

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

261ST LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

TUESDAY, MAY 6, 2008

12:14 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
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261st Legislative Day**

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The House met pursuant to adjournment.
Representative Hannig in the chair.
Prayer by Assistant Doorkeeper of the House Wayne Padget.
Representative Sacia 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:
104 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, Richard Bradley, Dunkin, Durkin, Gordon, Mulligan, Osterman, Schock, Tracy, Washington and Watson were excused from attendance. At the hour of 12:38 o'clock p.m., by unanimous consent, Representative Collins was 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 Feigenholtz, should be recorded as present at the hour of 1:25 o'clock p.m.

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Durkin, should be recorded as present at the hour of 3:00 o'clock p.m.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Acevedo replaced Representative Hannig in the Committee on Rules on May 6, 2008.

TEMPORARY COMMITTEE ASSIGNMENTS FOR COMMITTEES NOT REPORTING

Representative Howard replaced Representative Boland in the Committee on Environmental Health on May 6, 2008.

Representative Bost replaced Representative Pritchard in the Committee on Environmental Health on May 6, 2008.

REPORTS FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 5, 2008, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the bill be reported "approved for consideration" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 2310.

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 2 to HOUSE BILL 2248.
Amendment No. 3 to HOUSE BILL 4172.
Amendment No. 4 to HOUSE BILL 4844.
Amendment No. 2 to HOUSE BILL 5369.
Amendment No. 3 to HOUSE BILL 5946.

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

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

Y Currie(D), Chairperson
Y Hannig(D)

A Black(R), Republican Spokesperson
A Hassert(R)

Y Turner(D)

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 6, 2008, 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: HOUSE JOINT RESOLUTION 132 and SENATE JOINT RESOLUTION 90.

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

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

Y Currie(D), Chairperson
Y Acevedo(D) (replacing Hannig)
A Turner(D)

A Black(R), Republican Spokesperson
Y Hassert(R)

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 6, 2008, (A) reported the same back with the following recommendations:

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Approp-Elementary & Secondary Education: HOUSE BILLS 3861, 5984, 5985, 6344, 6345, 6346, 6347, 6348, 6349, 6350, 6351, 6352, 6353, 6354 and 6355.

Appropriations-General Services: HOUSE BILLS 3862, 3863, 3864, 3865, 3867, 3868, 3869, 3870, 3871, 3872, 3873, 3874, 3875, 3876, 3877, 3878, 3879, 3880, 3881, 3882, 3883, 3884, 3885, 3886, 3887, 3888, 3889, 3890, 3891, 3892, 3893, 3894, 3895, 3896, 3897, 3898, 3899, 3900, 3901, 3902, 3903, 3904, 3905, 3906, 3907, 3908, 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3969, 3970, 3971, 5986, 5987, 5988, 5989, 5990, 5991, 5992, 5993, 5994, 5995, 5996, 5997, 5998, 5999, 6000, 6001, 6002, 6003, 6004, 6005, 6006, 6007, 6008, 6009, 6010, 6011, 6012, 6013, 6014, 6015, 6016, 6017, 6018, 6019, 6020, 6021, 6022, 6023, 6024, 6025, 6026, 6027, 6028, 6029, 6030, 6031, 6032, 6033, 6034, 6035, 6036, 6037, 6038, 6039, 6040, 6041, 6042, 6356, 6357, 6358, 6359, 6360, 6361, 6362, 6363, 6364, 6365, 6366, 6367, 6368, 6369, 6370, 6371, 6372, 6373, 6374, 6375, 6376, 6377, 6378, 6379, 6380, 6381, 6382, 6383, 6384, 6385, 6386, 6387, 6388, 6389, 6390, 6391, 6392, 6393, 6394, 6395, 6396, 6397, 6398, 6399, 6400, 6401, 6402, 6403, 6404, 6405, 6406, 6407, 6408, 6409, 6410, 6411, 6412, 6413, 6414, 6415, 6416, 6417, 6418, 6419, 6420, 6421, 6422, 6423, 6424, 6425, 6426, 6427, 6428, 6429, 6430, 6431, 6432, 6433, 6434, 6435, 6436, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6445, 6446, 6447, 6448, 6449, 6450, 6451, 6452, 6453, 6454, 6455, 6456, 6457, 6458, 6459, 6460, 6461, 6462, 6463, 6464, 6465, 6466, 6467, 6468, 6469, 6470, 6471, 6472, 6473, 6474, 6475, 6476 and 6477.

Appropriations-Higher Education: HOUSE BILLS 3916, 3917, 3918, 3919, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 6043, 6044, 6045, 6046, 6047, 6048, 6049, 6050, 6051, 6052, 6053, 6054, 6055, 6056, 6478, 6479, 6480, 6481, 6482, 6483, 6484, 6485, 6486, 6487, 6488, 6489, 6490, 6491, 6492, 6493, 6494, 6495, 6496, 6497, 6498, 6499, 6500, 6501, 6502, 6503, 6504, 6505, 6506, 6507, 6508, 6509, 6510, 6511, 6512, 6513, 6514, 6515, 6516, 6517 and 6518.

Appropriations-Human Services: HOUSE BILLS 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 6057, 6058, 6059, 6060, 6061, 6062, 6063, 6064, 6065, 6066, 6067, 6068, 6519, 6520, 6521, 6522, 6523, 6524, 6525, 6526, 6527, 6528, 6529, 6530, 6531, 6532, 6533, 6534, 6535, 6536, 6537, 6538, 6539, 6540, 6541, 6542, 6543, 6544, 6545, 6546, 6547, 6548, 6549, 6550, 6551, 6552, 6553, 6554 and 6555.

Appropriations-Public Safety: HOUSE BILLS 3943, 3944, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, 3967, 3968, 6069, 6070, 6071, 6072, 6073, 6074, 6075, 6076, 6077, 6078, 6079, 6080, 6081, 6082, 6083, 6084, 6085, 6086, 6087, 6088, 6089, 6090, 6091, 6092, 6093, 6094, 6095, 6096, 6097, 6098, 6556, 6557, 6558, 6559, 6560, 6561, 6562, 6563, 6564, 6565, 6566, 6567, 6568, 6569, 6570, 6571, 6572, 6573, 6574, 6575, 6576,

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Disability Services: SENATE BILL 2538.

Drivers Education & Safety: SENATE BILL 2595.

Elementary & Secondary Education: SENATE BILLS 2042, 2091, 2170 and 2858.

Environment & Energy: SENATE BILLS 2079 and 2313.

Environmental Health: SENATE BILL 2083.

Executive: SENATE BILL 2472.

Housing and Urban Development: SENATE BILL 2287.

Human Services: SENATE BILLS 1933, 2403, 2505, 2506, 2552 and 2879.

Judiciary I - Civil Law: SENATE BILLS 1879, 2128, 2240, 2321 and 2851.

Judiciary II - Criminal Law: SENATE BILLS 2142, 2355, 2426, 2476 and 2855.

Labor: SENATE BILLS 2188 and 2216.

Local Government: SENATE BILLS 1965, 2297 and 2749.

Mass Transit: SENATE BILL 2824 and HOUSE AMENDMENT No. 1 to HOUSE BILL 2496.

Personnel and Pensions: SENATE BILL 2595.

Registration and Regulation: SENATE BILL 1929.

Revenue: SENATE BILLS 2820, 2854, 2873 and 2882.

State Government Administration: SENATE BILL 2632.

Gaming: HOUSE AMENDMENT No. 1 to HOUSE BILL 2437 and HOUSE AMENDMENT No. 1 to HOUSE BILL 2438.

Juvenile Justice Reform: HOUSE AMENDMENT No. 1 to HOUSE BILL 2310.

LEGISLATIVE MEASURES REASSIGNED TO COMMITTEE:

SENATE BILL 2424 was recalled from the Committee on Railroad Safety and reassigned to the Committee on Registration and Regulation.

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

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

Y Currie(D), Chairperson

A Black(R), Republican Spokesperson

Y Hannig(D)

A Hassert(R)

Y Turner(D)

FISCAL NOTES SUPPLIED

Fiscal Notes have been supplied for HOUSE BILL 5731, as amended, SENATE BILLS 1957 and 1959.

PENSION NOTES SUPPLIED

Pension Notes have been supplied for SENATE BILLS 1957 and 1959.

STATE DEBT IMPACT NOTES SUPPLIED

State Debt Impact Notes have been supplied for SENATE BILLS 1957 and 1959.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Madigan was removed as principal sponsor, and Representative Jefferson became the new principal sponsor of HOUSE BILL 2310.

With the consent of the affected members, Representative Fritchey was removed as principal sponsor, and Representative Pihos became the new principal sponsor of SENATE BILL 847.

HOUSE RESOLUTION

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

HOUSE JOINT RESOLUTION 132

Offered by Representative Crespo:

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the 2008 report of the Compensation Review Board is hereby disapproved in whole in accordance with Section 5 of the Compensation Review Act; and be it further

RESOLVED, That a copy of this resolution be directed to the Compensation Review Board.

SENATE RESOLUTIONS

The following Senate Joint Resolution, received from the Senate, was read by the Clerk and referred to the Committee on Rules: SENATE JOINT RESOLUTION 90.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1259

Offered by Representative Rose:

Congratulates Eastern Illinois University Swim Coach Ray Padovan on his retirement.

HOUSE RESOLUTION 1262

Offered by Representative Hamos:

Congratulates John N. McGovern on the occasion of stepping down as the Executive Director of the Northern Suburban Special Recreation Association (NSSRA) after 16 years of outstanding leadership.

HOUSE RESOLUTION 1263

Offered by Representative Jefferies:

Mourns the death of Kathy Lori Watkins of Chicago.

HOUSE RESOLUTION 1264

Offered by Representative Jakobsson:

Congratulates the members of the Champaign Central High School Jazz Ensemble on the occasion of being invited to the 13th annual Essentially Ellington High School Jazz Band Competition & Festival in New York City.

HOUSE RESOLUTION 1265

Offered by Representative Riley:

Congratulates the members of the Knights of Columbus Father C.C. Boyle Council 4698 on the occasion of the Council's 50th anniversary.

HOUSE RESOLUTION 1266

Offered by Representative Mathias:

Congratulates Roger Key on the occasion of his retirement as Executive Director of the Arlington Heights Park District after 35 years of dedicated service.

HOUSE RESOLUTION 1267

Offered by Representative Feigenholtz:

Congratulates Peter England, Chief Executive Officer of the Chicago Children's Museum, on his retirement.

HOUSE RESOLUTION 1268

Offered by Representative Brauer:

Congratulates Dr. Victor Valli, DVM, as he leaves the University of Illinois at Urbana-Champaign.

HOUSE RESOLUTION 1269

Offered by Representative Coladipietro:

Congratulates Dr. James White on the occasion of his retirement as Superintendent of Queen Bee District 16.

HOUSE RESOLUTION 1270

Offered by Representative Granberg:

Congratulates Nicholas LeMay of Mount Vernon on his 25th birthday.

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 Mautino, HOUSE BILL 5666 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: 103, Yeas; 1, Nay; 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 Coulson, HOUSE BILL 4417 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: 104, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 3)

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

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

RECALL

At the request of the principal sponsor, Representative Molaro, HOUSE BILL 4857 was recalled from the order of Third Reading to the order of Second Reading.

HOUSE BILLS ON SECOND READING

HOUSE BILL 4857. Having been recalled on May 6, 2008, the same was again taken up. Representative Molaro offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 4857 on page 2, line 26, by inserting "knowingly" after "shall"; and on page 7, line 5, by inserting "knowingly" after "may"; and on page 8, line 23, by replacing "~~If a~~" with "If a"; and by replacing lines 24 through 26 on page 8 and lines 1 through 5 on page 9 with the following: "person under 13 years of age is present at any show, exhibition, program, or other activity prohibited in subsection (g), the parent, legal guardian, or other person who is 18 years of age or older who brings that person under 13 years of age to that show, exhibition, program, or other activity is guilty of a Class 4 felony for a first violation and a Class 3 felony for a second or subsequent violation."

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

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

HOUSE BILL 2649. Having been reproduced, was taken up and read by title a second time. Representative Molaro offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Bill 2649 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Internet Dating Disclosure and Safety Awareness Act.

Section 5. Definitions. As used in this Act:

"Communicate" or "communicating" means free-form text authored by a member or real-time voice communication through an online dating service provider.

"Member" means a person who submits to an online dating service provider the information required by the provider to access the provider's service for the purpose of engaging in dating, participating in compatibility evaluations with other persons, or obtaining matrimonial matching services.

"Online dating service provider" or "provider" means a person engaged in the business of offering or providing to its members for a fee access to dating, compatibility evaluations between persons, or matrimonial matching services through the Internet.

"Sex offender registrant search" means a search for a person's current and historical registration status on each state's available sex offender registry, including the District of Columbia and Puerto Rico, initiated by

an online dating service provider conducted through one of the means provided for in Section 10 of this Act.

"Sex offense conviction" means a conviction for an offense that would qualify the offender for registration as a sex offender pursuant to the Sex Offender Registration Act or under another state's equivalent statute.

Section 10. Sex offender registrant search. For purposes of this Act, a sex offender registrant search shall be conducted through one of the following means:

- (1) by searching each available and regularly updated state-wide sex offender registry database in all 50 states plus Washington, D.C. and Puerto Rico; or
- (2) by searching a database maintained and regularly updated by a private vendor whose database contains state-wide sex offender registrant information for all 50 states plus Washington, D.C. and Puerto Rico as would be otherwise accessible through searches of all the available government databases specified in item (1) of this Section.

Section 15. Sex offender registrant search; disclosures.

(a) An online dating service provider offering services to residents of this State shall disclose clearly and conspicuously, to any member who provides a billing address or a zip code in this State when registering with the provider, if the online dating service provider does not initiate such a sex offender registrant search.

(b) If the online dating service provider does not initiate sex offender registrant searches, the provider must make a disclosure that shall read:

"NO SEX OFFENDER REGISTRY SEARCH IS DONE ON MEMBERS WHO USE THIS SERVICE. PLEASE TAKE APPROPRIATE SAFETY MEASURES TO INCREASE AWARENESS OF POSSIBLE RISKS ASSOCIATED WITH DATING."

(c) The disclosure required by subsection (b) of this Section shall appear on a web page required to be viewed by a person applying to be a member who has indicated a billing address or zip code in this State in the registration process. The disclosure cannot be more than 3 inches from the top of the web page and must be:

- (1) in bold capital letters;
- (2) in at least 12 point type; and
- (3) in a color that contrasts from the background.

The provider shall require the applicant in this State to make an electronic acknowledgement that the applicant has been provided the disclosure before the applicant is accepted as a member. The disclosure required by subsection (b) of this Section shall additionally appear on any page that appears to a member in this State each time that member initiates or receives a communication with another member through the provider's service.

(d) If the online dating service provider conducts sex offender registry searches and the provider has a policy allowing a member who has been identified as being on a sex offender registry to have access to its service to communicate with any member in this State, the provider shall clearly and conspicuously disclose on any communication to a member in this State from the member who has been identified as having been on a sex offender registry, and on any web page that is seen by or transmitted to a member in this State that contains the personal information for the member who has been identified as having been on a sex offender registry and that is seen by or communicated to a member in this State, a disclosure that shall read:

"THIS PERSON HAS BEEN IDENTIFIED AS A CURRENT OR FORMER SEX OFFENDER REGISTERED ON ONE OR MORE SEX OFFENDER REGISTRIES."

(e) Prior to disclosing to any member or publicizing in any manner that a member has been identified as having been on a sex offender registry, the provider shall, if it conducted the search in accordance with item (1) of Section 10, notify the member identified as having been on a sex offender registry of the results of the search. If the provider conducts the search in accordance with item (2) of Section 10, it shall notify and require the private vendor to contact the member having been identified as having been on a sex offender registry regarding the results of the search.

If within 10 days of receipt of notification the member disputes the accuracy of his or her status as having been on a sex offender registry, the provider either personally or through its vendor shall, within 30 days of receipt of information from the member contesting the accuracy of the sex offender search, make a determination of its accuracy and so notify the member.

Section 20. Provider policies; disclosure. An online dating service provider that conducts sex offender registry searches shall establish an automatic electronic link to a web page that provides a safety awareness notification. At a minimum, the safety awareness notification shall provide the following:

(1) A statement that reads:

"PERSONAL SAFETY AWARENESS NOTICE CAUTION:

The sex offender registrant searches for sex offenders convictions are not foolproof and are not intended to give members a false sense of security. Sex offender registrant searches are not a perfect safety solution and offenders may circumvent even the most sophisticated search technology or registration requirements.

Not all sex offender records are public in all states and not all databases are up-to-date. Only publicly available sex offender registrant data is included in the search.

Anyone who is able to commit identity theft can also falsify a dating profile.

There is no substitute for using good common sense and acting with caution when communicating with any stranger who wants to meet you."

(2) A list and description of safety measures reasonably designed to increase awareness of safer dating practices as determined by the provider.

Section 25. Application. Any online dating service provider that signs up members from Illinois must comply with the provisions of this Act.

Section 30. Jurisdiction. An online dating service that engages in the act of transmitting files over the Internet addressed to residents of the State, and the act of accepting membership fees from residents of the State, means that the online dating service is operating, conducting, engaging in, and otherwise carrying on a business in the State, subjecting the online dating service providers to regulation by the State and to the jurisdiction of the State's courts.

Section 35. Unlawful practice. Failure to comply with the disclosure requirements of this Act shall constitute an unlawful business practice under the Consumer Fraud and Deceptive Business Practices Act. Each failure to provide the required disclosure constitutes a separate violation.

Section 40. Exemptions.

(a) An Internet service provider does not violate this Act as a result of serving as an intermediary for the transmission of electronic messages between members of an online dating service provider.

(b) An Internet access service or other Internet service provider shall not be considered an online dating service provider within the meaning of this Act as to any online dating service website provided by another person or entity.

(c) An Internet service provider that has fewer than 1,000 members is exempt from the requirements of this Act.

Section 45. Severability. If any provision of this Act or its application to any person or circumstance is held invalid, the invalidity of that provision or application does not affect other provisions or applications of this Act that can be given effect without the invalid provision or application.

Section 90. The Consumer Fraud and Deceptive Business Practices Act is amended by changing Section 2Z as follows:

(815 ILCS 505/2Z) (from Ch. 121 1/2, par. 262Z)

(Text of Section before amendment by P.A. 95-562)

Sec. 2Z. Violations of other Acts. Any person who knowingly violates the Automotive Repair Act, the Automotive Collision Repair Act, the Home Repair and Remodeling Act, the Dance Studio Act, the Physical Fitness Services Act, the Hearing Instrument Consumer Protection Act, the Illinois Union Label Act, the Job Referral and Job Listing Services Consumer Protection Act, the Travel Promotion Consumer Protection Act, the Credit Services Organizations Act, the Automatic Telephone Dialers Act, the Pay-Per-Call Services Consumer Protection Act, the Telephone Solicitations Act, the Illinois Funeral or Burial Funds Act, the Cemetery Care Act, the Safe and Hygienic Bed Act, the Pre-Need Cemetery Sales Act, the High Risk Home Loan Act, the Payday Loan Reform Act, the Mortgage Rescue Fraud Act, subsection (a) or (b) of Section 3-10 of the Cigarette Tax Act, the Payday Loan Reform Act, subsection (a) or (b) of Section 3-10 of the Cigarette Use Tax Act, the Electronic Mail Act, the Internet Caller Identification Act, paragraph (6) of subsection (k) of Section 6-305 of the Illinois Vehicle Code, the Internet Dating Disclosure and Safety Awareness Act, Article 3 of the Residential Real Property Disclosure Act, the Automatic Contract Renewal Act, or the Personal Information Protection Act commits an unlawful practice within the meaning of this Act.

(Source: P.A. 94-13, eff. 12-6-05; 94-36, eff. 1-1-06; 94-280, eff. 1-1-06; 94-292, eff. 1-1-06; 94-822, eff. 1-1-07; 95-413, eff. 1-1-08.)

(Text of Section after amendment by P.A. 95-562)

Sec. 2Z. Violations of other Acts. Any person who knowingly violates the Automotive Repair Act, the Automotive Collision Repair Act, the Home Repair and Remodeling Act, the Dance Studio Act, the Physical Fitness Services Act, the Hearing Instrument Consumer Protection Act, the Illinois Union Label Act, the Job Referral and Job Listing Services Consumer Protection Act, the Travel Promotion Consumer Protection Act, the Credit Services Organizations Act, the Automatic Telephone Dialers Act, the Pay-Per-Call Services Consumer Protection Act, the Telephone Solicitations Act, the Illinois Funeral or Burial Funds Act, the Cemetery Care Act, the Safe and Hygienic Bed Act, the Pre-Need Cemetery Sales Act, the High Risk Home Loan Act, the Payday Loan Reform Act, the Mortgage Rescue Fraud Act, subsection (a) or (b) of Section 3-10 of the Cigarette Tax Act, the Payday Loan Reform Act, subsection (a) or (b) of Section 3-10 of the Cigarette Use Tax Act, the Electronic Mail Act, the Internet Caller Identification Act, paragraph (6) of subsection (k) of Section 6-305 of the Illinois Vehicle Code, Section 18d-115, 18d-120, 18d-125, 18d-135, or 18d-150 of the Illinois Vehicle Code, the Internet Dating Disclosure and Safety Awareness Act, Article 3 of the Residential Real Property Disclosure Act, the Automatic Contract Renewal Act, or the Personal Information Protection Act commits an unlawful practice within the meaning of this Act.

(Source: P.A. 94-13, eff. 12-6-05; 94-36, eff. 1-1-06; 94-280, eff. 1-1-06; 94-292, eff. 1-1-06; 94-822, eff. 1-1-07; 95-413, eff. 1-1-08; 95-562, eff. 7-1-08; revised 10-17-07.)

Section 95. No acceleration or delay. Where this Act makes changes in a statute that is represented in this Act by text that is not yet or no longer in effect (for example, a Section represented by multiple versions), the use of that text does not accelerate or delay the taking effect of (i) the changes made by this Act or (ii) provisions derived from any other Public Act."

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

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

HOUSE BILL 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 Froehlich, HOUSE BILL 5691 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: 104, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 4)

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

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

RECALL

At the request of the principal sponsor, Representative Fritchey, HOUSE BILL 4844 was recalled from the order of Third Reading to the order of Second Reading.

HOUSE BILL ON SECOND READING

HOUSE BILL 4844. Having been recalled on May 6, 2008, the same was again taken up. Representative Fritchey offered the following amendment and moved its adoption.

AMENDMENT NO. 4. Amend House Bill 4844, AS AMENDED, with reference to page and line

numbers of House Amendment No. 3, on page 2, immediately below line 21, by inserting the following:

"(e) Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this amendatory Act of the 95th General Assembly, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor."; and

on page 7, immediately below line 3, by inserting the following:

"(f) Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this amendatory Act of the 95th General Assembly, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor."; and

on page 7, line 24, before the period, by inserting "except that a licensed veterinarian may euthanize companion animals in such a shelter or facility by the use of carbon monoxide if the veterinarian complies with the requirements set forth in Section 3.09 of the Humane Care for Animals Act".

The foregoing motion prevailed and Amendment No. 4 was adopted.

There being no further amendments, the foregoing Amendment No. 4 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

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 Harris, HOUSE BILL 4779 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:

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

(ROLL CALL 5)

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

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

On motion of Representative Howard, HOUSE BILL 2748 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:

104, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 6)

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 Sullivan, HOUSE BILL 4548 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: 102, Yeas; 2, Nays; 0, Answering Present.
(ROLL CALL 7)

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 Smith, HOUSE BILL 5077 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: 104, 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 and ask their concurrence.

On motion of Representative Mendoza, HOUSE BILL 4464 was taken up and read by title a third time.

The Chair placed this bill on standard debate.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 104, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 9)

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.

ACTION ON MOTIONS

Pursuant to Rule 18(g), Representative Wait moved for unanimous consent of the House to discharge the Committee on Rules from further consideration of HOUSE JOINT RESOLUTION 118 and advance to the order of Second Reading and asked for a roll call vote.

Representative Lang objected.

The motion failed.

Representative Wait moved to overrule the Chair.

The question is shall the Chair be sustained.

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

59, Yeas; 45, Nays; 0, Answering Present.

(ROLL CALL 10)

The motion prevailed.

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 Younge, HOUSE BILL 5205 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: 104, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 11)

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

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

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 1:07 o'clock p.m.

RESOLUTIONS

Having been reported out of the Committee on Rules on May 6, 2008, SENATE JOINT RESOLUTION 90 was taken up for consideration.

Representative Smith moved the adoption of the resolution.

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

69, Yeas; 32, Nays; 0, Answering Present.

(ROLL CALL 12)

The motion prevailed and the Resolution was adopted.

Ordered that the Clerk inform the Senate.

HOUSE BILLS ON SECOND READING

Having been reproduced, the following bill was taken up, read by title a second time and held on the order of Second Reading: HOUSE BILL 5126.

HOUSE BILL 5687. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 5687 on page 1, line 1, by inserting after "law" the following:

", which may be referred to as the Child Protection Act of 2008"; and

on page 1, by replacing lines 5 and 6 with the following:

"Sections 11-9.4, 11-20.1, 11-21, and 11-20.4 and by adding Sections 10-8.1 and 11-6.6 as follows:"; and

on page 1, line 13, by inserting after "person" the following:

"other than for a lawful purpose under Illinois law"; and

on page 2, line 14, by inserting after "guardian" the following:

"and the meeting with the child is arranged for other than a lawful purpose under Illinois law"; and

by replacing lines 18 through 25 on page 12 and lines 1 through 12 on page 13 with the following:

"(720 ILCS 5/11-20.1) (from Ch. 38, par. 11-20.1)

Sec. 11-20.1. Child pornography.

(a) A person commits the offense of child pornography who:

(1) films, videotapes, photographs, or otherwise depicts or portrays by means of any similar visual medium or reproduction or depicts by computer any child whom he knows or reasonably should know to be under the age of 18 or any severely or profoundly mentally retarded person where such child or severely or profoundly mentally retarded person is:

(i) actually or by simulation engaged in any act of sexual penetration or sexual conduct with any person or animal; or

(ii) actually or by simulation engaged in any act of sexual penetration or sexual conduct involving the sex organs of the child or severely or profoundly mentally retarded person and the mouth, anus, or sex organs of another person or animal; or which involves the mouth, anus or sex

organs of the child or severely or profoundly mentally retarded person and the sex organs of another person or animal; or

(iii) actually or by simulation engaged in any act of masturbation; or

(iv) actually or by simulation portrayed as being the object of, or otherwise engaged in, any act of lewd fondling, touching, or caressing involving another person or animal; or

(v) actually or by simulation engaged in any act of excretion or urination within a sexual context; or

(vi) actually or by simulation portrayed or depicted as bound, fettered, or subject to sadistic, masochistic, or sadomasochistic abuse in any sexual context; or

(vii) depicted or portrayed in any pose, posture or setting involving a lewd exhibition of the unclothed or transparently clothed genitals, pubic area, buttocks, or, if such person is female, a fully or partially developed breast of the child or other person; or

(2) with the knowledge of the nature or content thereof, reproduces, disseminates, offers to disseminate, exhibits or possesses with intent to disseminate any film, videotape, photograph or other similar visual reproduction or depiction by computer of any child or severely or profoundly mentally retarded person whom the person knows or reasonably should know to be under the age of 18 or to be a severely or profoundly mentally retarded person, engaged in any activity described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or

(3) with knowledge of the subject matter or theme thereof, produces any stage play, live performance, film, videotape or other similar visual portrayal or depiction by computer which includes a child whom the person knows or reasonably should know to be under the age of 18 or a severely or profoundly mentally retarded person engaged in any activity described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or

(4) solicits, uses, persuades, induces, entices, or coerces any child whom he knows or reasonably should know to be under the age of 18 or a severely or profoundly mentally retarded person to appear in any stage play, live presentation, film, videotape, photograph or other similar visual reproduction or depiction by computer in which the child or severely or profoundly mentally retarded person is or will be depicted, actually or by simulation, in any act, pose or setting described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or

(5) is a parent, step-parent, legal guardian or other person having care or custody of a child whom the person knows or reasonably should know to be under the age of 18 or a severely or profoundly mentally retarded person and who knowingly permits, induces, promotes, or arranges for such child or severely or profoundly mentally retarded person to appear in any stage play, live performance, film, videotape, photograph or other similar visual presentation, portrayal or simulation or depiction by computer of any act or activity described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or

(6) with knowledge of the nature or content thereof, possesses any film, videotape, photograph or other similar visual reproduction or depiction by computer of any child or severely or profoundly mentally retarded person whom the person knows or reasonably should know to be under the age of 18 or to be a severely or profoundly mentally retarded person, engaged in any activity described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or

(7) solicits, uses, persuades, induces, entices, or coerces a person to provide a child under the age of 18 or a severely or profoundly mentally retarded person to appear in any videotape, photograph, film, stage play, live presentation, or other similar visual reproduction or depiction by computer in which the child or severely or profoundly mentally retarded person will be depicted, actually or by simulation, in any act, pose, or setting described in subparagraphs (i) through (vii) of paragraph (1) of this subsection; or -

(8) is 18 years of age or over and knowingly manufactures without the knowledge and consent of the child's parent or guardian a photograph, videotape, or digital image of a child under 17 years of age in which the focus or concentration of the photograph, videotape, or digital image is the child's clothed genitals, the child's pubic area, the child's buttocks area or, if the child is female, the breast exposed through transparent clothing.

(b) (1) It shall be an affirmative defense to a charge of child pornography that the defendant reasonably believed, under all of the circumstances, that the child was 18 years of age or older or that the person was not a severely or profoundly mentally retarded person but only where, prior to the act or acts giving rise to a prosecution under this Section, he took some affirmative action or made a bonafide inquiry designed to ascertain whether the child was 18 years of age or older or that the person

was not a severely or profoundly mentally retarded person and his reliance upon the information so obtained was clearly reasonable.

(2) (Blank).

(3) The charge of child pornography shall not apply to the performance of official duties by law enforcement or prosecuting officers or persons employed by law enforcement or prosecuting agencies, court personnel or attorneys, nor to bonafide treatment or professional education programs conducted by licensed physicians, psychologists or social workers.

(4) Possession by the defendant of more than one of the same film, videotape or visual reproduction or depiction by computer in which child pornography is depicted shall raise a rebuttable presumption that the defendant possessed such materials with the intent to disseminate them.

(5) The charge of child pornography does not apply to a person who does not voluntarily possess a film, videotape, or visual reproduction or depiction by computer in which child pornography is depicted. Possession is voluntary if the defendant knowingly procures or receives a film, videotape, or visual reproduction or depiction for a sufficient time to be able to terminate his or her possession.

(c) Violation of paragraph (1), (4), (5), or (7) of subsection (a) is a Class 1 felony with a mandatory minimum fine of \$2,000 and a maximum fine of \$100,000. Violation of paragraph (3) of subsection (a) is a Class 1 felony with a mandatory minimum fine of \$1500 and a maximum fine of \$100,000. Violation of paragraph (2) of subsection (a) is a Class 1 felony with a mandatory minimum fine of \$1000 and a maximum fine of \$100,000. Violation of paragraph (6) of subsection (a) is a Class 3 felony with a mandatory minimum fine of \$1000 and a maximum fine of \$100,000. Violation of paragraph (8) of subsection (a) is a Class A misdemeanor. Violation of paragraph (8) of subsection (a) is a Class 4 felony if the photograph, videotape, or digital image is manufactured at a playground, park facility, school, forest preserve, day care facility, or a facility providing programs or services directed to persons under 17 years of age.

(d) If a person is convicted of a second or subsequent violation of this Section within 10 years of a prior conviction, the court shall order a presentence psychiatric examination of the person. The examiner shall report to the court whether treatment of the person is necessary.

(e) Any film, videotape, photograph or other similar visual reproduction or depiction by computer which includes a child under the age of 18 or a severely or profoundly mentally retarded person engaged in any activity described in subparagraphs (i) through (vii) or paragraph 1 of subsection (a), and any material or equipment used or intended for use in photographing, filming, printing, producing, reproducing, manufacturing, projecting, exhibiting, depiction by computer, or disseminating such material shall be seized and forfeited in the manner, method and procedure provided by Section 36-1 of this Code for the seizure and forfeiture of vessels, vehicles and aircraft.

(e-5) Upon the conclusion of a case brought under this Section, the court shall seal all evidence depicting a victim or witness that is sexually explicit. The evidence may be unsealed and viewed, on a motion of the party seeking to unseal and view the evidence, only for good cause shown and in the discretion of the court. The motion must expressly set forth the purpose for viewing the material. The State's attorney and the victim, if possible, shall be provided reasonable notice of the hearing on the motion to unseal the evidence. Any person entitled to notice of a hearing under this subsection (e-5) may object to the motion.

(f) Definitions. For the purposes of this Section:

(1) "Disseminate" means (i) to sell, distribute, exchange or transfer possession, whether with or without consideration or (ii) to make a depiction by computer available for distribution or downloading through the facilities of any telecommunications network or through any other means of transferring computer programs or data to a computer.

(2) "Produce" means to direct, promote, advertise, publish, manufacture, issue, present or show.

(3) "Reproduce" means to make a duplication or copy.

(4) "Depict by computer" means to generate or create, or cause to be created or generated, a computer program or data that, after being processed by a computer either alone or in conjunction with one or more computer programs, results in a visual depiction on a computer monitor, screen, or display.

(5) "Depiction by computer" means a computer program or data that, after being processed by a computer either alone or in conjunction with one or more computer programs, results in a visual depiction on a computer monitor, screen, or display.

(6) "Computer", "computer program", and "data" have the meanings ascribed to them in Section 16D-2 of this Code.

(7) "Child" includes a film, videotape, photograph, or other similar visual medium or reproduction or depiction by computer that is, or appears to be, that of a person, either in part, or in total, under the age of 18, regardless of the method by which the film, videotape, photograph, or other similar visual medium or reproduction or depiction by computer is created, adopted, or modified to appear as such. "Child" also includes a film, videotape, photograph, or other similar visual medium or reproduction or depiction by computer that is advertised, promoted, presented, described, or distributed in such a manner that conveys the impression that the film, videotape, photograph, or other similar visual medium or reproduction or depiction by computer is of a person under the age of 18.

(8) "Sexual penetration" and "sexual conduct" have the meanings ascribed to them in Section 12-12 of this Code.

(g) Re-enactment; findings; purposes.

(1) The General Assembly finds and declares that:

(i) Section 50-5 of Public Act 88-680, effective January 1, 1995, contained provisions amending the child pornography statute, Section 11-20.1 of the Criminal Code of 1961. Section 50-5 also contained other provisions.

(ii) In addition, Public Act 88-680 was entitled "AN ACT to create a Safe Neighborhoods Law". (A) Article 5 was entitled JUVENILE JUSTICE and amended the Juvenile Court Act of 1987. (B) Article 15 was entitled GANGS and amended various provisions of the Criminal Code of 1961 and the Unified Code of Corrections. (C) Article 20 was entitled ALCOHOL ABUSE and amended various provisions of the Illinois Vehicle Code. (D) Article 25 was entitled DRUG ABUSE and amended the Cannabis Control Act and the Illinois Controlled Substances Act. (E) Article 30 was entitled FIREARMS and amended the Criminal Code of 1961 and the Code of Criminal Procedure of 1963. (F) Article 35 amended the Criminal Code of 1961, the Rights of Crime Victims and Witnesses Act, and the Unified Code of Corrections. (G) Article 40 amended the Criminal Code of 1961 to increase the penalty for compelling organization membership of persons. (H) Article 45 created the Secure Residential Youth Care Facility Licensing Act and amended the State Finance Act, the Juvenile Court Act of 1987, the Unified Code of Corrections, and the Private Correctional Facility Moratorium Act. (I) Article 50 amended the WIC Vendor Management Act, the Firearm Owners Identification Card Act, the Juvenile Court Act of 1987, the Criminal Code of 1961, the Wrongs to Children Act, and the Unified Code of Corrections.

(iii) On September 22, 1998, the Third District Appellate Court in *People v. Dainty*, 701 N.E. 2d 118, ruled that Public Act 88-680 violates the single subject clause of the Illinois Constitution (Article IV, Section 8 (d)) and was unconstitutional in its entirety. As of the time this amendatory Act of 1999 was prepared, *People v. Dainty* was still subject to appeal.

(iv) Child pornography is a vital concern to the people of this State and the validity of future prosecutions under the child pornography statute of the Criminal Code of 1961 is in grave doubt.

(2) It is the purpose of this amendatory Act of 1999 to prevent or minimize any problems relating to prosecutions for child pornography that may result from challenges to the constitutional validity of Public Act 88-680 by re-enacting the Section relating to child pornography that was included in Public Act 88-680.

(3) This amendatory Act of 1999 re-enacts Section 11-20.1 of the Criminal Code of 1961, as it has been amended. This re-enactment is intended to remove any question as to the validity or content of that Section; it is not intended to supersede any other Public Act that amends the text of the Section as set forth in this amendatory Act of 1999. The material is shown as existing text (i.e., without underscoring) because, as of the time this amendatory Act of 1999 was prepared, *People v. Dainty* was subject to appeal to the Illinois Supreme Court.

(4) The re-enactment by this amendatory Act of 1999 of Section 11-20.1 of the Criminal Code of 1961 relating to child pornography that was amended by Public Act 88-680 is not intended, and shall not be construed, to imply that Public Act 88-680 is invalid or to limit or impair any legal argument concerning whether those provisions were substantially re-enacted by other Public Acts.

(Source: P.A. 94-366, eff. 7-29-05.); and on page 18, line 24, by inserting after "offender" the following: "without the permission of the parent or guardian of that child".

Representative Berrios offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 5687, AS AMENDED, by replacing the introductory clause of Section 5 with the following:

"Section 5. The Criminal code of 1961 is amended by changing Sections 11-9.4, 11-21, 11-23, and 11-24 and by adding Sections 10-8.1 and 11-6.6 as follows:"; and

in paragraph (1) of subsection (b) of Sec. 10-8.1 of Section 5, by replacing "age; or" with "age, other than for a lawful purpose under Illinois law; or"; and

in paragraph (2) of subsection (b) of Sec. 10-8.1 of Section 5, by replacing the period with ", other than for a lawful purpose under Illinois law."; and

by inserting after subsection (b) of Sec. 10-8.1 of Section 5 the following:

"(b-5) Telecommunications carriers, commercial mobile service providers, and providers of information services, including, but not limited to, Internet service providers and hosting service providers, are not liable under this Section, except for willful and wanton misconduct, by virtue of the transmission, storage, or caching of electronic communications or messages of others or by virtue of the provision of other related telecommunications, commercial mobile services, or information services used by others in violation of this Section."; and

in subsection (a) of Sec. 11-6.6 of Section 5, by replacing "for other than a lawful purpose under Illinois law" with "for a purpose other than a lawful purpose under Illinois law"; and

in subsection (b-7) of Sec. 11-9.4 of Section 5 by inserting after "communicate" the following:

" , other than for a lawful purpose under Illinois law"; and

by deleting all of Sec. 11-20.1 of Section 5; and

by inserting after subsection (g) of Sec. 11-21 of Section 5 the following:

"(h) Telecommunications carriers, commercial mobile service providers, and providers of information services, including, but not limited to, Internet service providers and hosting service providers, are not liable under this Section, except for willful and wanton misconduct, by virtue of the transmission, storage, or caching of electronic communications or messages of others or by virtue of the provision of other related telecommunications, commercial mobile services, or information services used by others in violation of this Section."

(720 ILCS 5/11-23)

Sec. 11-23. Posting of identifying or graphic information on a pornographic Internet site or possessing graphic information with pornographic material.

(a) A person at least 17 years of age who discloses on an adult obscenity or child pornography Internet site the name, address, telephone number, or e-mail address of a person under 17 years of age at the time of the commission of the offense or of a person at least 17 years of age without the consent of the person at least 17 years of age is guilty of the offense of posting of identifying information on a pornographic Internet site.

(a-5) Any person who places, posts, reproduces, or maintains on an adult obscenity or child pornography Internet site a photograph, video, or digital image of a person under 18 years of age that is not child pornography under Section 11-20.1, without the knowledge and consent of the person under 18 years of age, is guilty of the offense of posting of graphic information on a pornographic Internet site. This provision applies even if the person under 18 years of age is fully or properly clothed in the photograph, video, or digital image.

(a-10) Any person who places, posts, reproduces, or maintains on an adult obscenity or child pornography Internet site, or possesses with obscene or child pornographic material a photograph, video, or digital image of a person under 18 year of age in which the child is posed in a suggestive manner with the focus or concentration of the image on the child's clothed genitals, clothed pubic area, clothed buttocks area, or if the child is female, the breast exposed through transparent clothing, and the photograph, video, or digital image is not child pornography under Section 11-20.1, is guilty of posting of graphic information on a pornographic Internet site or possessing graphic information with pornographic material.

(b) Sentence. A person who violates subsection (a) of this Section is guilty of a Class 4 felony if the victim is at least 17 years of age at the time of the offense and a Class 3 felony if the victim is under 17 years of age at the time of the offense. A person who violates subsection (a-5) of this Section is guilty of a Class 4 felony. A person who violates subsection (a-10) of this Section is guilty of a Class 3 felony.

(c) Definitions. For purposes of this Section:

(1) "Adult obscenity or child pornography Internet site" means a site on the Internet that contains material that is obscene as defined in Section 11-20 of this Code or that is child pornography as defined in Section 11-20.1 of this Code.

(2) "Internet" includes the World Wide Web, electronic mail, a news group posting, or

Internet file transfer.

(Source: P.A. 91-222, eff. 7-22-99.)"; and

by replacing all of subsection (b) of Sec. 11-24 with the following:

(b) It is unlawful for a child sex offender to knowingly:

(1) conduct or operate any type of business in which he or she photographs, videotapes, or takes a digital image of a child; or

(2) conduct or operate any type of business in which he or she instructs or directs another person to photograph, videotape, or take a digital image of a child; or -

(3) photograph, videotape, or take a digital image of a child, or instruct or direct another person to photograph, videotape, or take a digital image of a child without the consent of the parent or guardian."; and

by deleting the index.

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

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

HOUSE BILL 3642. Having been reproduced, was taken up and read by title a second time.

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

AMENDMENT NO. 1. Amend House Bill 3642 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by changing Section 1-2.2-20 as follows:
(65 ILCS 5/1-2.2-20)

Sec. 1-2.2-20. Instituting code hearing proceedings. When a police officer or other individual authorized to issue a code violation finds a code violation to exist, he or she shall note the violation on a multiple copy violation notice and report form that indicates (i) the name and address of the defendant, (ii) the type and nature of the violation, (iii) the date and time the violation was observed, and (iv) the names of witnesses to the violation.

The violation report form shall be forwarded to the code hearing department where a docket number shall be stamped on all copies of the report and a hearing date shall be noted in the blank spaces provided for that purpose on the form. The hearing date shall not be less than 30 nor more than 40 days after the violation is reported. However, if the code violation involves a municipal ordinance regulating truants, the hearing date shall not be less than 7 nor more than 40 days after the violation is reported.

One copy of the violation report form shall be maintained in the files of the code hearing department and shall be part of the record of hearing, one copy of the report form shall be returned to the individual representing the municipality in the case so that he or she may prepare evidence of the code violation for presentation at the hearing on the date indicated, and one copy of the report form shall be served by first class mail to the defendant along with a summons commanding the defendant to appear at the hearing. In municipalities with a population under 3,000,000, if the violation report form requires the respondent to answer within a certain amount of time, the municipality must reply to the answer within the same amount of time afforded to the respondent.

(Source: P.A. 94-616, eff. 1-1-06.)".

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

HOUSE BILL 5946. Having been recalled on April 17, 2008, and held on the order of Second Reading, the same was again taken up.

Representative Wait offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend House Bill 5946, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois is amended by adding Section 605-927 as follows:

(20 ILCS 605/605-927 new)

Sec. 605-927. Grants to local economic development organizations.

(a) Subject to appropriation, the Department must develop a program to make grants to local development organizations. Under this program, a county or municipality may apply to the Department for a grant to be awarded to a local development organization in that county or municipality for the purpose of fostering local or regional economic development. A local development organization is not eligible to receive grant moneys under this Section if it has publicly endorsed any political candidate or if it distributes political questionnaires. Organizations receiving funds under this Section may be required to submit to audits by the Department. Documents produced under the grant program are subject to the provisions of the Freedom of Information Act.

(b) For purposes of this Section, "local development organization" means a private or public entity organized for the purpose of the economic development within a municipality, county, or region of the State.

(c) All grant awards under this Section are subject to appropriation and may be used for any of the following:

(1) expenses related to the start-up or expansion of a local development organization;

(2) local or regional economic development planning and related studies; and

(3) any other specific use authorized by the Department relating to the start-up or expansion of and economic planning by a local economic development organization.

(d) Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and the Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this subsection, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor.

Section 99. Effective date. This Act takes effect January 1, 2009."

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

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

Having been reproduced, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 5671.

RESOLUTIONS

Having been reported out of the Committee on Elementary & Secondary Education on April 30, 2008, HOUSE JOINT RESOLUTION 76 was taken up for consideration.

Representative Howard 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 13)

The motion prevailed and the Resolution was adopted.

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

HOUSE BILLS ON SECOND READING

HOUSE BILL 4647. Having been reproduced, was taken up and read by title a second time.
The following amendment was offered in the Committee on Insurance, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 4647 on page 3, immediately below line 20, by inserting the following:

"(i) Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and the Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this subsection, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor."

Representative Leitch offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 4647 by replacing everything after the enacting clause with the following:

"Section 5. The Mine Subsidence Disclosure Act is amended by changing Section 3 as follows:

(765 ILCS 95/3) (from Ch. 30, par. 1003)

Sec. 3. Disclosure.

(a) At the time an agreement to transfer real property is made, the transferor shall disclose in writing to the transferee and lender all insurance or other claims paid to the transferor for mine subsidence on the real property by a property and casualty insurance company, a mining company, or any other company or individual.

(b) If the agreement to transfer real property is in writing, the disclosure shall be part of the agreement.

(c) A waiver of the time requirements for disclosure or a waiver of disclosure must be in writing and signed by the transferee and lender.

(d) Written disclosures and signed waivers of disclosures required under subsection (c) shall be filed by the lender, or by the transferor of the property if there is no lender involved with the real property transfer, with the recorder of the county where the real property that is the subject of the transfer and on which a mine subsidence claim was paid is located.

(e) The disclosure or waiver document shall be subject to the fees and real estate document recording standards contained in Section 3-5018 of the Counties Code.

(f) Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and the Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this amendatory Act of the 95th General Assembly, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor.

(Source: P.A. 86-236.)"

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

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

HOUSE BILL 5761. Having been reproduced, was taken up and read by title a second time. Representative Ryg offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Bill 5761 on page 4, line 11, by replacing "Healthcare and Family Services" with "Human Services"; and on page 4, lines 18 and 19, by replacing "Director of Healthcare and Family Services" with "Secretary of Human Services"; and on page 4, lines 23 and 24, by replacing "Healthcare and Family Services" with "Human Services"; and on page 8, line 2, by replacing "Healthcare and Family Services" with "Human Services"; and on page 8, lines 9 and 10, by replacing "Director of Healthcare and Family Services" with "Secretary of Human Services"; and on page 8, lines 14 and 15, by replacing "Healthcare and Family Services" with "Human Services".

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

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

HOUSE BILL 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 Feigenholtz, HOUSE BILL 4571 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 14)

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

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

HOUSE BILLS ON SECOND READING

HOUSE BILL 5546. Having been reproduced, was taken up and read by title a second time.

Representative Moffitt offered and withdrew Amendment No. 1.

Representative Bost offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 5546 on page 1, line 5, by replacing "by adding Section 806.7" with "by adding Section 3-806.7"; and on page 2, by replacing lines 22 through 25 with the following:

"(625 ILCS 5/3-806.7 new)

Sec. 3-806.7. Registration fees for active duty military personnel.

(a) Beginning with the 2010 registration year, the standard registration fee set forth in Section 3-806 of this Code for passenger motor vehicles of the first division and motor vehicles of the second division weighing not more than 8,000 pounds and registered under Section 3-815 of this Code, shall be reduced by 50% for any Illinois vehicle owner who was on active duty as a member of the armed forces of the United

States and stationed outside of the United States for a period of 90 days or longer during the preceding registration year.

(b) Illinois residents who are members of the armed forces of the United States and who have been stationed outside of the United States for a period of 6 months or longer, and who placed their registered motor vehicle in storage during the time they served abroad, shall be entitled to credit for the unused portion of that registration when they renew the registration of that vehicle upon their return to the United States. For each month or part thereof that the vehicle was in storage and had current registration, the member of the armed forces shall receive one month of registration without charge."; and on page 3, by deleting lines 1 through 9.

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

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

HOUSE BILL 5259. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Human Services, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 5259 on page 1, after line 17, by inserting the following:

"Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this amendatory Act of the 95th General Assembly, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor."; and

on page 2, after line 7, by inserting the following:

"Notwithstanding any other rulemaking authority that may exist, neither the Governor nor any agency or agency head under the jurisdiction of the Governor has any authority to make or promulgate rules to implement or enforce the provisions of this amendatory Act of the 95th General Assembly. If, however, the Governor believes that rules are necessary to implement or enforce the provisions of this amendatory Act of the 95th General Assembly, the Governor may suggest rules to the General Assembly by filing them with the Clerk of the House and Secretary of the Senate and by requesting that the General Assembly authorize such rulemaking by law, enact those suggested rules into law, or take any other appropriate action in the General Assembly's discretion. Nothing contained in this amendatory Act of the 95th General Assembly shall be interpreted to grant rulemaking authority under any other Illinois statute where such authority is not otherwise explicitly given. For the purposes of this amendatory Act of the 95th General Assembly, "rules" is given the meaning contained in Section 1-70 of the Illinois Administrative Procedure Act, and "agency" and "agency head" are given the meanings contained in Sections 1-20 and 1-25 of the Illinois Administrative Procedure Act to the extent that such definitions apply to agencies or agency heads under the jurisdiction of the Governor.".

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

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 1259, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269 and 1270 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 1:49 o'clock p.m., Representative Currie moved that the House do now adjourn until Wednesday, May 7, 2008, at 11:00 o'clock a.m., allowing perfunctory time for the Clerk.

The motion prevailed.

And the House stood adjourned.

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

May 06, 2008

0 YEAS

0 NAYS

106 PRESENT

P Acevedo	P Dugan	P Krause	P Reboletti
P Arroyo	E Dunkin	P Lang	P Reis
P Bassi	P Dunn	P Leitch	P Reitz
P Beaubien	P Durkin (ADDED)	P Lindner	P Riley
P Beiser	P Eddy	P Lyons	P Rita
P Bellock	P Feigenholtz (ADDED)	P Mathias	P Rose
P Berrios	P Flider	P Mautino	P Ryg
P Biggins	P Flowers	P May	P Sacia
E Black	P Ford	P McAuliffe	P Saviano
P Boland	P Fortner	P McCarthy	P Schmitz
P Bost	P Franks	P McGuire	E Schock
P 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	E Gordon	P Mitchell, Bill	P Soto
P Brosnahan	P Graham	P Mitchell, Jerry	P Stephens
A Burke	P Granberg	P Moffitt	P Sullivan
P Chapa LaVia	P Hamos	P Molaro	E Tracy
P Coladipietro	P Hannig	E Mulligan	P Tryon
P Cole	P Harris	P Munson	P Turner
E Collins (REMOVED)	P Hassert	P Myers	P Verschoore
P Colvin	P Hernandez	P Nekritz	P Wait
P Coulson	P Hoffman	P Osmond	E Washington
P Crespo	P Holbrook	E 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	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
 HOUSE BILL 5666
 AUDIT EXPENSE FUND TRANSFERS
 THIRD READING
 PASSED

May 06, 2008

103 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	N Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
HOUSE BILL 4417
MUNI CD-FIRE AND POLICE
THIRD READING
PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
 HOUSE BILL 5691
 PATERNITY-DNA TEST REQUIRED
 THIRD READING
 PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
 HOUSE BILL 4779
 STATE POLICE-SECURITY FORCE
 THIRD READING
 PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
 HOUSE BILL 2748
 CRIMINAL LAW-TECH
 THIRD READING
 PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
HOUSE BILL 4548
TIF EXTEND-LIBERTYVILLE
THIRD READING
PASSED

May 06, 2008

102 YEAS

2 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
N Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
N Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
 HOUSE BILL 5077
 TEACHING EXCELLENCE PRO-TECH
 THIRD READING
 PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
E Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
HOUSE BILL 4464
TRADE & TOURISM STUDY
THIRD READING
PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
E Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
HOUSE JOINT RESOLUTION 118
DISCHARGE COMMITTEE
MOTION TO SUSTAIN THE CHAIR
PREVAILED

May 06, 2008

59 YEAS

45 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 5205
RIVERS-LEVEE SYSTM EVALUATION
THIRD READING
PASSED

May 06, 2008

104 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	A Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
E Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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 90
SCH CD MANDATE WAIVER REPORT
ADOPTED

May 06, 2008

69 YEAS

32 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE JOINT RESOLUTION 76
PARENTS ACCOUNTABILITY COMMITTEE
ADOPTED

May 06, 2008

105 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
E Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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
 HOUSE BILL 4571
 ADOPTION COMPENSATION
 THIRD READING
 PASSED

May 06, 2008

105 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	E Dunkin	Y Lang	Y Reis
Y 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	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	E Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	Y Stephens
A Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	E Tracy
Y Coladipietro	Y Hannig	E Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
E Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	Y Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y 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

261ST LEGISLATIVE DAY

Perfunctory Session

TUESDAY, MAY 6, 2008

At the hour of 4:31 o'clock p.m., the House convened perfunctory session.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Mathias replaced Representative Watson in the Committee on Elementary & Secondary Education on May 6, 2008.

REPORT FROM STANDING COMMITTEES

Representative Smith, Chairperson, from the Committee on Elementary & Secondary Education to which the following were referred, action taken on May 6, 2008, reported the same back with the following recommendations:

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

Amendment No. 1 to HOUSE BILL 2212.

Amendment No. 2 to HOUSE BILL 4266.

The committee roll call vote on Amendment No. 1 to House Bill 2212 is as follows:

17, 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) |
| A Golar(D) | Y Joyce(D) |
| Y Kosel(R) | A Miller(D) |
| A Mulligan(R) | Y Munson(R) |
| A Osterman(D) | Y Phelps(D) |
| Y Pihos(R) | Y Pritchard(R) |
| A Reis(R) | Y Mathias(R) (replacing Watson) |
| A Yarbrough(D) | |

The committee roll call vote on Amendment No. 2 to House Bill 4266 is as follows:

16, 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) |
| A Golar(D) | A Joyce(D) |
| Y Kosel(R) | A Miller(D) |
| A Mulligan(R) | Y Munson(R) |
| A Osterman(D) | Y Phelps(D) |
| Y Pihos(R) | Y Pritchard(R) |
| A Reis(R) | Y Mathias(R) (replacing Watson) |
| A Yarbrough(D) | |

INTRODUCTION AND FIRST READING OF BILLS

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

HOUSE BILL 6344. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6345. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6346. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6347. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6348. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6349. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6350. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6351. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6352. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6353. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6354. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6355. Introduced by Representatives Madigan - Hannig - Soto, AN ACT making appropriations.

HOUSE BILL 6356. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6357. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6358. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6359. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6360. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6361. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6362. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6363. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6364. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6365. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6366. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6367. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6368. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6369. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6370. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6371. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6372. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6373. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6374. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6375. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6376. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6377. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6378. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6379. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6380. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6381. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6382. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6383. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6384. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6385. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6386. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6387. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6388. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6389. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6390. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6391. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6392. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6393. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6394. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6395. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6396. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6397. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6398. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6399. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6400. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6401. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6402. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6403. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6404. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6405. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6406. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6407. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6408. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6409. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6410. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6411. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6412. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6413. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6414. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6415. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6416. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6417. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6418. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6419. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6420. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6421. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6422. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6423. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6424. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6425. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6426. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6427. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6428. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6429. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6430. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6431. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6432. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6433. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6434. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6435. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6436. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6437. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6438. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6439. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6440. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6441. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6442. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6443. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6444. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6445. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

HOUSE BILL 6446. Introduced by Representatives Madigan - Hannig - Davis, Monique, AN ACT making appropriations.

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HOUSE BILL 6478. Introduced by Representatives Madigan - Hannig - Miller, AN ACT making appropriations.

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HOUSE BILL 6519. Introduced by Representatives Madigan - Hannig - Feigenholtz, AN ACT making appropriations.

HOUSE BILL 6520. Introduced by Representatives Madigan - Hannig - Feigenholtz, AN ACT making appropriations.

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HOUSE BILL 6554. Introduced by Representatives Madigan - Hannig - Feigenholtz, AN ACT making appropriations.

HOUSE BILL 6555. Introduced by Representatives Madigan - Hannig - Feigenholtz, AN ACT making appropriations.

HOUSE BILL 6556. Introduced by Representatives Madigan - Hannig - Yarbrough, AN ACT making appropriations.

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HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 1260

Offered by Representative Coulson:

WHEREAS, The medical community is united in its concern over the rapid spread of drug-resistant bacteria including methicillin-resistant Staphylococcus aureus (MRSA); and

WHEREAS, In August of 2007, the State of Illinois passed legislation requiring public reporting of MRSA in all acute care hospitals using ICD-9-CM codes from hospital discharge data; and

WHEREAS, The National Healthcare Surveillance Network (NHSN), developed by the Centers for Disease Control and Prevention (CDC), is a secure, internet-based surveillance system that integrates patient and healthcare personnel safety surveillance systems managed by the Division of Healthcare Quality Promotion (DHQP) at CDC; and

WHEREAS, The states of California, Colorado, Connecticut, Delaware, Massachusetts, New York, Oklahoma, Pennsylvania, South Carolina, Tennessee, Vermont, Virginia, and Washington have designated NHSN in legislative mandates requiring hospitals to report healthcare-associated infections; and

WHEREAS, Analysis indicates that discharge data underestimate the true number of MRSA infections and do not distinguish between community and healthcare associated infections; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recommend that the National Healthcare Surveillance Network (NHSN), developed by the Centers for Disease Control and Prevention (CDC), should be adopted as the mechanism for public reporting of MRSA by Illinois hospitals.

HOUSE RESOLUTION 1261

Offered by Representative Coulson:

WHEREAS, The medical community is united in its concern over the rapid spread of drug-resistant bacteria, including methicillin-resistant Staphylococcus aureus (MRSA); and

WHEREAS, In August of 2007, the State of Illinois passed legislation requiring hospitals to screen all at-risk patients for MRSA; and

WHEREAS, Leading experts on infection prevention and control in the nation, including the Association for Professionals in Infection Control & Epidemiology (APIC) and the Society for Healthcare Epidemiology of America (SHEA), opposed legislation mandating active screening cultures for MRSA; and

WHEREAS, A major study published in the Journal of the American Medical Association (JAMA) in March of 2008 found that widespread screening of patients for MRSA in a Swiss hospital did not reduce the number of hospital-acquired infections and was not cost effective; and

WHEREAS, A study in the March 2008 issue of the Annals of Internal Medicine reported that screening all hospital patients for MRSA can sharply reduce hospital-acquired infections; and

WHEREAS, Two research studies, published a week apart, have produced contradictory findings on the merits of active screening of patients for MRSA control; therefore, be it

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

ASSEMBLY OF THE STATE OF ILLINOIS, that we recommend a thorough and complete assessment by the Illinois Department of Public Health (IDPH) in conjunction with the Centers for Disease Control and Prevention (CDC) into the effectiveness of the Illinois screening legislation for preventing the spread of MRSA in Illinois hospitals; and be it further

RESOLVED, That we request the submission of a final assessment to the Illinois House of Representatives on or before April 30, 2009.

HOUSE JOINT RESOLUTION 130

Offered by Representative Rose:

WHEREAS, The members of the Illinois General Assembly take pride in honoring those who dedicate themselves to the preservation of American values; and

WHEREAS, The freedoms that we enjoy today as United States citizens are the result of the dedication and sacrifices of United States Armed Forces veterans of all wars and conflicts; and

WHEREAS, The Illinois General Assembly wishes to continue its support for these brave men and women through the naming of a portion of Illinois Route 150 in a way that honors our veterans; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the section of Illinois Route 150 from Turkeyfarm Road (CR200E) through the Village of Mahomet to Prairieview Road (CR520E) be designated as Veterans Parkway in honor of the great sacrifices that our veterans have made for our nation; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name of Veterans Parkway; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation, the Champaign County Board, and the Mahomet Village Board of Trustees.

HOUSE JOINT RESOLUTION 131

Offered by Representative Harris:

WHEREAS, The Illinois General Assembly wishes to present this resolution as a tribute to and acknowledgement of the contributions of Illinois residents of Sudanese descent to our State and our nation and to humanitarian efforts worldwide; and

WHEREAS, Illinois residents of Sudanese descent, including Chicago Bulls star forward Luol Deng who was born in Wau, Sudan, have done extraordinary work to speak out against war and genocide in their native land and to build a vibrant Sudanese community in our State; and

WHEREAS, Organizations, including the Sudanese Community Association of Illinois, the Chicago Association for the Lost Boys of Sudan, Sudanese Community Church, Darfur Association of Illinois, and the Chicago Coalition to Save Darfur have mobilized countless volunteers to oppose war and genocide in the Sudan, to support humanitarian efforts there, and to provide opportunities for Illinois residents of Sudanese descent to succeed in their new homes and become United States citizens; and

WHEREAS, There are large communities of Illinois residents of Sudanese descent in the Chicagoland area, particularly in DuPage County and the North side of Chicago, many of whom are leaders in their communities; and

WHEREAS, Illinois is proud of the accomplishments of its Sudanese residents, many of whom have struggled against overwhelming odds and fled war and genocide to establish homes in Illinois; and

WHEREAS, Illinois residents of Sudanese descent have specific needs related to culturally sensitive child care, English as a Second Language education, job-training, credit and consumer counseling, and women's empowerment; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Illinois

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General Assembly supports the development of a Sudanese Community Center and recognizes the tremendous contributions of Illinois residents of Sudanese descent and the need to address the challenges they still face; and be it further

RESOLVED, That a suitable copy of this resolution be presented to leaders of Illinois' Sudanese community as an expression of our utmost respect and esteem.

At the hour of 5:03 o'clock p.m., the House Perfunctory Session adjourned.