

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

267TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

THURSDAY, MAY 15, 2008

12:13 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
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267th Legislative Day**

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The House met pursuant to adjournment.

Speaker of the House Madigan in the chair.

Prayer by Reverend David McHenry, Pastor of Cornerstone Community Fellowship in Shelbyville, IL.
Representative Pihos led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:
110 present. (ROLL CALL 1)

By unanimous consent, Representatives Richard Bradley, Feigenholtz, Gordon, Osterman, Patterson, Washington and Watson were excused from attendance.

REQUEST TO BE SHOWN ON QUORUM

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Colvin, should be recorded as present at the hour of 12:15 o'clock p.m.

LETTER OF TRANSMITTAL

May 15, 2008

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

Mark,

I would like the record to reflect that I intended to vote "No" on SB 2052, which passed the House on 5/15/08.

Sincerely,
s/Jerry Mitchell
State Representative
90th District

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Osmond replaced Representative Hassert in the Committee on Rules on May 15, 2008.

Representative Mendoza replaced Representative Gordon in the Committee on Judiciary II - Criminal Law on May 15, 2008.

Representative Berrios replaced Representative Collins in the Committee on Judiciary II - Criminal Law on May 15, 2008.

Representative Berrios replaced Representative Gordon in the Committee on Judiciary II - Criminal Law on May 15, 2008.

Representative Nekritz replaced Representative Washington in the Committee on Mass Transit on May 15, 2008.

Representative Burke replaced Representative Osterman in the Committee on Mass Transit on May 15, 2008.

Representative Ford replaced Representative Feigenholtz in the Committee on Mass Transit on May 15, 2008.

Representative Molaro replaced Representative Richard Bradley in the Committee on Personnel and Pensions on May 15, 2008.

Representative D'Amico replaced Representative Phelps in the Committee on Veterans Affairs on May 15, 2008.

Representative Winters replaced Representative Watson in the Committee on Veterans Affairs on May 15, 2008.

Representative Harris replaced Representative Granberg in the Committee on Electric Utility Oversight on May 15, 2008.

Representative John Bradley replaced Representative Patterson in the Committee on Electric Utility Oversight on May 15, 2008.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 15, 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 2047.

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 2 to HOUSE BILL 5739.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Consumer Protection: SENATE BILL 1998.

Drivers Education & Safety: SENATE BILL 1930.

Elementary & Secondary Education: HOUSE BILL 4707.

Health Care Availability and Access: SENATE BILL 1415.

Human Services: HOUSE BILL 3472.

Local Government: SENATE BILL 2744.

State Government Administration: HOUSE AMENDMENT No. 1 to HOUSE BILL 3177.

Transportation and Motor Vehicles: SENATE JOINT RESOLUTION 77.

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

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

Y Currie(D), Chairperson

Y Hannig(D)

Y Turner(D)

Y Black(R), Republican Spokesperson

Y Osmond(R) (replacing Hassert)

REPORTS FROM STANDING COMMITTEES

Representative Molaro, Chairperson, from the Committee on Judiciary II - Criminal Law to which the following were referred, action taken earlier today, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 7 to HOUSE BILL 1831.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2135 and 2401.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 1881, 2349, 2366, 2382, 2426, 2476, 2509, 2657 and 2785.

The committee roll call vote on Amendment No. 7 to House Bill 1831 and Senate Bills 2349, 2366 and 2401 is as follows:

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

Y Molaro(D), Chairperson	Y Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Berrios(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 1881 is as follows:
10, Yeas; 1, Nay; 2, Answering Present.

Y Molaro(D), Chairperson	N Collins(D), Vice-Chairperson
P Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
P Durkin(R)	Y Golar(D)
Y Mendoza(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2135 is as follows:
12, Yeas; 1, Nay; 0, Answering Present.

Y Molaro(D), Chairperson	N Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Berrios(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2382 is as follows:
10, Yeas; 3, Nays; 0, Answering Present.

N Molaro(D), Chairperson	N Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	N Golar(D)
Y Mendoza(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2426 is as follows:
11, Yeas; 2, Nays; 0, Answering Present.

Y Molaro(D), Chairperson	N Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Mendoza(D) (replacing Gordon)	N Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2476 is as follows:
12, Yeas; 0, Nays; 0, Answering Present.

Y Molaro(D), Chairperson	Y Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Berrios(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
A Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2509 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Molaro(D), Chairperson	Y Berrios(D) (replacing Collins)
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Mendoza(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2657 is as follows:
12, Yeas; 1, Nay; 0, Answering Present.

Y Molaro(D), Chairperson	Y Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Berrios(D) (replacing Gordon)	Y Howard(D)
Y Jefferies(D)	N Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

The committee roll call vote on Senate Bill 2785 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Molaro(D), Chairperson	Y Collins(D), Vice-Chairperson
Y Lindner(R), Republican Spokesperson	Y Chapa LaVia(D)
Y Durkin(R)	Y Golar(D)
Y Gordon(D)	Y Howard(D)
Y Jefferies(D)	Y Reboletti(R)
Y Reis(R)	Y Sacia(R)
Y Wait(R)	

Representative Hamos, Chairperson, from the Committee on Mass Transit to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2536.

The committee roll call vote on Senate Bill 2536 is as follows:
15, Yeas; 0, Nays; 0, Answering Present.

- | | |
|---------------------------------------|---------------------------------|
| Y Hamos(D), Chairperson | Y Arroyo(D), Vice-Chairperson |
| Y Mathias(R), Republican Spokesperson | Y Bassi(R) |
| Y Bellock(R) | Y Crespo(D) |
| A Dunkin(D) | A Durkin(R) |
| Y Ford(D) (replacing Feigenholtz) | Y Fortner(R) |
| Y Froehlich(D) | A Hassert(R) |
| Y Krause(R) | A Miller(D) |
| A Molaro(D) | Y Burke(D) (replacing Osterman) |
| A Reboletti(R) | Y Riley(D) |
| Y Ryg(D) | A Soto(D) |
| A Sullivan(R) | Y Tryon(R) |
| Y Nekritz(D) (replacing Washington) | |

Representative Burke, Chairperson, from the Committee on Personnel and Pensions to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2520 and 2526.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 5011.

The committee roll call vote on Senate Bills 2520, 2526 and House Bill 5011 is as follows:
4, Yeas; 0, Nays; 0, Answering Present.

- | | |
|-----------------------------------|-------------------------------|
| Y Molaro(D) (replacing Bradley,R) | A Colvin(D), Vice-Chairperson |
| Y Poe(R), Republican Spokesperson | Y Brauer(R) |
| Y Burke(D) | |

Representative McAuliffe, Chairperson, from the Committee on Veterans Affairs to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2302.

The committee roll call vote on Senate Bill 2302 is as follows:
10, Yeas; 0, Nays; 0, Answering Present.

- | | |
|---------------------------------|------------------------------------|
| Y McAuliffe(R), Chairperson | Y Chapa LaVia(D), Vice-Chairperson |
| Y Winters(R) (replacing Watson) | A Bost(R) |
| Y Dugan(D) | Y Flider(D) |
| Y Golar(D) | Y McCarthy(D) |
| Y Moffitt(R) | Y Osmond(R) |
| Y D’Amico(D) (replacing Phelps) | A Schock(R) |

Representative Scully, Chairperson, from the Committee on Electric Utility Oversight to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the Floor Amendment be reported “recommends be adopted”:
Amendment No. 3 to HOUSE BILL 5576.

The committee roll call vote on Amendment No. 3 to House Bill 5576 is as follows:
8, Yeas; 0, Nays; 0, Answering Present.

Y Scully(D), Chairperson	Y Verschoore(D), Vice-Chairperson
Y Krause(R), Republican Spokesperson	A Durkin(R)
Y Harris(D) (replacing Granberg)	Y Leitch(R)
Y May(D)	Y Bradley,J(D) (replacing Patterson)
Y Winters(R)	

Representative Reitz, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2562.

The committee roll call vote on Senate Bill 2562 is as follows:

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

Y Reitz(D), Chairperson	Y Phelps(D), Vice-Chairperson
A Sacia(R), Republican Spokesperson	Y Cultra(R)
Y Dugan(D)	Y Flider(D)
Y Moffitt(R)	Y Myers(R)
A Reis(R)	Y Verschoore(D)

Representative John Bradley, Chairperson, from the Committee on Revenue to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2298 and 2678.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2227, 2474, 2643 and 2875.

The committee roll call vote on Senate Bills 2227, 2298, 2474, 2643, 2678 and 2875 is as follows:

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

Y Bradley, John(D), Chairperson	Y Mautino(D), Vice-Chairperson
Y Biggins(R), Republican Spokesperson	A Bassi(R)
A Beaubien(R)	A Currie(D)
A Hannig(D)	Y Hassert(R)
Y Holbrook(D)	Y McGuire(D)
Y Sullivan(R)	A Turner(D)

MOTIONS SUBMITTED

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

MOTION

I move to table Amendment 4 to HOUSE BILL 5739.

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for HOUSE BILL 6334, as amended.

REQUEST FOR FISCAL NOTE

Representative Black requested that a Fiscal Note be supplied for HOUSE BILL 2074.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Mautino was removed as principal sponsor, and Representative May became the new principal sponsor of SENATE BILL 2380.

With the consent of the affected members, Representative Madigan was removed as principal sponsor, and Representative Joyce became the new principal sponsor of HOUSE BILL 2047.

With the consent of the affected members, Representative Franks was removed as principal sponsor, and Representative Ryg became the new principal sponsor of SENATE BILL 2824.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 1305

Offered by Representative Feigenholtz:

WHEREAS, Inadequate pain relief is a serious public health problem in Illinois; and

WHEREAS, The American Pain Foundation has estimated that 50 million people suffer from persistent pain which is associated with lost wages and loss of productivity by American workers; and

WHEREAS, Many factors contribute to uncured or inadequately managed pain and all individuals with pain would benefit from having their pain thoroughly assessed and promptly treated as pain is often accompanied by other symptoms that need to be managed along with the pain; and

WHEREAS, The General Assembly also finds that appropriate application of excellent pain and symptom management practices, including the use of different treatment modalities, improves the quality of life for those who suffer from pain while reducing the morbidity and cost associated with untreated or inappropriately treated pain; and

WHEREAS, There has been no comprehensive study in Illinois of the prevalence of intractable pain in the citizens of Illinois, nor has there been an assessment of the pain and symptom management practices of Illinois health care professionals; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Task Force on Pain Management be created within the Illinois Department of Public Health to develop a plan to address untreated pain and lack of symptom management as a public health problem; and be it further

RESOLVED, That the plan shall include, but not be limited to:

(1) A comprehensive study of pain management conducted by the Institute of Government and Public Affairs at the University of Illinois;

(2) Approaches to assessing pain and symptom management, including advice and recommendations concerning acute and chronic pain and symptom management treatment practices, State statutes and rules regarding pain and symptom management, and use of alternative therapies for pain and symptom management;

(3) Recommendations to appropriate public and private entities on acute and chronic pain and symptom management education provided by professional boards or others in the State, acute and chronic pain and symptom management needs of adults, children, and racial and ethnic minority and medically underserved populations, development of a drug repository for unused drugs used for pain and symptom management, and treatment of pain at the end of life; and

(4) Recommendations to State licensing boards on integrating pain and symptom management into the customary practice of health care professionals and identifying the roles and responsibilities of the various health care professionals in pain and symptom management and on the duration and content of continuing education requirements for pain and symptom management, on improving access to pain and symptom management in racial and ethnic minority and medically underserved populations, including the elderly population, and on improving access to pain and symptom management for children

and adolescents; and be it further

RESOLVED, That the Task Force shall be composed of the following members: the Director of Public Health or his or her designee; the Secretary of Financial and Professional Regulation or his or her designee; the Director of Healthcare and Family Services or his or her designee; the Secretary of Human Services or his or her designee; the Director of the Institute of Government and Public Affairs at the University of Illinois or his or her designee; and a maximum of 20 public members appointed by the Governor who shall include, but not be limited to, representatives of the health care provider organizations, minority health organizations, and other users and providers of healthcare; and be it further

RESOLVED, That the Task Force shall also consult with additional entities, the University of Illinois at Urbana, Institute of Government and Public Affairs, voluntary health organizations not represented on the task force, advocates, consumers, relevant professional organizations, and other appropriate entities; and be it further

RESOLVED, That the Task Force shall begin to conduct business upon the appointment of a majority of the voting members; members shall serve without compensation; and the Department shall provide staff and administrative support services to the Task Force; and be it further

RESOLVED, That the Task Force shall submit a report of its findings and recommendations to the Governor and the General Assembly no later than December 31, 2011; and that the Task Force shall be dissolved after the filing of this report.

HOUSE RESOLUTION 1307

Offered by Representative John Bradley:

WHEREAS, Employees of Heartland Human Services in Effingham have been on strike since July, 2007; and

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

WHEREAS, The State of Illinois, through the Department of Human Services and other State agencies, contracts with Heartland to provide those services; and

WHEREAS, Because of the strike, only a small fraction of normal services have been delivered over the past 10 months; and

WHEREAS, Data for the first 7 months of the fiscal year show that Heartland's billings were reduced by 96%, and the number of clients served was reduced by 71%; and

WHEREAS, Many former Heartland clients have reported that they have gone without services or have received insufficient services; and

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

WHEREAS, Over 25 behavioral health professionals formerly employed at Heartland signed a statement attesting that Heartland "demonstrated a disturbing lack of concern for the well-being of clients" and that the employees had themselves "felt the lack of respect that management had for employees who sought to serve those clients"; and

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

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

WHEREAS, The Department of Human Services Division of Mental Health elected to continue to pay Heartland for the first five months of the fiscal year, despite the lack of service delivery; and

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

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

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

ASSEMBLY OF THE STATE OF ILLINOIS, that State agencies should steward State funding to ensure the maximum amount of services are delivered to the most clients possible; and be it further

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

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

(1) the purposes for which State moneys were provided to Heartland Human Services, for each State agency and for each amount transferred;

(2) the nature and extent of monitoring by State agencies of how Heartland Human Services used the State-provided moneys;

(3) the actual use of State moneys by Heartland Human Services;

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

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

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

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

RESOLVED, That a suitable copy of this resolution be presented to the Auditor General.

HOUSE RESOLUTION 1308

Offered by Representative Flider:

WHEREAS, The President of the United States has designated the month of May as Older Americans Month and National Physical Fitness and Sports Month; and

WHEREAS, It is appropriate to honor our mature citizens for their many contributions to the vitality and strength of our community; and

WHEREAS, The United States Surgeon General has determined that regular physical activity results in significant health benefits and improved quality of life for older adults; and

WHEREAS, All older adults can participate in activities that improve and maintain their health; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the date of May 19, 2008 as Senior Health & Fitness Day in the State of Illinois; and be it further

RESOLVED, That we urge all of the citizens of this State to support the efforts of local organizations that encourage older adults to enhance their lives through physical activity.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1306

Offered by Representative Dugan:

Congratulates Chief Steven Wilder of the Bradley Fire Department, on his retirement, April 30, 2008.

HOUSE RESOLUTION 1309

Offered by Representative Flider:

Congratulates Mary Woitas of Columbus West School in Cicero on the occasion of being a recipient of a 2008 Kohl McCormick Early Childhood Teaching Award.

HOUSE BILLS ON SECOND READING

HOUSE BILL 5574. Having been reproduced, was taken up and read by title a second time.

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

AMENDMENT NO. 1. Amend House Bill 5574, on page 1, by inserting after line 3 the following:

"Section 3. The Mental Health and Developmental Disabilities Code is amended by changing Sections 1-104.5 and 3-703 as follows:

(405 ILCS 5/1-104.5)

(This Section may contain text from a Public Act with a delayed effective date)

Sec. 1-104.5. "Dangerous conduct" means threatening behavior or conduct that places the person or another individual in reasonable expectation of being harmed, or a person's inability to provide, without the assistance of family or outside help, for his or her basic physical needs so as to guard himself or herself from serious harm.

(Source: P.A. 95-602, eff. 6-1-08.)

(405 ILCS 5/3-703) (from Ch. 91 1/2, par. 3-703)

Sec. 3-703. If no certificate was filed, the respondent shall be examined separately by a physician, or clinical psychologist, or qualified examiner and by a psychiatrist. If a certificate executed by a psychiatrist was filed, the respondent shall be examined by a physician, clinical psychologist, qualified examiner, or psychiatrist. If a certificate executed by a qualified examiner, clinical psychologist, or a physician who is not a psychiatrist was filed, the respondent shall be examined by a psychiatrist. The examining physician, clinical psychologist, qualified examiner or psychiatrist may interview by telephone or in person any witnesses or other persons listed in the petition for involuntary admission. If, as a result of an examination, a certificate is executed, the certificate shall be promptly filed with the court. If a certificate is executed, the examining physician, clinical psychologist, qualified examiner or psychiatrist may also submit for filing with the court a report in which his findings are described in detail, and may rely upon such findings for his opinion that the respondent is subject to involuntary admission. Copies of the certificates shall be made available to the attorneys for the parties upon request prior to the hearing. A certificate prepared in compliance with this Article need not state that the respondent is in need of immediate hospitalization. However, if either or both of the certificates fail to state that the respondent is in need of immediate hospitalization, the respondent shall remain in his or her place of residence pending a hearing on the petition.

(Source: P.A. 85-558.); and

on page 1, by replacing line 6 with the following:

"Sections 4 and 9.2 as follows:

(740 ILCS 110/4) (from Ch. 91 1/2, par. 804)

Sec. 4. (a) The following persons shall be entitled, upon request, to inspect and copy a recipient's record or any part thereof:

(1) the parent or guardian of a recipient who is under 12 years of age;

(2) the recipient if he is 12 years of age or older;

(3) the parent or guardian of a recipient who is at least 12 but under 18 years, if the recipient is informed and does not object or if the therapist does not find that there are compelling reasons for denying the access. The parent or guardian who is denied access by either the recipient or the therapist may petition a court for access to the record. Nothing in this paragraph is intended to prohibit the parent or guardian of a recipient who is at least 12 but under 18 years from requesting and receiving the following information: current physical and mental condition, diagnosis, treatment needs, services provided, and services needed, including medication, if any;

(4) the guardian of a recipient who is 18 years or older;

(5) an attorney or guardian ad litem who represents a minor 12 years of age or older in

any judicial or administrative proceeding, provided that the court or administrative hearing officer has entered an order granting the attorney this right; ~~or~~

(6) an agent appointed under a recipient's power of attorney for health care or for property, when the power of attorney authorizes the access; or -

(7) an attorney-in-fact appointed under the Mental Health Treatment Preference Declaration Act.

(b) Assistance in interpreting the record may be provided without charge and shall be provided if the person inspecting the record is under 18 years of age. However, access may in no way be denied or limited if the person inspecting the record refuses the assistance. A reasonable fee may be charged for duplication of a record. However, when requested to do so in writing by any indigent recipient, the custodian of the records shall provide at no charge to the recipient, or to the Guardianship and Advocacy Commission, the agency designated by the Governor under Section 1 of the Protection and Advocacy for Developmentally Disabled Persons Act or to any other not-for-profit agency whose primary purpose is to provide free legal services or advocacy for the indigent and who has received written authorization from the recipient under Section 5 of this Act to receive his records, one copy of any records in its possession whose disclosure is authorized under this Act.

(c) Any person entitled to access to a record under this Section may submit a written statement concerning any disputed or new information, which statement shall be entered into the record. Whenever any disputed part of a record is disclosed, any submitted statement relating thereto shall accompany the disclosed part. Additionally, any person entitled to access may request modification of any part of the record which he believes is incorrect or misleading. If the request is refused, the person may seek a court order to compel modification.

(d) Whenever access or modification is requested, the request and any action taken thereon shall be noted in the recipient's record.

(Source: P.A. 88-484; 89-439, eff. 6-1-96.)".

Floor Amendments numbered 2, 3 and 4 remained in the Committee on Rules.

Representative Ryg offered the following amendment and moved its adoption:

AMENDMENT NO. 5. Amend House Bill 5574, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Mental Health and Developmental Disabilities Code is amended by changing Sections 1-104.5 and 3-703 as follows:

(405 ILCS 5/1-104.5)

(This Section may contain text from a Public Act with a delayed effective date)

Sec. 1-104.5. "Dangerous conduct" means threatening behavior or conduct that places the person or another individual in reasonable expectation of being harmed, or a person's inability to provide, without the assistance of family or outside help, for his or her basic physical needs so as to guard himself or herself from serious harm.

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.

(Source: P.A. 95-602, eff. 6-1-08.)

(405 ILCS 5/3-703) (from Ch. 91 1/2, par. 3-703)

Sec. 3-703. If no certificate was filed, the respondent shall be examined separately by a physician, or clinical psychologist, or qualified examiner and by a psychiatrist. If a certificate executed by a psychiatrist

was filed, the respondent shall be examined by a physician, clinical psychologist, qualified examiner, or psychiatrist. If a certificate executed by a qualified examiner, clinical psychologist, or a physician who is not a psychiatrist was filed, the respondent shall be examined by a psychiatrist. The examining physician, clinical psychologist, qualified examiner or psychiatrist may interview by telephone or in person any witnesses or other persons listed in the petition for involuntary admission. If, as a result of an examination, a certificate is executed, the certificate shall be promptly filed with the court. If a certificate is executed, the examining physician, clinical psychologist, qualified examiner or psychiatrist may also submit for filing with the court a report in which his findings are described in detail, and may rely upon such findings for his opinion that the respondent is subject to involuntary admission. Copies of the certificates shall be made available to the attorneys for the parties upon request prior to the hearing. A certificate prepared in compliance with this Article shall state whether or not the respondent is in need of immediate hospitalization. However, if both of the certificates state that the respondent is not in need of immediate hospitalization, the respondent may remain in his or her place of residence absent imminent danger pending a hearing on the petition unless he or she voluntarily agrees to inpatient treatment.

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.

(Source: P.A. 85-558.)

Section 10. The Mental Health and Developmental Disabilities Confidentiality Act is amended by changing Sections 4, 9.2, and 11 as follows:

(740 ILCS 110/4) (from Ch. 91 1/2, par. 804)

Sec. 4. (a) The following persons shall be entitled, upon request, to inspect and copy a recipient's record or any part thereof:

(1) the parent or guardian of a recipient who is under 12 years of age;

(2) the recipient if he is 12 years of age or older;

(3) the parent or guardian of a recipient who is at least 12 but under 18 years, if the recipient is informed and does not object or if the therapist does not find that there are compelling reasons for denying the access. The parent or guardian who is denied access by either the recipient or the therapist may petition a court for access to the record. Nothing in this paragraph is intended to prohibit the parent or guardian of a recipient who is at least 12 but under 18 years from requesting and receiving the following information: current physical and mental condition, diagnosis, treatment needs, services provided, and services needed, including medication, if any;

(4) the guardian of a recipient who is 18 years or older;

(5) an attorney or guardian ad litem who represents a minor 12 years of age or older in any judicial or administrative proceeding, provided that the court or administrative hearing officer has entered an order granting the attorney this right; ~~or~~

(6) an agent appointed under a recipient's power of attorney for health care or for property, when the power of attorney authorizes the access; ~~or~~

(7) an attorney-in-fact appointed under the Mental Health Treatment Preference Declaration Act.

(b) Assistance in interpreting the record may be provided without charge and shall be provided if the person inspecting the record is under 18 years of age. However, access may in no way be denied or limited if the person inspecting the record refuses the assistance. A reasonable fee may be charged for duplication of a record. However, when requested to do so in writing by any indigent recipient, the custodian of the records shall provide at no charge to the recipient, or to the Guardianship and Advocacy Commission, the agency designated by the Governor under Section 1 of the Protection and Advocacy for Developmentally Disabled Persons Act or to any other not-for-profit agency whose primary purpose is to provide free legal

services or advocacy for the indigent and who has received written authorization from the recipient under Section 5 of this Act to receive his records, one copy of any records in its possession whose disclosure is authorized under this Act.

(c) Any person entitled to access to a record under this Section may submit a written statement concerning any disputed or new information, which statement shall be entered into the record. Whenever any disputed part of a record is disclosed, any submitted statement relating thereto shall accompany the disclosed part. Additionally, any person entitled to access may request modification of any part of the record which he believes is incorrect or misleading. If the request is refused, the person may seek a court order to compel modification.

(d) Whenever access or modification is requested, the request and any action taken thereon shall be noted in the recipient's record.

(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.

(Source: P.A. 88-484; 89-439, eff. 6-1-96.)

(740 ILCS 110/9.2)

Sec. 9.2. Interagency disclosure of recipient information. For the purposes of continuity of care, the Department of Human Services (as successor to the Department of Mental Health and Developmental Disabilities), community agencies funded by the Department of Human Services in that capacity, licensed private hospitals receiving payments from the Department of Human Services or the Department of Healthcare and Family Services, State correctional facilities ~~prisons operated by the Department of Corrections~~, mental health facilities operated by a county, and jails operated by any county of this State may disclose a recipient's record or communications, without consent, to each other, but only for the purpose of admission, treatment, planning, or discharge. Entities shall not redisclose any personally identifiable information, unless necessary for admission, treatment, planning, or discharge of the identified recipient to another setting. No records or communications may be disclosed to a county jail or State correctional facility ~~prison~~ pursuant to this Section unless the Department has entered into a written agreement with the county jail or State correctional facility ~~prison~~ requiring that the county jail or State correctional facility ~~prison~~ adopt written policies and procedures designed to ensure that the records and communications are disclosed only to those persons employed by or under contract to the county jail or State correctional facility ~~prison~~ who are involved in the provision of mental health services to inmates and that the records and communications are protected from further disclosure. For the purposes of this Section, the term "licensed private hospital" shall have the meaning ascribed to it in the Mental Health and Developmental Disabilities Code.

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.

(Source: P.A. 94-182, eff. 7-12-05.)

(740 ILCS 110/11) (from Ch. 91 1/2, par. 811)

Sec. 11. Disclosure of records and communications. Records and communications may be disclosed:

(i) in accordance with the provisions of the Abused and Neglected Child Reporting Act, subsection (u) of Section 5 of the Children and Family Services Act, or Section 7.4 of the Child Care Act of 1969;

(ii) when, and to the extent, a therapist, in his or her sole discretion, determines that disclosure is necessary to initiate or continue civil commitment proceedings under the laws of this State or to otherwise protect the recipient or other person against a clear, imminent risk of serious physical or mental injury or disease or death being inflicted upon the recipient or by the recipient on himself or another;

(iii) when, and to the extent disclosure is, in the sole discretion of the therapist, necessary to the provision of emergency medical care to a recipient who is unable to assert or waive his or her rights hereunder;

(iii-a) to any medical practitioner from whom the recipient is seeking medical care, including any primary care physician; however, disclosure shall be limited to pharmaceutical records and communications regarding pharmaceuticals, including records and communications regarding payment for pharmaceuticals;

(iv) when disclosure is necessary to collect sums or receive third party payment representing charges for mental health or developmental disabilities services provided by a therapist or agency to a recipient under Chapter V of the Mental Health and Developmental Disabilities Code or to transfer debts under the Uncollected State Claims Act; however, disclosure shall be limited to information needed to pursue collection, and the information so disclosed shall not be used for any other purposes nor shall it be redisclosed except in connection with collection activities;

(v) when requested by a family member, the Department of Human Services may assist in the location of the interment site of a deceased recipient who is interred in a cemetery established under Section 100-26 of the Mental Health and Developmental Disabilities Administrative Act;

(vi) in judicial proceedings under Article VIII of Chapter III and Article V of Chapter IV of the Mental Health and Developmental Disabilities Code and proceedings and investigations preliminary thereto, to the State's Attorney for the county or residence of a person who is the subject of such proceedings, or in which the person is found, or in which the facility is located, to the attorney representing the recipient in the judicial proceedings, to any person or agency providing mental health services that are the subject of the proceedings and to that person's or agency's attorney, to any court personnel, including but not limited to judges and circuit court clerks, and to a guardian ad litem if one has been appointed by the court, provided that the information so disclosed shall not be utilized for any other purpose nor be redisclosed except in connection with the proceedings or investigations;

(vii) when, and to the extent disclosure is necessary to comply with the requirements of the Census Bureau in taking the federal Decennial Census;

(viii) when, and to the extent, in the therapist's sole discretion, disclosure is necessary to warn or protect a specific individual against whom a recipient has made a specific threat of violence where there exists a therapist-recipient relationship or a special recipient-individual relationship;

(ix) in accordance with the Sex Offender Registration Act;

(x) in accordance with the Rights of Crime Victims and Witnesses Act;

(xi) in accordance with Section 6 of the Abused and Neglected Long Term Care Facility Residents Reporting Act; and

(xii) in accordance with Section 55 of the Abuse of Adults with Disabilities Intervention Act.

Any person, institution, or agency, under this Act, participating in good faith in the making of a report under the Abused and Neglected Child Reporting Act or in the disclosure of records and communications under this Section, shall have immunity from any liability, civil, criminal or otherwise, that might result by reason of such action. For the purpose of any proceeding, civil or criminal, arising out of a report or disclosure under this Section, the good faith of any person, institution, or agency so reporting or disclosing shall be presumed.

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.

(Source: P.A. 94-852, eff. 6-13-06; 94-1010, eff. 10-1-06; 95-331, eff. 8-21-07.)

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

The foregoing motion prevailed and Amendment No. 5 was adopted.

There being no further amendments, the foregoing Amendments numbered 1 and 5 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 4699. Having been read by title a second time on April 15, 2008, and held on the order of Second Reading, the same was again taken up.

Floor Amendment No. 2 remained in the Committee on Health Care Availability and Access.

Floor Amendments numbered 3 and 4 remained in the Committee on Rules.

Representative Biggins offered the following amendment and moved its adoption.

AMENDMENT NO. 5. Amend House Bill 4699, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Emergency Medical Services (EMS) Systems Act is amended by adding Section 3.1030 as follows:

(210 ILCS 50/3.1030 new)

Sec. 3.1030. Working group: Primary Stroke Center Systems. The Director shall develop a working group to advise the Department on Primary Stroke Center Systems. This work group shall have representation from the following groups: EMS Medical Directors; hospital administrators; neurologists from accredited Primary Stroke Centers; EMS Coordinators; stroke advocates; fire chiefs in Illinois; private ambulance providers; and a representative from the State Emergency Medical Services Advisory Council. This group shall also develop and submit a statewide stroke assessment tool to the Department for final approval. Once the tool has been approved, a copy shall be disseminated to all EMS Systems for adoption no later than January 15, 2010.

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

The foregoing motion prevailed and Amendment No. 5 was adopted.

There being no further amendments, the foregoing Amendment No. 5 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL ON THIRD READING

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

On motion of Representative Beiser, SENATE BILL 2052 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: 64, Yeas; 44, Nays; 0, Answering Present.

(ROLL CALL 2)

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

Ordered that the Clerk inform the Senate.

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 Howard, HOUSE BILL 5516 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: 78, Yeas; 32, 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.

On motion of Representative Brady, HOUSE BILL 5752 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 109, Yeas; 2, 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.

On motion of Representative John Bradley, HOUSE BILL 2332 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 109, Yeas; 2, 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.

AGREED RESOLUTION

HOUSE RESOLUTION 1282 was taken up for consideration. Representative Currie moved the adoption of the agreed resolution. The motion prevailed and the agreed resolution was adopted.

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 Black, HOUSE BILL 5152 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 81, Yeas; 25, Nays; 3, 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.

SENATE BILL ON THIRD READING

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

On motion of Representative John Bradley, SENATE BILL 2488 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: 111, Yeas; 0, 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.

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 Jefferies, HOUSE BILL 4513 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: 101, Yeas; 10, 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 May, HOUSE BILL 4999 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: 110, Yeas; 1, Nay; 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.

RECALLS

At the request of the principal sponsor, Representative Jefferson, HOUSE BILL 5739 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

At the request of the principal sponsor, Representative Flider, HOUSE BILL 4634 was recalled from the order of Third Reading to the order of Second Reading.

HOUSE BILLS ON SECOND READING

HOUSE BILL 4634. Having been recalled on May 15, 2008, the same was again taken up. Representative Flider offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 4634, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by changing Section 5-2 as follows:
(305 ILCS 5/5-2) (from Ch. 23, par. 5-2)

Sec. 5-2. Classes of Persons Eligible. Medical assistance under this Article shall be available to any of the following classes of persons in respect to whom a plan for coverage has been submitted to the Governor by the Illinois Department and approved by him:

1. Recipients of basic maintenance grants under Articles III and IV.

2. Persons otherwise eligible for basic maintenance under Articles III and IV but who fail to qualify thereunder on the basis of need, and who have insufficient income and resources to meet the costs of necessary medical care, including but not limited to the following:

(a) All persons otherwise eligible for basic maintenance under Article III but who fail to qualify under that Article on the basis of need and who meet either of the following requirements:

(i) their income, as determined by the Illinois Department in accordance with any federal requirements, is equal to or less than 70% in fiscal year 2001, equal to or less than 85% in fiscal year 2002 and until a date to be determined by the Department by rule, and equal to or less than 100% beginning on the date determined by the Department by rule, of the nonfarm income official poverty line, as defined by the federal Office of Management and Budget and revised annually in accordance with Section 673(2) of the Omnibus Budget Reconciliation Act of 1981, applicable to families of the same size; or

(ii) their income, after the deduction of costs incurred for medical care and for other types of remedial care, is equal to or less than 70% in fiscal year 2001, equal to or less than 85% in fiscal year 2002 and until a date to be determined by the Department by rule, and equal to or less than 100% beginning on the date determined by the Department by rule, of the nonfarm income official poverty line, as defined in item (i) of this subparagraph (a).

(b) All persons who would be determined eligible for such basic maintenance under Article IV by disregarding the maximum earned income permitted by federal law.

3. Persons who would otherwise qualify for Aid to the Medically Indigent under Article VII.

4. Persons not eligible under any of the preceding paragraphs who fall sick, are injured, or die, not having sufficient money, property or other resources to meet the costs of necessary medical care or funeral and burial expenses.

5.(a) Women during pregnancy, after the fact of pregnancy has been determined by medical diagnosis, and during the 60-day period beginning on the last day of the pregnancy, together with their infants and children born after September 30, 1983, whose income and resources are insufficient to meet the costs of necessary medical care to the maximum extent possible under Title XIX of the Federal Social Security Act.

(b) The Illinois Department and the Governor shall provide a plan for coverage of the persons eligible under paragraph 5(a) by April 1, 1990. Such plan shall provide ambulatory prenatal care to pregnant women during a presumptive eligibility period and establish an income eligibility standard that is equal to 133% of the nonfarm income official poverty line, as defined by the federal Office of Management and Budget and revised annually in accordance with Section 673(2) of the Omnibus Budget Reconciliation Act of 1981, applicable to families of the same size, provided that costs incurred for medical care are not taken into account in determining such income eligibility.

(c) The Illinois Department may conduct a demonstration in at least one county that will provide medical assistance to pregnant women, together with their infants and children up to one year of age, where the income eligibility standard is set up to 185% of the nonfarm income official poverty line, as defined by the federal Office of Management and Budget. The Illinois Department shall seek and obtain necessary authorization provided under federal law to implement such a demonstration. Such demonstration may establish resource standards that are not more restrictive than those established

under Article IV of this Code.

6. Persons under the age of 18 who fail to qualify as dependent under Article IV and who have insufficient income and resources to meet the costs of necessary medical care to the maximum extent permitted under Title XIX of the Federal Social Security Act.

7. Persons who are under 21 years of age and would qualify as disabled as defined under the Federal Supplemental Security Income Program, provided medical service for such persons would be eligible for Federal Financial Participation, and provided the Illinois Department determines that:

(a) the person requires a level of care provided by a hospital, skilled nursing facility, or intermediate care facility, as determined by a physician licensed to practice medicine in all its branches;

(b) it is appropriate to provide such care outside of an institution, as determined by a physician licensed to practice medicine in all its branches;

(c) the estimated amount which would be expended for care outside the institution is not greater than the estimated amount which would be expended in an institution.

8. Persons who become ineligible for basic maintenance assistance under Article IV of this Code in programs administered by the Illinois Department due to employment earnings and persons in assistance units comprised of adults and children who become ineligible for basic maintenance assistance under Article VI of this Code due to employment earnings. The plan for coverage for this class of persons shall:

(a) extend the medical assistance coverage for up to 12 months following termination of basic maintenance assistance; and

(b) offer persons who have initially received 6 months of the coverage provided in paragraph (a) above, the option of receiving an additional 6 months of coverage, subject to the following:

(i) such coverage shall be pursuant to provisions of the federal Social Security Act;

(ii) such coverage shall include all services covered while the person was eligible for basic maintenance assistance;

(iii) no premium shall be charged for such coverage; and

(iv) such coverage shall be suspended in the event of a person's failure without good cause to file in a timely fashion reports required for this coverage under the Social Security Act and coverage shall be reinstated upon the filing of such reports if the person remains otherwise eligible.

9. Persons with acquired immunodeficiency syndrome (AIDS) or with AIDS-related conditions with respect to whom there has been a determination that but for home or community-based services such individuals would require the level of care provided in an inpatient hospital, skilled nursing facility or intermediate care facility the cost of which is reimbursed under this Article. Assistance shall be provided to such persons to the maximum extent permitted under Title XIX of the Federal Social Security Act.

10. Participants in the long-term care insurance partnership program established under the Illinois Long-Term Care Partnership Program Act ~~Partnership for Long-Term Care Act~~ who meet the qualifications for protection of resources described in Section ~~15~~ 25 of that Act.

11. Persons with disabilities who are employed and eligible for Medicaid, pursuant to Section 1902(a)(10)(A)(ii)(xv) of the Social Security Act, as provided by the Illinois Department by rule. In establishing eligibility standards under this paragraph 11, the Department shall, subject to federal approval:

(a) set the income eligibility standard at not lower than 350% of the federal poverty level;

(b) exempt retirement accounts that the person cannot access without penalty before the age of 59 1/2, and medical savings accounts established pursuant to 26 U.S.C. 220;

(c) allow non-exempt assets up to \$25,000 as to those assets accumulated during periods of eligibility under this paragraph 11; and

(d) continue to apply subparagraphs (b) and (c) in determining the eligibility of the person under this Article even if the person loses eligibility under this paragraph 11.

12. Subject to federal approval, persons who are eligible for medical assistance coverage under applicable provisions of the federal Social Security Act and the federal Breast and Cervical Cancer Prevention and Treatment Act of 2000. Those eligible persons are defined to include,

but not be limited to, the following persons:

(1) persons who have been screened for breast or cervical cancer under the U.S. Centers for Disease Control and Prevention Breast and Cervical Cancer Program established under Title XV of the federal Public Health Services Act in accordance with the requirements of Section 1504 of that Act as administered by the Illinois Department of Public Health; and

(2) persons whose screenings under the above program were funded in whole or in part by funds appropriated to the Illinois Department of Public Health for breast or cervical cancer screening.

"Medical assistance" under this paragraph 12 shall be identical to the benefits provided under the State's approved plan under Title XIX of the Social Security Act. The Department must request federal approval of the coverage under this paragraph 12 within 30 days after the effective date of this amendatory Act of the 92nd General Assembly.

13. Subject to appropriation and to federal approval, persons living with HIV/AIDS who are not otherwise eligible under this Article and who qualify for services covered under Section 5-5.04 as provided by the Illinois Department by rule.

14. Subject to the availability of funds for this purpose, the Department may provide coverage under this Article to persons who reside in Illinois who are not eligible under any of the preceding paragraphs and who meet the income guidelines of paragraph 2(a) of this Section and (i) have an application for asylum pending before the federal Department of Homeland Security or on appeal before a court of competent jurisdiction and are represented either by counsel or by an advocate accredited by the federal Department of Homeland Security and employed by a not-for-profit organization in regard to that application or appeal, or (ii) are receiving services through a federally funded torture treatment center. Medical coverage under this paragraph 14 may be provided for up to 24 continuous months from the initial eligibility date so long as an individual continues to satisfy the criteria of this paragraph 14. If an individual has an appeal pending regarding an application for asylum before the Department of Homeland Security, eligibility under this paragraph 14 may be extended until a final decision is rendered on the appeal. The Department may adopt rules governing the implementation of this paragraph 14.

15. Subject to appropriation, uninsured persons who are not otherwise eligible under this Section who have been certified and referred by the Department of Public Health as having been screened and found to need diagnostic evaluation or treatment, or both diagnostic evaluation and treatment, for prostate or testicular cancer. For the purposes of this paragraph 15, uninsured persons are those who do not have creditable coverage, as defined under the Health Insurance Portability and Accountability Act, or have otherwise exhausted any insurance benefits they may have had, for prostate or testicular cancer diagnostic evaluation or treatment, or both diagnostic evaluation and treatment. To be eligible, a person must furnish a Social Security number. A person's assets are exempt from consideration in determining eligibility under this paragraph 15. Such persons shall be eligible for medical assistance under this paragraph 15 for so long as they need treatment for the cancer. A person shall be considered to need treatment if, in the opinion of the person's treating physician, the person requires therapy directed toward cure or palliation of prostate or testicular cancer, including recurrent metastatic cancer that is a known or presumed complication of prostate or testicular cancer and complications resulting from the treatment modalities themselves. Persons who require only routine monitoring services are not considered to need treatment. "Medical assistance" under this paragraph 15 shall be identical to the benefits provided under the State's approved plan under Title XIX of the Social Security Act. Notwithstanding any other provision of law, the Department (i) does not have a claim against the estate of a deceased recipient of services under this paragraph 15 and (ii) does not have a lien against any homestead property or other legal or equitable real property interest owned by a recipient of services under this paragraph 15.

The Illinois Department and the Governor shall provide a plan for coverage of the persons eligible under paragraph 7 as soon as possible after July 1, 1984.

The eligibility of any such person for medical assistance under this Article is not affected by the payment of any grant under the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act or any distributions or items of income described under subparagraph (X) of paragraph (2) of subsection (a) of Section 203 of the Illinois Income Tax Act. The Department shall by rule establish the amounts of assets to be disregarded in determining eligibility for medical assistance, which shall at a minimum equal the amounts to be disregarded under the Federal Supplemental Security Income Program. The amount of assets of a single person to be disregarded shall not be less than \$2,000, and the amount of assets of a married couple to be disregarded shall not be less than \$3,000.

To the extent permitted under federal law, any person found guilty of a second violation of Article VIII A shall be ineligible for medical assistance under this Article, as provided in Section 8A-8.

The eligibility of any person for medical assistance under this Article shall not be affected by the receipt by the person of donations or benefits from fundraisers held for the person in cases of serious illness, as long as neither the person nor members of the person's family have actual control over the donations or benefits or the disbursement of the donations or benefits.

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.

(Source: P.A. 94-629, eff. 1-1-06; 94-1043, eff. 7-24-06; 95-546, eff. 8-29-07; revised 1-22-08.)".

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 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 Coulson, HOUSE BILL 4416 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 109, Yeas; 1, Nay; 0, Answering Present.

(ROLL CALL 10)

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

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

HOUSE BILL ON SECOND READING

HOUSE BILL 5739. Having been recalled on May 15, 2008, , the same was again taken up. Representative Jefferson offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 5739, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 1, by replacing lines 8 through 13 with the following: "Department of State Police who is operating a police vehicle equipped with an operable in-car video camera system shall have the system recording activities outside the police vehicle while the police vehicle's emergency lighting system is activated."

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

Floor Amendment No. 3 remained in the Committee on Rules.

Pursuant to the motion submitted previously, Representative Jefferson asked and obtained unanimous consent to table Amendment No. 4.

The motion prevailed.

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.

RECALL

At the request of the principal sponsor, Representative Saviano, HOUSE BILL 4128 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 2:34 o'clock p.m.

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 Saviano, HOUSE BILL 4845 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:

110, Yeas; 1, Nay; 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.

On motion of Representative Saviano, HOUSE BILL 5061 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:

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

(ROLL CALL 12)

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 5356. Having been reproduced, was taken up and read by title a second time.

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

AMENDMENT NO. 1. Amend House Bill 5356 on page 4, after line 13, 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 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.

HOUSE BILL 5788. Having been recalled on May 7, 2008, and held on the order of Second Reading, the same was again taken up.

Representative Golar offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend House Bill 5788, AS AMENDED, in Section 10, by replacing Sec. 6z-80, with the following:

"(30 ILCS 105/6z-80 new)

Sec. 6z-80. The Foreclosure Prevention Counseling Fund.

(a) There is created in the State treasury a special fund to be known as the Foreclosure Prevention Counseling Fund. The Fund shall consist of all moneys deposited, transferred, or appropriated into the Fund from any legal source.

(b) Subject to appropriations, the Illinois Housing Development Authority shall use the moneys in the Fund in the following manner:

1. 75% of the moneys in the Fund, subject to appropriation, shall be used to make grants to HUD-certified housing counseling agencies that provide services outside the City of Chicago and across the State, as provided in Section 7.30 of the Illinois Housing Development Act. Grants made by the Illinois Housing Development Authority shall be based upon the number of foreclosures filed in a HUD-certified counseling agency's service area, the capacity of a HUD-certified housing counseling agency to provide foreclosure counseling services, and any other facts that the Illinois Housing Development Authority deems appropriate.

2. The remaining moneys shall, subject to appropriation, be distributed to the City of Chicago to provide grants to HUD-certified housing counseling agencies located within the City of Chicago to support pre-purchase and post-purchase home-ownership education and foreclosure prevention counseling activities under programs administered by the City of Chicago.

(c) Notwithstanding any other law to the contrary, the Fund is not subject to sweeps, administrative charges or charge-backs, or any other fiscal or budgetary maneuver that would in any way transfer any funds from the Fund into any other fund of the State.

(d) This Section shall be repealed 3 years after the effective date of this amendatory Act of the 95th General Assembly.

(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

by deleting Section 15.

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

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

HOUSE 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 Poe, HOUSE BILL 4758 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: 83, Yeas; 28, Nays; 0, Answering Present.
(ROLL CALL 13)

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 2170 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: 76, Yeas; 30, Nays; 4, 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.

On motion of Representative Pihos, HOUSE BILL 5969 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: 111, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 15)

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

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

HOUSE BILL ON SECOND READING

HOUSE BILL 5011. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Personnel and Pensions, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 5011 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Section 14-103.12 as follows:

(40 ILCS 5/14-103.12) (from Ch. 108 1/2, par. 14-103.12)

Sec. 14-103.12. Final average compensation.

(a) For retirement and survivor annuities, "final average compensation" means the monthly compensation obtained by dividing the total compensation of an employee during the period of: (1) the 48 consecutive months of service within the last 120 months of service in which the total compensation was the highest, or (2) the total period of service, if less than 48 months, by the number of months of service in such period; provided that for purposes of a retirement annuity the average compensation for the last 12 months of the 48-month period shall not exceed the final average compensation by more than 25%.

(b) For death and disability benefits, in the case of a full-time employee, "final average compensation" means the greater of (1) the rate of compensation of the employee at the date of death or disability multiplied by 1 in the case of a salaried employee, by 174 in the case of an hourly employee, and by 22 in the case of a per diem employee, or (2) for benefits commencing on or after January 1, 1991, final average compensation as determined under subsection (a).

For purposes of this paragraph, full or part-time status shall be certified by the employing agency. Final rate of compensation for a part-time employee shall be the total compensation earned during the last full calendar month prior to the date of death or disability.

(c) Notwithstanding the provisions of subsection (a), for the purpose of calculating retirement and survivor annuities of persons with at least 20 years of eligible creditable service as defined in Section 14-110, "final average compensation" means the monthly rate of compensation received by the person on the last day of eligible creditable service (but not to exceed 115% of the average monthly compensation received by the person for the last 24 months of service, unless the person was in service as a State policeman before the effective date of this amendatory Act of 1997), or the average monthly compensation received by the person for the last 48 months of service prior to retirement, whichever is greater.

(d) Notwithstanding the provisions of subsection (a), for a person who was receiving, on the date of retirement or death, a disability benefit calculated under subdivision (b)(2) of this Section, the final average compensation used to calculate the disability benefit may be used for purposes of calculating the retirement and survivor annuities.

(e) In computing the final average compensation, periods of military leave shall not be considered.

(f) The changes to this Section made by this amendatory Act of 1997 (redefining final average compensation for members under the alternative formula) apply to members who retire on or after January 1, 1998, without regard to whether employment terminated before the effective date of this amendatory Act of 1997.

(g) For a member on leave of absence without pay who purchases service credit for such period of leave pursuant to subsection (l) of Section 14-104, earnings are assumed to be equal to the rate of compensation in effect immediately prior to the leave. If no contributions are required to establish service credit for the period of leave, the member may elect to establish earnings credit for the leave period within 48 months after returning to work by making the employee and employer contributions required by subsection (l) of Section 14-104, based on the rate of compensation in effect immediately prior to the leave, plus interest at the actuarially assumed rate. In determining the contributions required for establishing service credit under this subsection (g), the interest shall be calculated from the beginning of the leave of absence to the date of payment, unless the member establishes this earnings credit within 90 days after returning to work, in which case no interest is required.

(Source: P.A. 90-65, eff. 7-7-97.)

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

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 1306 and 1309 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

MESSAGES FROM THE SENATE

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 100

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Thursday, May 15, 2008, the Senate stands adjourned until Tuesday, May 20, 2008 at 12:00 o'clock noon; and the House of Representatives stands adjourned until Friday, May 16, 2008, and when it adjourns on that day, it stands adjourned until Monday, May 19, 2008, at 4:00 o'clock p.m.

Adopted by the Senate, May 15, 2008.

Deborah Shipley, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 100 was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and SENATE JOINT RESOLUTION 100 was adopted.

Ordered that the Clerk inform the Senate.

At the hour of 3:13 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to SENATE JOINT RESOLUTION 100, the House stood adjourned until Friday, May 16, 2008, at 9:00 o'clock a.m.

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

May 15, 2008

0 YEAS

0 NAYS

111 PRESENT

P Acevedo	P Dugan	P Krause	P Reboletti
P Arroyo	P Dunkin	P Lang	P Reis
P Bassi	P Dunn	P Leitch	P Reitz
P Beaubien	P Durkin	P Lindner	P Riley
P Beiser	P Eddy	P Lyons	P Rita
P Bellock	E Feigenholtz	P Mathias	P Rose
P Berrios	P Flider	P Mautino	P Ryg
P Biggins	P Flowers	P May	P Sacia
P Black	P Ford	P McAuliffe	P Saviano
P Boland	P Fortner	P McCarthy	P Schmitz
P Bost	P Franks	P McGuire	P Schock
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
P Burke	P Granberg	P Moffitt	P Sullivan
P Chapa LaVia	P Hamos	P Molaro	P Tracy
P Coladipietro	P Hannig	P Mulligan	P Tryon
P Cole	P Harris	P Munson	P Turner
P Collins	P Hassert	P Myers	P Verschoore
P Colvin (ADDED)	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	E 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
 SENATE BILL 2052
 FLOOD PREVENTION DISTRICT ACT
 THIRD READING
 PASSED

May 15, 2008

64 YEAS

44 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 5516
 CD CORR-RESTORATION OF RIGHTS
 THIRD READING
 PASSED

May 15, 2008

78 YEAS

32 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	N Reboletti
Y Arroyo	Y Dunkin	Y Lang	N Reis
Y Bassi	N Dunn	Y Leitch	Y Reitz
Y Beaubien	N Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	N Rose
Y Berrios	N Flider	Y Mautino	Y Ryg
N Biggins	A Flowers	Y May	Y Sacia
Y Black	Y Ford	N McAuliffe	Y Saviano
Y Boland	N Fortner	Y McCarthy	N Schmitz
Y Bost	N Franks	Y McGuire	N Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	N Froehlich	Y Meyer	Y Smith
Y 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
Y Burke	Y Granberg	N Moffitt	Y Sullivan
N Chapa LaVia	Y Hamos	Y Molaro	N Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
N Cole	Y Harris	Y Munson	Y Turner
Y Collins	N Hassert	N Myers	N Verschoore
Y Colvin	Y Hernandez	Y Nekritz	N Wait
Y Coulson	Y Hoffman	N Osmond	E Washington
N Crespo	Y Holbrook	E Osterman	E Watson
N Cross	Y Howard	E Patterson	N Winters
Y 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	Y Pritchard	
Y Davis, William	N Kosel	N Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 5752
 UNEMPLOY INSURANCE-DISCLOSURE
 THIRD READING
 PASSED

May 15, 2008

109 YEAS

2 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
N Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y 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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	N 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	E 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 2332
 LOCAL GOVERNMENT-TECH
 THIRD READING
 PASSED

May 15, 2008

109 YEAS

2 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
N Cole	Y Harris	Y Munson	Y Turner
Y 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	E 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 5152
IDOT-HIGHWAYS
THIRD READING
PASSED

May 15, 2008

81 YEAS

25 NAYS

3 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2488
VEH CD, CRIM CD-EMERGENCY VEH
THIRD READING
PASSED

May 15, 2008

111 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E 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 4513
 DHS-TANF-GRANT INCREASE
 THIRD READING
 PASSED

May 15, 2008

101 YEAS	10 NAYS	0 PRESENT	
Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	N Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	N Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	N Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
N Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	E Gordon	N Mitchell, Bill	Y Soto
Y Brosnahan	Y Graham	Y Mitchell, Jerry	N Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	N Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E Patterson	Y Winters
N 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	N Kosel	N Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 4999
 CRIM CD-UNSOLICIT FAX-CIVIL
 THIRD READING
 PASSED

May 15, 2008

110 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E Patterson	Y Winters
N 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 4416
ST ETHICS-PUBLIC SERVICE ADS
THIRD READING
PASSED

May 15, 2008

109 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	N Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	A McGuire	Y 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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E 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 4845
INTERIOR DESIGN-TITLE-REGISTER
THIRD READING
PASSED

May 15, 2008

110 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	N Franks	Y McGuire	Y 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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E 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 5061
 PODIATRIC PRAC-EXCPTN-ALL PHYS
 THIRD READING
 PASSED

May 15, 2008

111 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E 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 4758
 FAIRGROUNDS RACETRACK AUTHORITY
 THIRD READING
 PASSED

May 15, 2008

83 YEAS

28 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2170
SAFETY-TECH
THIRD READING
PASSED

May 15, 2008

76 YEAS

30 NAYS

4 PRESENT

Y Acevedo	Y Dugan	N Krause	N Reboletti
Y Arroyo	P Dunkin	Y Lang	N Reis
Y Bassi	A Dunn	N Leitch	Y Reitz
Y Beaubien	N Durkin	Y Lindner	Y Riley
Y Beiser	N Eddy	Y Lyons	Y Rita
N Bellock	E Feigenholtz	Y Mathias	N Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
N Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	N Fortner	Y McCarthy	Y Schmitz
N Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
E Bradley, Richard	Y Froehlich	Y 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
Y Burke	Y Granberg	Y Moffitt	N Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	N Tracy
N Coladipietro	Y Hannig	N Mulligan	Y Tryon
N Cole	Y Harris	Y Munson	P Turner
Y Collins	Y 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
Y Cross	Y Howard	E Patterson	N Winters
N Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	N Pihos	Y Younge
Y D'Amico	P Jefferson	Y Poe	Y Mr. Speaker
P 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 5969
MEDICAID-BREAST/CERVICAL CANCER
THIRD READING
PASSED

May 15, 2008

111 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	Y Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	E Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
Y Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	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
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
Y Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	E Washington
Y Crespo	Y Holbrook	E Osterman	E Watson
Y Cross	Y Howard	E 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

267TH LEGISLATIVE DAY**Perfunctory Session****THURSDAY, MAY 15, 2008**

At the hour of 4:22 o'clock p.m., the House convened perfunctory session.

SENATE BILL ON FIRST READING

Having been reproduced, the following bill was taken up, read by title a first time and placed in the Committee on Rules: SENATE BILL 2558 (Tracy).

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Boland replaced Representative Richard Bradley in the Committee on Registration and Regulation on May 15, 2008.

Representative Harris replaced Representative Mendoza in the Committee on Registration and Regulation on May 15, 2008.

Representative Riley replaced Representative Phelps in the Committee on Registration and Regulation on May 15, 2008.

Representative Hannig replaced Representative Acevedo in the Committee on Gaming on May 15, 2008.

Representative Mendoza replaced Representative Fritchey in the Committee on Gaming on May 15, 2008.

Representative Rita replaced Representative Richard Bradley in the Committee on Gaming on May 15, 2008.

Representative Mulligan replaced Representative Watson in the Committee on State Government Administration on May 15, 2008.

Representative Chapa LaVia replaced Representative Monique Davis in the Committee on State Government Administration on May 15, 2008.

Representative Ford replaced Representative Gordon in the Committee on State Government Administration on May 15, 2008.

REPORTS FROM STANDING COMMITTEES

Representative Scully, Chairperson, from the Committee on Electric Utility Oversight to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 2 to HOUSE BILL 5257.

The committee roll call vote on Amendment No. 2 to House Bill 5257 is as follows:

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

Y Scully(D), Chairperson
Y Krause(R), Republican Spokesperson

Y Verschoore(D), Vice-Chairperson
A Durkin(R)

Y Granberg(D)
 Y May(D)
 Y Winters(R)

Y Leitch(R)
 Y Patterson(D)

Representative Saviano, Chairperson, from the Committee on Registration and Regulation to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

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

Amendment No. 2 to HOUSE BILL 4863.

The committee roll call vote on Amendment No. 2 to House Bill 4863 is as follows:

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

Y Saviano(R), Chairperson	Y Fritchey(D), Vice-Chairperson
Y Coulson(R), Republican Spokesperson	Y Acevedo(D)
Y Beiser(D)	Y Bost(R)
Y Boland(D) (replacing Bradley,R)	Y Brauer(R)
Y Burke(D)	Y Coladipietro(R)
Y Holbrook(D)	Y Jefferies(D)
A Joyce(D)	Y Kosel(R)
Y McAuliffe(R)	Y Harris(D) (replacing Mendoza)
Y Meyer(R)	Y Miller(D)
Y Mulligan(R)	Y Riley(D) (replacing Phelps)
Y Pihos(R)	Y Reitz(D)
Y Sullivan(R)	

Representative Lang, Chairperson, from the Committee on Gaming to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

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

Amendment No. 1 to HOUSE BILL 2651.

The committee roll call vote on Amendment No. 1 to House Bill 2651 is as follows:

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

Y Lang(D), Chairperson	Y Scully(D), Vice-Chairperson
N Hassert(R), Republican Spokesperson	Y Hannig(D) (replacing Acevedo)
Y Bassi(R)	Y Beaubien(R)
Y Rita(D) (replacing Bradley,R)	N Brosnahan(D)
Y Davis, Monique(D)	Y Dunkin(D)
N Durkin(R)	Y Eddy(R)
Y Mendoza(D) (replacing Fritchey)	Y Granberg(D)
Y Howard(D)	Y Jefferson(D)
Y Lindner(R)	N McCarthy(D)
Y Molaro(D)	Y Rose(R)
A Saviano(R)	A Schmitz(R)
Y Schock(R)	Y Verschoore(D)
A Watson(R)	Y Winters(R)
Y Yarbrough(D)	Y Younge(D)

Representative Franks, Chairperson, from the Committee on State Government Administration to which the following were referred, action taken on May 15, 2008, reported the same back with the following recommendations:

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

Amendment No. 1 to HOUSE BILL 3177.

Amendment No. 4 to HOUSE BILL 4612.

The committee roll call vote on Amendment No. 1 to House Bill 3177 is as follows:

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

Y Franks(D), Chairperson	Y Dugan(D), Vice-Chairperson
Y Pritchard(R), Republican Spokesperson	Y Bradley, John(D)
Y Collins(D)	Y Chapa LaVia(D) (replacing Davis,M)
Y Froehlich(D)	Y Ford(D) (replacing Gordon)
Y Krause(R)	Y Myers(R)
Y Poe(R)	A Ramey(R)
Y Mulligan(R) (replacing Watson)	

The committee roll call vote on Amendment No. 4 to House Bill 4612 is as follows:
8, Yeas; 2, Nays; 1, Answering Present.

Y Franks(D), Chairperson	Y Dugan(D), Vice-Chairperson
Y Pritchard(R), Republican Spokesperson	Y Bradley, John(D)
A Collins(D)	Y Davis, Monique(D)
Y Froehlich(D)	Y Ford(D) (replacing Gordon)
Y Krause(R)	N Myers(R)
P Poe(R)	N Ramey(R)
A Mulligan(R) (replacing Watson)	

At the hour of 4:23 o'clock p.m., the House Perfunctory Session adjourned.