and evolves, it will be incorporated into the design and operation of the plant; FutureGen will foster innovations that will affect the energy industry for years to come; and

WHEREAS, The FutureGen Alliance is a consortium of the world's largest coal producers and energy generators; they bring valuable technical and industrial project management expertise to the project; the Alliance is a not-for-profit organization; as a result, none of the members of the Alliance will claim any direct financial benefit from their contributions; the Alliance will own the power plant and sell the electricity, hydrogen, and other useful byproducts; and

WHEREAS, Illinois has the ideal geological conditions necessary for the storage of carbon dioxide, enhanced oil recovery, and coal bed methane extraction; and

WHEREAS, Illinois is a global research and technology center, boasting top-tier research institutions and universities, as well as one of the largest state-sponsored coal research and development programs in the United States; the program is administered by the Office of Coal Development and is under the technical oversight of the Illinois Clean Coal Institute; and

WHEREAS, Illinois is home to one of the nation's largest supplies of high-energy bituminous coal; recoverable reserves in Illinois represent almost one-eighth of the total U.S. coal reserves and one-quarter of the nation's bituminous coal reserves; and

WHEREAS, Centered in the middle of the Midwest, Illinois is a significant interchange point among railroads serving either eastern or western states, with Chicago and East St. Louis being principal rail gateways; with 7,292 miles of rail network, Illinois is the center of the nation's rail system; and

WHEREAS, Communities throughout this State have been supporting the coal industry for more than 100 years; with broad support from the people of Mattoon and Tuscola, the Illinois Congressional Delegation, the Illinois General Assembly, and the states of Indiana and Kentucky, Illinois provides the kind of broad community support that is necessary for the project to be successful; leadership in the business, labor, environmental, and civic communities are united and working hard to bring FutureGen to Illinois; and

WHEREAS, The General Assembly offered numerous financial incentives for FutureGen in Illinois, including:

- (1) a \$17 million direct cash grant from clean-coal technology fund;
- (2) up to \$50 million in reduced-interest loans;
- (2) sales tax exemptions and business tax credits;
- (3) public improvement funding; and
- (4) reimbursement for employee training costs; and

WHEREAS, The \$1 billion project is a government-industry partnership between the U.S.

Department of Energy and the FutureGen Alliance, a consortium of the world's largest coal and energy producers; and

WHEREAS, FutureGen will greatly benefit industries involved in mining, transportation, and the use of coal; these are industries that currently employ thousands of people across the State; FutureGen will also create jobs; the U.S. Department of Energy estimated that FutureGen would create approximately 1,300 construction jobs and 150 permanent jobs; and

WHEREAS, During the four-year construction period, there would be more than \$1 billion in economic impact statewide; approximately 1,225 indirect spin-off jobs will be created as a result of the ripple effect generated by FutureGen; and

WHEREAS, The U.S. Department of Energy announced plans to build FutureGen in 2003; in July 2006, the FutureGen Alliance announced the 2 finalists for the facility in Illinois: Mattoon and Tuscola; the FutureGen plant will be a medium-sized, coal-fueled plant, generating approximately 275 megawatts of electricity, enough to supply approximately 150,000 U.S. households; and

WHEREAS, Mattoon and Tuscola are located in east central Illinois and are equidistant from Chicago, St. Louis, and Indianapolis; with nearby roads, railways, rivers, and airports, the region boasts the most advanced multi-modal transportation network in the United States; Mattoon and Tuscola are also in close proximity to oil refineries and hydrogen customers who can share in the success of FutureGen; and

WHEREAS, The region also contains two major state universities that lead in the fields of geology; these include the University of Illinois at Urbana-Champaign, home of the Illinois State Geological Survey, and Southern Illinois University's Coal Research Center, which focuses on clean-coal research; and

WHEREAS, Mattoon and Tuscola sit above vast coal reserves; the coal reserves beneath Illinois contain more energy than the oil reserves of Saudi Arabia and Kuwait combined; and

WHEREAS, In September of 2005, several large U.S. electric utilities and coal producers, including Peabody Energy of St. Louis, announced the formation of the consortium that will develop FutureGen using federal and private dollars; and

WHEREAS, In December of 2005, the Alliance, under a new CEO, signed a cooperative agreement with the U.S. Department of Energy; the Alliance would agree to pay 26% of the cost; and

WHEREAS, In March of 2006, the Alliance, through its technical consultant, issued a detailed Request for Proposals from states interested in hosting FutureGen; twelve locations from seven states, including four from Illinois, submitted bids; and

WHEREAS, In May of 2006, the General Assembly re-earmarked \$17 million in Coal Bond Funds from inactive clean coal project to FutureGen as part of State's preliminary offer; and

WHEREAS, In July of 2006, the Alliance picked the Illinois sites at Tuscola and Mattoon for FutureGen; key reasons for these 2 sites were water resources, support from the community and State political leadership, and suitability for carbon dioxide storage in the Mt. Simon Sandstone, a mile below the surface; and

WHEREAS, In August of 2006, the U.S. Department of Energy and the Alliance launched an aggressive schedule for completing an Environmental Impact Statement within 12 months; hearings in Congress raised concerns about costs escalating, due primarily to inflation in construction materials, to \$1.5 million; the total amount was \$1.8 million, which included the estimate coal fuel costs for a 4-year test period; and

WHEREAS, Between May of 2007 and June of 2007, the drafted Environmental Impact Statement was published by the U.S. Department of Energy, after a month's delay awaiting federal agency approval, with none of the sites disqualified; the U.S. Department of Energy held formal public hearings on the Environmental Impact Statement on June 26, 2007 in Mattoon and June 28, 2007 in Tuscola, with community supporters turning out in large numbers; and

WHEREAS, Between June of 2007 and July of 2007, the Illinois General Assembly gives overwhelming support to Senate Bill 1704; this bill created the Clean Coal FutureGen for Illinois Act for the purpose of providing the FutureGen Alliance with adequate liability protection, land use rights, and permitting certainty to facilitate the FutureGen Project in Illinois; the bill was signed into law on July 30, 2007; and

WHEREAS, In August of 2007, Illinois submitted a detailed Best and Final Offer for both sites,

including public and private incentives, which included direct grants, cost offsets, and tax exemptions; the total amount was valued at \$90 million; and

WHEREAS, In September of 2007, an Illinois team met with the Alliance in Edwardsville to defend and clarify final offer issues; the U.S. Department of Energy still had not decided on the location for the plant; and

WHEREAS, Between October of 2007 and November of 2007, letters supporting the State's bid from all major coal producing states, representing 75% of the nation's tonnage, were forwarded to the U.S. Department of Energy; and

WHEREAS, On November 17, 2007, the U.S. Department of Energy published a final Environmental Impact Statement; this started the 30-day clock for a formal decision to be made regarding the location of the plant; and

WHEREAS, On December 4, 2007, the Alliance Board of Directors, meeting in Washington D.C., made a final site selection decision, but it was kept confidential; the U.S. Department of Energy issued a letter at that time urging the Alliance to delay announcing the final site; and

WHEREAS, On December 18, 2007, at a news conference in Washington D.C., the Alliance announced Mattoon was the unanimous choice to host FutureGen; the U.S. Department of Energy issued a statement that it plans to re-scope the FutureGen project after more than \$40 million has already been spent; and

WHEREAS, On January 10, 2008, by letter, the Alliance made a counteroffer to take on a larger share of future cost escalation and, through negotiations over the assets of the project, repay the U.S. Department of Energy; and

WHEREAS, On January 16, 2008, it was disclosed that the U.S. Department of Energy will abandon FutureGen in favor of re-allocating the funds through a new solicitation of interest to assist with multiple power plant projects; and

WHEREAS, On January 29, 2008, it was disclosed to members of Illinois delegation that FutureGen will be cancelled and a new FutureGen Program will take its place; the U.S. Department of Energy disclosed that its new idea was to pay 100% of the carbon dioxide capture and storage costs, but it would fund nothing for the power side of several gasification facilities being planned by private firms; this new proposal further delays important technology advances on carbon dioxide capture by at least five years and largely ignores the participation by international members of the Alliance; and

WHEREAS, The Alliance, which has a contract with the U.S. Department of Energy extending through June, 15, 2008, continues to hold its regular monthly meeting in Mattoon; and

WHEREAS, The Alliance has pledged to continue its move ahead with private funds; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the U.S. Congress and the U.S. Department of Energy to make any changes necessary to reverse the decision that resulted in the dismantling and abandonment of FutureGen; and be it further

RESOLVED, That the commitment is kept for all the researchers, private-sector supporters, and public officials and, most importantly, the people of Central Illinois who have worked to bring this landmark project to fruition; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Majority Leader of the U.S. Senate, the Speaker of the U.S. House of Representatives, the members of the Illinois Congressional delegation, and the Secretary of the U.S. Department of Energy.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1010

Offered by Representative Howard:
Congratulates Valerie F. Davis on the occasion of her retirement.

HOUSE RESOLUTION 1011

Offered by Representative Hernandez:
Mourns the death of Catalina Garcia of Cicero.

HOUSE RESOLUTION 1012

Offered by Representative Berrios:
Mourns the death of Georgette D. Watson.

AGREED RESOLUTIONS

HOUSE RESOLUTION 885 was taken up for consideration.
Representative Currie moved the adoption of the agreed resolution.
The motion prevailed and the agreed resolution was adopted.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. These bills have 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 Osmond, HOUSE BILL 4182 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: 72, Yeas; 39, Nays; 0, Answering Present.
(ROLL CALL 2)

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

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

On motion of Representative Colvin, HOUSE BILL 4093 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: 81, Yeas; 30, Nays; 0, Answering Present.
(ROLL CALL 3)

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

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

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 1010, 1011 and 1012 were taken up for consideration.
Representative Currie moved the adoption of the agreed resolutions.
The motion prevailed and the agreed resolutions were adopted.

At the hour of 1:25 o'clock p.m., Representative Currie moved that the House do now adjourn until Friday, February 22, 2008, at 11:00 o'clock a.m.

The motion prevailed.

And the House stood adjourned.

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

February 21, 2008

0 YEAS

0 NAYS

111 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| P Acevedo | P Dugan | P Krause | P Reboletti |
| P Arroyo | P Dunkin | P Lang | P Reis |
| P Bassi | E Dunn | P Leitch | P Reitz |
| P Beaubien | P 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 | P May | P Sacia |
| P Black | P Ford | P McAuliffe | P Saviano |
| P Boland | P Fortner | P McCarthy | P Schmitz |
| P Bost | P Franks | P McGuire | P Schock |
| E Bradley, John | P Fritchey | P Mendoza | P Scully |
| E Bradley, Richard | P Froehlich | P 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 | P Hamos | E 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 | A Hoffman | P Osmond | P Washington |
| P Crespo | P Holbrook | P Osterman | E Watson |
| P Cross | P Howard | P Patterson | P Winters |
| P Cultra | P Jakobsson | P Phelps | P Yarbrough |
| P Currie | P Jefferies | P Pihos | E 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
 HOUSE BILL 4182
 MUNI CD-VILLAGE ATTORNEY
 THIRD READING
 PASSED

February 21, 2008

72 YEAS

39 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 4093
\$DRUG SCHOOLS
THIRD READING
PASSED

February 21, 2008

81 YEAS

30 NAYS

0 PRESENT

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

E - Denotes Excused Absence