

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

273RD LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

TUESDAY, MAY 27, 2008

3:12 O'CLOCK P.M.

HOUSE OF REPRESENTATIVES
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273rd Legislative Day

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The House met pursuant to adjournment.
Speaker of the House Madigan in the chair.
Prayer by Father Anthony Pizzo, Pastor of St. Rita's of Cascia Parish in Chicago, IL.
Representative Stephens 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:
102 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, John Bradley, Richard Bradley, William Davis, Feigenholtz, Froehlich, Osterman, Patterson, Riley, Scully, Washington, Watson and Yarbrough 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 Black, should be recorded as present at the hour of 3:50 o'clock p.m.

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Ford, should be recorded as present at the hour of 4:00 o'clock p.m.

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Graham, should be recorded as present at the hour of 4:30 o'clock p.m.

LETTER OF TRANSMITTAL

May 23, 2008

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

Dear Clerk Mahoney:

Please be advised that I am extending the Third Reading/Final Action Deadline for House and Senate Bills to May 31, 2008 for:

House Bills: 228, 311, 392, 475, 684, 731, 750, 796, 838, 1144, 1171, 1304, 1305, 1479, 1518, 1612, 1826, 1831, 1867, 2047, 2074, 2088, 2089, 2094, 2104, 2142, 2167, 2211, 2277, 2286, 2308, 2361, 2405, 2426, 2437, 2438, 2467, 2496, 2650, 2673, 2692, 2759, 2860, 2861, 2916, 2957, 2971, 3139, 3262, 3387, 3424, 3472, 3739, 3740, 3741, 3742, 3743, 3744, 3745, 3746, 3747, 3748, 4128, 4145, 4164, 4198, 4305, 4310, 4320, 4326, 4342, 4354, 4357, 4375, 4380, 4383, 4385, 4393, 4394, 4403, 4437, 4441, 4465, 4469, 4489, 4507, 4543, 4577, 4582, 4585, 4612, 4616, 4620, 4623, 4625, 4627, 4629, 4635, 4644, 4647, 4649, 4651, 4681, 4698, 4707, 4713, 4716, 4728, 4738, 4743, 4746, 4755, 4790, 4803, 4824, 4837, 4841, 4854, 4861, 4868, 4874, 4875, 4888, 4903, 4913, 4927, 4930, 4941, 4964, 5019, 5032, 5037, 5073, 5092, 5111, 5124, 5125, 5128, 5135, 5156, 5158, 5170, 5186, 5187, 5189, 5197, 5213, 5224, 5225, 5227, 5229, 5239, 5282, 5286, 5314, 5331, 5373, 5378, 5467, 5489, 5496, 5497, 5506, 5513, 5519, 5525, 5578, 5584, 5592, 5597, 5613, 5657, 5664, 5668, 5669, 5672, 5690, 5692, 5728, 5730, 5731, 5750, 5755, 5756, 5765, 5771, 5784, 5788, 5789, 5801, 5845, 5914, 5916, 5917, 5960, 5980 and 6316.

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If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain.

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

TEMPORARY COMMITTEE ASSIGNMENT

Representative Lang replaced Representative Turner in the Committee on Rules on May 27, 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 27, 2008, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

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

Amendment No. 2 to HOUSE BILL 2916.
Amendment No. 2 to HOUSE BILL 4320.
Amendment No. 2 to HOUSE BILL 4385.
Amendment No. 1 to HOUSE BILL 4443.
Amendment No. 1 to HOUSE BILL 4728.
Amendment No. 4 to HOUSE BILL 4927.
Amendment No. 2 to HOUSE BILL 5668.
Amendment No. 1 to HOUSE JOINT RESOLUTION 88.

That the bill be reported "approved for consideration" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 2075, 2760 and 3200.

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

Amendment No. 5 to SENATE BILL 62.
Amendment No. 3 to SENATE BILL 1879.
Amendment No. 2 to SENATE BILL 1929.
Amendment No. 2 to SENATE BILL 2015.
Amendment No. 1 to SENATE BILL 2031.
Amendment No. 2 to SENATE BILL 2135.
Amendment No. 2 to SENATE BILL 2401.
Amendment No. 1 to SENATE BILL 2476.
Amendment No. 1 to SENATE BILL 2877.

That the Motion be reported "recommends be adopted" and placed on the House Calendar:

Motion to concur with Senate Amendment No. 1 to HOUSE BILL 1449.
Motion to concur with Senate Amendment No. 1 to HOUSE BILL 3446.
Motion to concur with Senate Amendment No. 1 to HOUSE BILL 3477.
Motion to concur with Senate Amendment No. 1 to HOUSE BILL 4203.
Motion to concur with Senate Amendment No. 1 to HOUSE BILL 5082.

Motion to concur with Senate Amendment No. 1 to HOUSE BILL 5368.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Elementary & Secondary Education: HOUSE BILL 5769 and SENATE BILL 2688.
Health Care Availability and Access: HOUSE AMENDMENT No. 2 to HOUSE BILL 2286.
Human Services: HOUSE AMENDMENT No. 2 to SENATE BILL 2505.
International Trade & Commerce: HOUSE JOINT RESOLUTION 131.
Judiciary II - Criminal Law: HOUSE AMENDMENT No. 1 to HOUSE BILL 2759 and SENATE BILL 2452.
State Government Administration: HOUSE AMENDMENT No. 3 to HOUSE BILL 4861.

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

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

Y Currie(D), Chairperson

A Black(R), Republican Spokesperson

Y Hannig(D)

Y Hassert(R)

Y Lang(D) (replacing Turner)

MOTIONS SUBMITTED

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

MOTION

I move to concur with Senate Amendments numbered 1 and 2 to HOUSE BILL 3106.

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

MOTION

I move to concur with Senate Amendments numbered 3, 4, 5, 8 and 9 to HOUSE BILL 824.

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

MOTION

I move to concur with Senate Amendment No. 1 to HOUSE BILL 1432.

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

MOTION

I move to concur with Senate Amendment No. 2 to HOUSE BILL 4470.

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

MOTION

I move to concur with Senate Amendment No. 1 to HOUSE BILL 5776.

STATE MANDATES FISCAL NOTES SUPPLIED

State Mandates Fiscal Notes have been supplied for HOUSE BILLS 2074, as amended, and 6334, as amended.

HOME RULE NOTE SUPPLIED

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

FISCAL NOTES SUPPLIED

Fiscal Notes have been supplied for HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2, and HOUSE BILL 4612, as amended.

CORRECTIONAL NOTE SUPPLIED

A Correctional Note has been supplied for HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2.

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

HOUSE BILL 1432

A bill for AN ACT concerning insurance.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 1 to HOUSE BILL NO. 1432
Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 1432 on page 4, by replacing lines 9 through 12 with the following:

"(K) anorexia nervosa and bulimia nervosa."

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 1432 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 1040

A bill for AN ACT concerning State government.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 2 to HOUSE BILL NO. 1040
Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 2. Amend House Bill 1040 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Lottery Law is amended by changing Sections 2 and 20 and by adding Section 21.9 as follows:

(20 ILCS 1605/2) (from Ch. 120, par. 1152)

Sec. 2. This Act is enacted to implement and establish within the State a lottery to be operated by the State, the entire net proceeds of which are to be used for the support of the State's Common School Fund, except as provided in Sections 21.2, 21.5, 21.6, ~~and 21.7, 21.8, and 21.9 and 21.7.~~

(Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05; 95-331, eff. 8-21-07; 95-673, eff. 10-11-07; 95-674, eff. 10-11-07; revised 12-5-07.)

(20 ILCS 1605/20) (from Ch. 120, par. 1170)

Sec. 20. State Lottery Fund.

(a) There is created in the State Treasury a special fund to be known as the "State Lottery Fund". Such fund shall consist of all revenues received from (1) the sale of lottery tickets or shares, (net of commissions, fees representing those expenses that are directly proportionate to the sale of tickets or shares at the agent location, and prizes of less than \$600 which have been validly paid at the agent level), (2) application fees, and (3) all other sources including moneys credited or transferred thereto from any other fund or source pursuant to law. Interest earnings of the State Lottery Fund shall be credited to the Common School Fund.

(b) The receipt and distribution of moneys under Section 21.5 of this Act shall be in accordance with Section 21.5.

(c) The receipt and distribution of moneys under Section 21.6 of this Act shall be in accordance with Section 21.6.

(d) The receipt and distribution of moneys under Section 21.7 of this Act shall be in accordance with Section 21.7.

~~(e) (4) The receipt and distribution of moneys under Section 21.8 ~~21.7~~ of this Act shall be in accordance with Section 21.8 ~~21.7~~.~~

(d) The receipt and distribution of moneys under Section 21.9 of this Act shall be in accordance with Section 21.9.

(Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05; 95-331, eff. 8-21-07; 95-673, eff. 10-11-07; 95-674, eff. 10-11-07; revised 12-5-07.)

(20 ILCS 1605/21.9 new)

Sec. 21.9. Go For The Gold scratch-off game.

(a) The Department shall offer a special instant scratch-off game with the title of "Go For The Gold". The game must commence on July 1, 2008 or as soon thereafter, at the discretion of the Director, as is reasonably practical. The operation of the game is governed by this Act and by any rules adopted by the Department. If any provision of this Section is inconsistent with any other provision of this Act, then this Section governs.

(b) The net revenue from the Go For The Gold special instant scratch-off game must be deposited into the Special Olympics Illinois Fund for appropriation by the General Assembly solely to the Department of Human Services, which must distribute the moneys to Special Olympics Illinois to support the statewide training, competitions, and programs for present and future Special Olympics athletes. The moneys may not be used for institutional, organizational, or community-based overhead costs, indirect costs, or levies.

Moneys received for the purposes of this Section, including, without limitation, net revenue from the special instant scratch-off game and gifts, grants, and awards from any public or private entity, must be deposited into the Fund. Any interest earned on moneys in the Fund must be deposited into the Fund.

For purposes of this subsection, "net revenue" means the total amount for which tickets have been sold less the sum of the amount paid out in prizes and the actual administrative expenses of the Department solely related to the Go For The Gold game.

(c) During the time that tickets are sold for the Go For The Gold game, the Department shall not unreasonably diminish the efforts devoted to marketing any other instant scratch-off lottery game.

(d) The Department may adopt any rules necessary to implement and administer the provisions of this Section.

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

The foregoing message from the Senate reporting Senate Amendment No. 2 to HOUSE BILL 1040 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 946

A bill for AN ACT concerning transportation.

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

Senate Amendment No. 1 to HOUSE BILL NO. 946

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 946 on page 7, by replacing line 17 with "NASCAR logo or a".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 946 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 824

A bill for AN ACT concerning State government.

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

Senate Amendment No. 3 to HOUSE BILL NO. 824

Senate Amendment No. 4 to HOUSE BILL NO. 824

Senate Amendment No. 5 to HOUSE BILL NO. 824

Senate Amendment No. 8 to HOUSE BILL NO. 824

Senate Amendment No. 9 to HOUSE BILL NO. 824

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 3. Amend House Bill 824 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Procurement Code is amended by adding Section 50-37 as follows:

(30 ILCS 500/50-37 new)

Sec. 50-37. Prohibition of political contributions.

(a) As used in this Section:

"Contribution" means a contribution as defined in Section 9-1.4 of the Election Code.

"Officeholder" means the Governor, Lieutenant Governor, Attorney General, Secretary of State, Comptroller, or Treasurer. The Governor shall be considered the officeholder responsible for awarding all contracts by all officers and employees of, and vendors and others doing business with, executive branch State agencies under the jurisdiction of the Executive Ethics Commission and not within the jurisdiction of the Attorney General, the Secretary of State, the Comptroller, or the Treasurer.

"Sponsoring entity" means a sponsoring entity as defined in Section 9-3 of the Election Code.

"Affiliated person" means (i) any person with any ownership interest or distributive share of the bidding or contracting business entity in excess of 7.5%, (ii) executive employees of the bidding or contracting business entity, and (iii) the spouse and minor children of any such persons.

"Affiliated entity" means (i) any subsidiary of the bidding or contracting business entity, (ii) any member of the same unitary business group, or (iii) any political committee for which the bidding or contracting business entity is the sponsoring entity.

"Business entity" means any entity doing business for profit, whether organized as a corporation, partnership, sole proprietorship, limited liability company or partnership, or otherwise.

"Executive employee" means the President, Chairman, Chief Executive Officer, or other employee with executive decision-making authority over the long-term and day-to-day affairs of the entity employing the employee, or an employee whose compensation is determined directly, in whole or in part, by the award or payment of contracts by a State agency to the entity employing the employee.

"Semi-annual reporting period" means the period for which semi-annual reports of campaign contributions and expenditures must be made pursuant to Section 9-10(c) of the Election Code.

(b) Any business entity whose contracts with State agencies, in the aggregate, annually total more than \$50,000 and any affiliated entities of such business entity are prohibited from making any contributions to any political committees established to promote the candidacy of the officeholder responsible for awarding the contracts or of any other declared candidate for that office. This prohibition shall be effective for the duration of the term of office of the incumbent officeholder awarding the contracts or for a period of 2 years following the expiration or termination of the contracts, whichever is longer. Affiliated persons of any business whose contracts with State agencies, in the aggregate, annually total more than \$50,000 are prohibited from making any contributions in excess of \$500 in the aggregate in any semi-annual reporting period to any political committees established to promote the candidacy of the officeholder responsible for awarding the contracts or of any other declared candidate for that office.

(c) Any business entity whose aggregate pending bids and proposals on State contracts total more than \$50,000, or whose aggregate pending bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed \$50,000, and any affiliated entities of such business entities, are prohibited from making any contributions to any political committee established to promote the candidacy of the officeholder responsible for awarding the contract on which the business entity has submitted a bid or proposal during the period beginning on the date the invitation for bids or request for proposals is issued and ending on the day after the date the contract is awarded. Affiliated persons of any business entity whose aggregate pending bids or proposals on State contracts, in the aggregate, annually total more than \$50,000, or whose aggregate pending bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed \$50,000, are prohibited from making any contributions in excess of \$150 to any political committees established to promote the candidacy of the officeholder responsible for awarding the contract on which the business has submitted a bid or proposal during the period beginning on the date the invitation for bids or request for proposals is issued and ending on the day after the date the contract is awarded.

(d) All contracts between State agencies and a business entity that violates subsection (b) or (c) shall be voidable under Section 50-60. If a business entity violates subsection (b) 3 or more times within a 36-month period, then all contracts between State agencies and that business entity shall be void, and that business entity shall not bid or respond to any invitation to bid or request for proposals from any State agency or otherwise enter into any contract with any State agency for 3 years from the date of the last violation. A notice of each violation and the penalty imposed shall be published in both the Procurement Bulletin and the Illinois Register.

(e) Any political committee that has received a contribution in violation of subsection (b) or (c) shall pay an amount equal to the value of the contribution to the State no more than 30 days after notice of the violation concerning the contribution appears in the Illinois Register. Payments received by the State pursuant to this subsection shall be deposited into the general revenue fund."

AMENDMENT NO. 4. Amend House Bill 824, AS AMENDED, with reference to the page and line numbers of Senate Amendment No. 3, on page 1, in line 4, by replacing "Section 5." with the following:

"Section 5. The Election Code is amended by adding Section 9-7.10 as follows:

(10 ILCS 5/9-7.10 new)

Sec. 9-7.10. Business entities; registration; reporting; notice to contribution recipients.

(a) For the purposes of this Section, the terms "business entity", "affiliated entity", and "affiliated person" have the meanings ascribed to those terms in Section 50-37 of the Illinois Procurement Code.

(b) Within 30 days after the date that a State contract is awarded to a business entity whose contracts with State agencies, in the aggregate, annually total more than \$50,000, that business entity shall register with the State Board of Elections, stating that the business entity has such a contract or contracts. The registration statement shall include the following:

Name and address of the business entity

Name and address of the business entity's authorized representative or representatives

The identity of the affiliated entities and affiliated persons of the business entity
VERIFICATION:

"I declare that this statement (including any accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct, and complete statement as required by Article 9 of the Election Code. I understand that willfully filing a false or incomplete statement is a business offense subject to a fine of at least \$1,001 and up to \$5,000."

(date of filing) (signature of person making the statement - authorized representative of the business entity)

The State Board shall enter the registration in an Internet database accessible to the public, searchable by identity of each business entity, affiliated entity, and affiliated person.

(c) Each business entity required to register under subsection (b) shall report to the State Board the recipient, amount, and date of each contribution made by the business entity or by an affiliated entity or an affiliated person of the business entity to a political committee subject to this Article. The reports required under this subsection shall be filed at the same times and for the same reporting periods as required for the filing by political committees of reports of campaign contributions under subsections (b) and (b-5) of Section 9-10 and of semi-annual reports of campaign contributions and expenditures under subsection (c) of Section 9-10.

(d) Each report of contributions under subsection (c) shall disclose:

(1) the full name and mailing address of the business entity, affiliated entity, or affiliated person who has made one or more contributions or transfers of funds to a political committee within the reporting period in an aggregate amount or value in excess of \$500;

(2) the name and address of the political committee to which each contribution was made;

(3) the amount of each contribution or transfer made;

(4) the date of each contribution or transfer; and

(5) each loan to a political committee within the reporting period in an aggregate amount or value in excess of \$500, together with the full names and mailing addresses of the lender and endorsers, if any, and the date and amount of such loans.

(e) Any business entity required to register under subsection (b), and any affiliated entity or affiliated person whose identity is required to be disclosed under subsection (b), shall give notice to any political committee to which it makes a contribution, at the time of the contribution, of the fact that the relevant business entity has contracts with State agencies that, in the aggregate, annually total more than \$50,000.

Section 10."; and

on page 5, in line 15 by replacing "fund." with the following:

"fund.

(f) Business entities, affiliated entities, and affiliated persons subject to this Section are subject to Section 9-7.10 of the Election Code."

AMENDMENT NO. 5. Amend House Bill 824, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Election Code is amended by adding Section 9-35 as follows:

(10 ILCS 5/9-35 new)

Sec. 9-35. Registration of business entities.

(a) This Section governs the procedures for the registration required under Section 20-160 of the Illinois Procurement Code.

For the purposes of this Section, the terms "officeholder", "business entity", "State agency", "affiliated entity", and "affiliated person" have the meanings ascribed to those terms in Section 50-37 of the Illinois Procurement Code.

(b) Registration under Section 20-160 of the Illinois Procurement Code, and any changes to that registration, must be made electronically. The State Board of Elections by rule shall provide for electronic registration, which must contain substantially the following:

(1) The name and address of the business entity.

(2) The name and address of any affiliated entity of the business entity, including a description of the affiliation.

(3) The name and address of any affiliated person of the business entity, including a description of the affiliation.

(c) The Board shall provide a certificate of registration to the business entity. The certificate shall be electronic and accessible to the business entity through the State Board of Elections' website and protected by a password.

(d) Any business entity required to register under Section 20-160 of the Illinois Procurement Code shall provide a copy of the registration certificate, by first class mail or hand delivery within 10 days after registration, to each affiliated entity or affiliated person whose identity is required to be disclosed. Failure to provide notice to an affiliated entity or affiliated person is a business offense for which the business entity is subject to a fine not to exceed \$1,001.

(e) In addition to any penalty under Section 20-160 of the Illinois Procurement Code, intentional, willful, or material failure to disclose information required for registration is subject to a civil penalty imposed by the State Board of Elections. The State Board shall impose a civil penalty of \$1,000 per business day for failure to update a registration.

(f) Any business entity required to register under Section 20-160 of the Illinois Procurement Code shall notify any political committee to which it makes a contribution, at the time of the contribution, that the business entity is registered with the State Board of Elections under Section 20-160 of the Illinois Procurement Code. Any affiliated entity or affiliated person of a business entity required to register under Section 20-160 of the Illinois Procurement Code shall notify any political committee to which it makes a contribution that it is affiliated with a business entity registered with the State Board of Elections under Section 20-160 of the Illinois Procurement Code.

(g) The State Board of Elections on its official website shall have a searchable database containing (i) all information required to be submitted to the Board under Section 20-160 of the Illinois Procurement Code and (ii) all reports filed under this Article with the State Board of Elections by all political committees. For the purposes of databases maintained by the State Board of Elections, "searchable" means able to search by "political committee", as defined in this Article, and by "officeholder", "State agency", "business entity", "affiliated entity", and "affiliated person". In addition, the State Board of Elections on its official website shall provide an electronic connection to any searchable database of State contracts maintained by the Comptroller, searchable by business entity.

(h) The State Board of Elections shall have rulemaking authority to implement this Section.

Section 10. The Illinois Procurement Code is amended by adding Sections 20-160 and 50-37 as follows:
(30 ILCS 500/20-160 new)

Sec. 20-160. Business entities; certification; registration with the State Board of Elections.

(a) For purposes of this Section, the terms "business entity", "State agency", "affiliated entity", and "affiliated person" have the meanings ascribed to those terms in Section 50-37.

(b) Every bid submitted to and every contract executed by the State on or after the effective date of this amendatory Act of the 95th General Assembly shall contain (1) a certification by the bidder or contractor that either (i) the bidder or contractor is not required to register as a business entity with the State Board of Elections pursuant to this Section or (ii) the bidder or contractor has registered as a business entity with the State Board of Elections and acknowledges a continuing duty to update the registration and (2) a statement that the contract is voidable under Section 50-60 for the bidder's or contractor's failure to comply with this Section.

(c) Within 30 days after the effective date of this amendatory Act of the 95th General Assembly, each business entity (i) whose aggregate bids and proposals on State contracts annually total more than \$50,000, (ii) whose aggregate bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed \$50,000, or (iii) whose contracts with State agencies, in the aggregate, annually total more than \$50,000 shall register with the State Board of Elections in accordance with Section 9-35 of the Election Code. A business entity required to register under this subsection shall submit a copy of the certificate of registration to the applicable chief procurement officer within 90 days after the effective date of this amendatory Act of the 95th General Assembly. A business entity required to register under this subsection due to item (i) or (ii) has a continuing duty to ensure that the registration is accurate during the period beginning on the date of registration and ending on the day after the date the contract is awarded; any change in information must be reported to the State Board of Elections within 2 business days following such change. A business entity required to register under this subsection due to item (iii) has a continuing duty to ensure that the registration is accurate in accordance with subsection (f).

(d) Any business entity, not required under subsection (c) to register within 30 days after the effective date of this amendatory Act of the 95th General Assembly, whose aggregate bids and proposals on State contracts annually total more than \$50,000, or whose aggregate bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed \$50,000, shall register with the State Board of Elections in accordance with Section 9-35 of the Election Code prior to submitting to a State agency the bid or proposal whose value causes the business entity to fall within the monetary description of this subsection. A business entity required to register under this subsection has a

continuing duty to ensure that the registration is accurate during the period beginning on the date of registration and ending on the day after the date the contract is awarded. Any change in information must be reported to the State Board of Elections within 2 business days following such change.

(e) A business entity whose contracts with State agencies, in the aggregate, annually total more than \$50,000 must maintain its registration under this Section and has a continuing duty to ensure that the registration is accurate for the duration of the term of office of the incumbent officeholder awarding the contracts or for a period of 2 years following the expiration or termination of the contracts, whichever is longer. Any change in information shall be reported to the State Board of Elections within 10 days following such change; however, if a business entity required to register under this subsection has a pending bid or proposal, any change in information shall be reported to the State Board of Elections within 2 business days.

(f) A business entity's continuing duty under this Section to ensure the accuracy of its registration includes the requirement that the business entity notify the State Board of Elections of any change in information, including but not limited to changes of affiliated entities or affiliated persons.

(g) A copy of a certificate of registration must accompany any bid or proposal for a contract with a State agency by a business entity required to register under this Section. A chief procurement officer shall not accept a bid or proposal unless the certificate is submitted to the agency with the bid or proposal.

(h) A registration, and any changes to a registration, must include the business entity's verification of accuracy and subjects the business entity to the penalties of the laws of this State for perjury.

In addition to any penalty under Section 9-35 of the Election Code, intentional, willful, or material failure to disclose information required for registration shall render the contract, bid, proposal, or other procurement relationship voidable by the chief procurement officer if he or she deems it to be in the best interest of the State of Illinois.

(i) This Section applies regardless of the method of source selection used in awarding the contract.

(30 ILCS 500/50-37 new)

Sec. 50-37. Prohibition of political contributions.

(a) As used in this Section:

"Contribution" means a contribution as defined in Section 9-1.4 of the Election Code.

"Declared candidate" means a person who has filed a statement of candidacy and petition for nomination or election in the principal office of the State Board of Elections.

"State agency" means and includes all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the State, created by or in accordance with the Illinois Constitution or State statute, of the executive branch of State government and does include colleges, universities, public employee retirement systems, and institutions under the jurisdiction of the governing boards of the University of Illinois, Southern Illinois University, Illinois State University, Eastern Illinois University, Northern Illinois University, Western Illinois University, Chicago State University, Governor State University, Northeastern Illinois University, and the Illinois Board of Higher Education.

"Officeholder" means the Governor, Lieutenant Governor, Attorney General, Secretary of State, Comptroller, or Treasurer. The Governor shall be considered the officeholder responsible for awarding all contracts by all officers and employees of, and vendors and others doing business with, executive branch State agencies under the jurisdiction of the Executive Ethics Commission and not within the jurisdiction of the Attorney General, the Secretary of State, the Comptroller, or the Treasurer.

"Sponsoring entity" means a sponsoring entity as defined in Section 9-3 of the Election Code.

"Affiliated person" means (i) any person with any ownership interest or distributive share of the bidding or contracting business entity in excess of 7.5%, (ii) executive employees of the bidding or contracting business entity, and (iii) the spouse and minor children of any such persons.

"Affiliated entity" means (i) any subsidiary of the bidding or contracting business entity, (ii) any member of the same unitary business group, (iii) any organization recognized by the United States Internal Revenue Service as a tax-exempt organization described in Section 501(c) of the Internal Revenue Code of 1986 (or any successor provision of federal tax law) established by the bidding or contracting business entity, any affiliated entity of that business entity, or any affiliated person of that business entity, or (iv) any political committee for which the bidding or contracting business entity is the sponsoring entity.

"Business entity" means any entity doing business for profit, whether organized as a corporation, partnership, sole proprietorship, limited liability company or partnership, or otherwise.

"Executive employee" means the President, Chairman, Chief Executive Officer, or other employee with executive decision-making authority over the long-term and day-to-day affairs of the entity employing the employee, or an employee whose compensation is determined directly, in whole or in part, by the award

or payment of contracts by a State agency to the entity employing the employee.

(b) Any business entity whose contracts with State agencies, in the aggregate, annually total more than \$50,000, and any affiliated entities or affiliated persons of such business entity, are prohibited from making any contributions to any political committees established to promote the candidacy of (i) the officeholder responsible for awarding the contracts or (ii) any other declared candidate for that office. This prohibition shall be effective for the duration of the term of office of the incumbent officeholder awarding the contracts or for a period of 2 years following the expiration or termination of the contracts, whichever is longer.

(c) Any business entity whose aggregate pending bids and proposals on State contracts total more than \$50,000, or whose aggregate pending bids and proposals on State contracts combined with the business entity's aggregate annual total value of State contracts exceed \$50,000, and any affiliated entities or affiliated persons of such business entity, are prohibited from making any contributions to any political committee established to promote the candidacy of the officeholder responsible for awarding the contract on which the business entity has submitted a bid or proposal during the period beginning on the date the invitation for bids or request for proposals is issued and ending on the day after the date the contract is awarded.

(d) All contracts between State agencies and a business entity that violate subsection (b) or (c) shall be voidable under Section 50-60. If a business entity violates subsection (b) 3 or more times within a 36-month period, then all contracts between State agencies and that business entity shall be void, and that business entity shall not bid or respond to any invitation to bid or request for proposals from any State agency or otherwise enter into any contract with any State agency for 3 years from the date of the last violation. A notice of each violation and the penalty imposed shall be published in both the Procurement Bulletin and the Illinois Register.

(e) Any political committee that has received a contribution in violation of subsection (b) or (c) shall pay an amount equal to the value of the contribution to the State no more than 30 days after notice of the violation concerning the contribution appears in the Illinois Register. Payments received by the State pursuant to this subsection shall be deposited into the general revenue fund.

Section 97. Severability. If the provisions of this Act or its application to any person or circumstance is held invalid, the invalidity of that provision or application does not affect the other provisions or applications of this Act that can be given effect without the invalid provision or application."

AMENDMENT NO. 8. Amend House Bill 824, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 5, as follows:

on page 1, line 12, after "officeholder", by inserting "State contract"; and

on page 3, line 25, after the period, by inserting the following:

"The Board shall not place the name of a minor child on the website. However, the Board shall provide a link to all contributions made by anyone reporting the same residential address as any affiliated person."; and

on page 4, line 12, after "entity", by inserting "contract", "State contract", "contract with a State agency"; and

on page 8, immediately below line 4, by inserting the following:

"The terms "contract", "State contract", and "contract with a State agency" each mean any contract, as defined in this Code, between a business entity and a State agency let or awarded pursuant to this Code. The terms "contract", "State contract", and "contract with a State agency" do not include cost reimbursement contracts; purchase for care agreements as defined in Section 1-12.68 of this Code; grants, including but are not limited to grants for job training or transportation; and grants, loans, or tax credit agreements for economic development purposes."

AMENDMENT NO. 9. Amend House Bill 824, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 5, on page 10, in line 2 by inserting after "entity" the following:

", or any 501(c) organization described in item (iii) related to that business entity."; and

with reference to page and line numbers of Senate Amendment No. 8, on page 2, line 8, by replacing "for" with "of"; and

with reference to page and line numbers of Senate Amendment No. 8, on page 2, line 9, by replacing "1-12.68" with "1-15.68".

The foregoing message from the Senate reporting Senate Amendments numbered 3, 4, 5, 8 and 9 to HOUSE BILL 824 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
 Ms. Shipley, Secretary:
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 230

A bill for AN ACT concerning imprisonment.
 Together with the attached amendments thereto (which amendments have been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
 Senate Amendment No. 1 to HOUSE BILL NO. 230
 Senate Amendment No. 2 to HOUSE BILL NO. 230
 Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 230 on page 1, by replacing lines 4 through 9 with the following:

"Section 5. The Public Employment Office Act is amended by adding Section 2 as follows:
 20 ILCS 1015/2

Sec. 2. Persons unjustly imprisoned; job training and continuing education. The Department of Employment Security shall establish an"; and

on page 1, by replacing lines 12 and 13 with the following:

"of this State; and if the person"; and

on page 2, by replacing lines 18 and 19 with the following:

"imprisoned received shall receive a"; and

on page 3, line 20, by inserting after "calendar year." the following:

"The transmission by the Prisoner Review Board or the clerk of the circuit court of the information described in Section 11(b) to the clerk of the Court of Claims is conclusive evidence of the validity of the claim."; and

on page 6, by replacing lines 14 through 26 with the following:

"(b) Whenever a person has served a term of imprisonment and has received a pardon by the Governor stating that such pardon was issued on the ground of innocence of the crime for which he or she was imprisoned, the Prisoner Review Board shall transmit this information to the clerk of the Court of Claims, together with the claimant's current address. Whenever a person has served a term of imprisonment and has received a certificate of innocence from the Circuit Court as provided in Section 2-702 of the Code of Civil Procedure, the clerk of the issuing Circuit Court shall transmit this information to the clerk of the Court of Claims, together with the claimant's current address. The clerk of the Court of Claims shall immediately docket the case for consideration by the Court of Claims, and shall provide notice to the claimant of such docketing together with all hearing dates and applicable deadlines. The Court of Claims shall hear the case and render a decision within 90 days after its docketing."; and

on page 7, by replacing lines 17 through 24 with the following:

"(c) All claims arising under paragraph (c) of Section 8 of this Act must be automatically heard by the court filed within 120 days 2 years after the person asserting such claim is either issued a certificate of innocence from the Circuit Court as provided in Section 2-702 of the Code of Civil Procedure discharged from prison, or is granted a pardon by the Governor, whichever occurs later, without the person asserting the claim being required to file a petition under Section 11 of this Act, except as otherwise provided by the Crime Victims Compensation Act. Any claims filed by the claimant under paragraph (c) of Section 8 of this Act must be filed within 2 years after the person asserting such claim is either issued a certificate of innocence as provided in Section 2-702 of the Code of Civil Procedure, or is granted a pardon by the Governor, whichever occurs later."; and

on page 14, by replacing line 9 with the following:

"or she was incarcerated. Upon entry of the certificate of innocence, the clerk of the court shall transmit a copy of the certificate of innocence to the clerk of the Court of Claims, together with the claimant's current address."

AMENDMENT NO. 2. Amend House Bill 230, AS AMENDED, by replacing all of Section 5 with

the following:

"Section 5. The Public Employment Office Act is amended by adding Section 2 as follows:

(20 ILCS 1015/2 new)

Sec. 2. Persons unjustly imprisoned; job search and placement services. Each local office of the Department shall provide each person to whom this Section applies with job search and placement services, including assessment, resume assistance, interview preparation, occupational and labor market information, referral to employers with job openings to which the person is suited and referral to such job training and education program providers as may be appropriate and available through the partnering agencies with which the local office is affiliated. This Section applies to a person who has been discharged from a prison of this State if the person received a pardon from the Governor stating that such pardon is issued on the ground of innocence of the crime for which he or she was imprisoned or he or she has received a certificate of innocence from the Circuit Court as provided in Section 2-702 of the Code of Civil Procedure."

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 2 to HOUSE BILL 230 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL 1842

A bill for AN ACT concerning energy efficiency.

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

Senate Amendment No. 2 to HOUSE BILL NO. 1842

Senate Amendment No. 3 to HOUSE BILL NO. 1842

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 2. Amend House Bill 1842 by replacing everything after the enacting clause with the following:

"Section 5. The Energy Efficient Commercial Building Act is amended by changing Sections 1, 5, 10, 15, 20, and 45 as follows:

(20 ILCS 3125/1)

Sec. 1. Short title. This Act may be cited as the Energy Efficient ~~Commercial~~ Building Act.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/5)

Sec. 5. Findings.

(a) The legislature finds that an effective energy efficient ~~commercial~~ building code is essential to:

- (1) reduce the air pollutant emissions from energy consumption that are affecting the health of residents of this State;
- (2) moderate future peak electric power demand;
- (3) assure the reliability of the electrical grid and an adequate supply of heating oil and natural gas; and
- (4) control energy costs for residents and businesses in this State.

(b) The legislature further finds that this State has a number of different climate types, all of which require energy for both cooling and heating, and that there are many cost-effective measures that can reduce peak energy use and reduce cooling, heating, lighting, and other energy costs in ~~commercial~~ buildings.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/10)

Sec. 10. Definitions.

"Board" means the Capital Development Board.

"Building" includes both residential buildings and commercial buildings.

"Code" means the latest published edition of the International Code Council's International Energy Conservation Code, excluding published supplements but including the adaptations to the Code that are made by the Board.

"Commercial building" means any building except a building that is a residential building, as defined in this Section.

"Department" means the Department of Commerce and Economic Opportunity.

"Municipality" means any city, village, or incorporated town.

"Residential building" means (i) a detached one-family or 2-family dwelling or (ii) any building that is 3 stories or less in height above grade that contains multiple dwelling units, in which the occupants reside on a primarily permanent basis, such as a townhouse, a row house, an apartment house, a convent, a monastery, a rectory, a fraternity or sorority house, a dormitory, and a rooming house.

(Source: P.A. 93-936, eff. 8-13-04; 94-815, eff. 5-26-06.)

(20 ILCS 3125/15)

Sec. 15. Energy Efficient Building Code. The Board, in consultation with the Department, shall adopt the Code as minimum requirements for commercial buildings, applying to the construction of, renovations to, and additions to all commercial buildings in the State. The Board, in consultation with the Department, shall also adopt the Code as the minimum and maximum requirements for residential buildings, applying to the construction of all residential buildings in the State. The Board may appropriately adapt the International Energy Conservation Code to apply to the particular economy, population distribution, geography, and climate of the State and construction therein, consistent with the public policy objectives of this Act.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/20)

Sec. 20. Applicability.

(a) The Code shall take effect one year after it is adopted by the Board and shall apply to any ~~new commercial~~ building or structure in this State for which a building permit application is received by a municipality or county, except as otherwise provided by this Act. In the case of any addition, alteration, renovation, or repair to an existing commercial structure, the Code adopted under this Act applies only to the portions of that structure that are being added, altered, renovated, or repaired.

(b) The following buildings shall be exempt from the Code:

(1) Buildings otherwise exempt from the provisions of a locally adopted building code and buildings that do not contain a conditioned space.

(2) Buildings that do not use either electricity or fossil fuel for comfort conditioning. For purposes of determining whether this exemption applies, a building will be presumed to be heated by electricity, even in the absence of equipment used for electric comfort heating, whenever the building is provided with electrical service in excess of 100 amps, unless the code enforcement official determines that this electrical service is necessary for purposes other than providing electric comfort heating.

(3) Historic buildings. This exemption shall apply to those buildings that are listed on the National Register of Historic Places or the Illinois Register of Historic Places, and to those buildings that have been designated as historically significant by a local governing body that is authorized to make such designations.

(4) Additions, alterations, renovations, or repairs to existing residential structures ~~Residential buildings.~~

(5) Other buildings specified as exempt by the International Energy Conservation Code.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/45)

Sec. 45. Home rule. No unit of local government, including any home rule unit, may regulate energy efficient building standards for commercial buildings in a manner that is less stringent than the provisions contained in this Act.

No unit of local government, including any home rule unit, may regulate energy efficient building standards for residential buildings in a manner that is either less or more stringent than the provisions contained in this Act.

No unit of local government, including any home rule unit, may enact any annexation ordinance or resolution, or require or enter into any annexation agreement, that imposes energy efficiency building standards for residential buildings that are either less or more stringent than the energy efficiency standards in effect throughout the unit of local government.

This Section is a denial and limitation of home rule powers and functions under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State. Nothing in this Section, however, prevents a unit of local government from adopting an energy efficiency code or standards for commercial buildings that are more stringent than the Code under this Act.

(Source: P.A. 93-936, eff. 8-13-04.)

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

AMENDMENT NO. 3. Amend House Bill 1842 by replacing everything after the enacting clause with the following:

"Section 5. The Energy Efficient Commercial Building Act is amended by changing Sections 1, 5, 10, 15, 20, and 45 as follows:

(20 ILCS 3125/1)

Sec. 1. Short title. This Act may be cited as the Energy Efficient ~~Commercial~~ Building Act.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/5)

Sec. 5. Findings.

(a) The legislature finds that an effective energy efficient ~~commercial~~ building code is essential to:

- (1) reduce the air pollutant emissions from energy consumption that are affecting the health of residents of this State;
- (2) moderate future peak electric power demand;
- (3) assure the reliability of the electrical grid and an adequate supply of heating oil and natural gas; and
- (4) control energy costs for residents and businesses in this State.

(b) The legislature further finds that this State has a number of different climate types, all of which require energy for both cooling and heating, and that there are many cost-effective measures that can reduce peak energy use and reduce cooling, heating, lighting, and other energy costs in ~~commercial~~ buildings.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/10)

Sec. 10. Definitions.

"Board" means the Capital Development Board.

"Building" includes both residential buildings and commercial buildings.

"Code" means the latest published edition of the International Code Council's International Energy Conservation Code, excluding published supplements but including the adaptations to the Code that are made by the Board.

"Commercial building" means any building except a building that is a residential building, as defined in this Section.

"Department" means the Department of Commerce and Economic Opportunity.

"Municipality" means any city, village, or incorporated town.

"Residential building" means (i) a detached one-family or 2-family dwelling or (ii) any building that is 3 stories or less in height above grade that contains multiple dwelling units, in which the occupants reside on a primarily permanent basis, such as a townhouse, a row house, an apartment house, a convent, a monastery, a rectory, a fraternity or sorority house, a dormitory, and a rooming house.

(Source: P.A. 93-936, eff. 8-13-04; 94-815, eff. 5-26-06.)

(20 ILCS 3125/15)

Sec. 15. Energy Efficient Building Code. The Board, in consultation with the Department, shall adopt the Code as minimum requirements for commercial buildings, applying to the construction of, renovations to, and additions to all commercial buildings in the State. The Board, in consultation with the Department, shall also adopt the Code as the minimum and maximum requirements for residential buildings, applying to the construction of all residential buildings in the State. The Board may appropriately adapt the International Energy Conservation Code to apply to the particular economy, population distribution, geography, and climate of the State and construction therein, consistent with the public policy objectives of this Act.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/20)

Sec. 20. Applicability.

(a) The Code shall take effect one year after it is adopted by the Board and shall apply to any ~~new commercial~~ building or structure in this State for which a building permit application is received by a municipality or county, except as otherwise provided by this Act. In the case of any addition, alteration, renovation, or repair to an existing commercial structure, the Code adopted under this Act applies only to the portions of that structure that are being added, altered, renovated, or repaired.

(b) The following buildings shall be exempt from the Code:

(1) Buildings otherwise exempt from the provisions of a locally adopted building code and buildings that do not contain a conditioned space.

(2) Buildings that do not use either electricity or fossil fuel for comfort conditioning. For purposes of determining whether this exemption applies, a building will be presumed to be heated by electricity, even in the absence of equipment used for electric comfort heating, whenever the building is provided with electrical service in excess of 100 amps, unless the code enforcement official determines that this electrical service is necessary for purposes other than providing electric comfort heating.

(3) Historic buildings. This exemption shall apply to those buildings that are listed on the National Register of Historic Places or the Illinois Register of Historic Places, and to those buildings that have been designated as historically significant by a local governing body that is authorized to make such designations.

(4) Additions, alterations, renovations, or repairs to existing residential structures ~~Residential buildings.~~

(5) Other buildings specified as exempt by the International Energy Conservation Code.

(c) A unit of local government that does not regulate energy efficient building standards is not required to adopt, enforce, or administer the Code; however any energy efficient building standards adopted by a unit of local government must comply with this Act. If a unit of local government does not regulate energy efficient building standards, any construction, renovation, or addition to buildings or structures is subject to the provisions contained in this Act.

(Source: P.A. 93-936, eff. 8-13-04.)

(20 ILCS 3125/45)

Sec. 45. Home rule. Except as otherwise provided in this Section, no ~~No~~ unit of local government, including any home rule unit, may regulate energy efficient building standards for commercial buildings in a manner that is less stringent than the provisions contained in this Act.

Except as otherwise provided in this Section, no unit of local government, including any home rule unit, may regulate energy efficient building standards for residential buildings in a manner that is either less or more stringent than the standards established pursuant to this Act.

Except as otherwise provided in this Section, no unit of local government, including any home rule unit, may hereafter enact any annexation ordinance or resolution, or require or enter into any annexation agreement, that imposes energy efficiency building standards for residential buildings that are either less or more stringent than the energy efficiency standards in effect throughout the unit of local government, including a unit of local government that is subject to State regulation under the Code as provided in Section 15 of this Act, at the time of construction.

Any unit of local government that has adopted any previously published editions of the International Energy Conservation Code on or before May 1, 2008, may continue to regulate energy efficient building standards under that Code and any supplements the unit of local government has adopted prior to May 1, 2008.

This Section is a denial and limitation of home rule powers and functions under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State. Nothing in this Section, however, prevents a unit of local government from adopting an energy efficiency code or standards for commercial buildings that are more stringent than the Code under this Act.

(Source: P.A. 93-936, eff. 8-13-04.)

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

The foregoing message from the Senate reporting Senate Amendments numbered 2 and 3 to HOUSE BILL 1842 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4178

A bill for AN ACT concerning business.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4178

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4178 on page 2, by replacing line 9 with the following:
"web site.

(d) This Section does not apply to any entity that merely provides the host platform on the web site to the Internet gaming service provider."; and
on page 2, line 10, by replacing "(d)" with "(e)".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4178 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 2210

A bill for AN ACT concerning education.

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

Senate Amendment No. 1 to HOUSE BILL NO. 2210

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 2210 by deleting line 13 on page 4 through line 10 on page 5.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 2210 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 3106

A bill for AN ACT concerning civil law.

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

Senate Amendment No. 1 to HOUSE BILL NO. 3106

Senate Amendment No. 2 to HOUSE BILL NO. 3106

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 3106 by replacing everything after the enacting clause with the following:

"Section 5. The Eminent Domain Act is amended by changing the heading of Part 5 of Article 25 as follows:

(735 ILCS 30/Art. 25, Pt. 5 heading)

Part 5. ~~New~~ New Quick-take Powers

(Source: P.A. 94-1055, eff. 1-1-07; 95-706, eff. 1-8-08.)".

AMENDMENT NO. 2. Amend House Bill 3106, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Eminent Domain Act is amended by adding Section 25-5-15 as follows:

(735 ILCS 30/25-5-15 new)

Sec. 25-5-15. Quick-take; City of Champaign. Quick-take proceedings under Article 20 may be used for a period of no more than one year after the effective date of this amendatory Act of the 95th General Assembly by the City of Champaign for the acquisition of the following properties for the purpose of drainage and other improvements related to the Boneyard Creek Project, including right of way, permanent easements, and temporary easements:

Parcel A - (PIN 46-21-07-351-014) 112 East Clark Street

Lot 12 in Block 1 of Campbell and Kirkpatrick's Addition to Urbana, now a part of the City of Champaign, as per Plat recorded in Deed Record "E" at Page 352, situated in Champaign County, Illinois.

Parcel B - (PIN 46-21-07-353-005) 111 East White Street

The East 34 feet of Lot 2 of a Subdivision of Block 1 of J. C. Kirkpatrick's Second Addition to the Town of West Urbana, now City of Champaign, as per plat recorded in Deed Record 8 at page 232, in Champaign County, Illinois.

Parcel D - (PIN 46-21-07-353-010) 108 East Stoughton Street

Lot 10 of a Subdivision of Block 1 of J. C. Kirkpatrick's Second Addition to the Town of West Urbana, now City of Champaign, as per plat recorded in Deed Record 8 at Page 232, in Champaign County, Illinois.

Parcel G (PIN 46-21-07-355-002) 201-1/2 East University Avenue

Tract I - Beginning at the Northeast corner of Lot 6 in Block 2 in Campbell & Kirkpatrick's Addition to Urbana (now a part of the City of Champaign) running thence West 20 feet; thence South 80 feet; thence East 20 feet; thence North 80 feet to the point of beginning, situated in Champaign County, Illinois. Tract II - The West 8 feet of the East 28 feet of the North 80 feet of Lot 6 in Block 2 in Campbell & Kirkpatrick's Addition to Urbana (now a part of the City of Champaign), in Champaign County, Illinois.

Parcel H (PIN 46-21-07-355-001) 201 East University Avenue

The West 38 feet of the North 80 feet of Lot 6 in Block 2 of Campbell and Kirkpatrick's Addition to Urbana, now a part of the City of Champaign, as per Plat recorded in Deed Record "E" at page 352, situated in Champaign County, Illinois.

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

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 2 to HOUSE BILL 3106 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL 2862

A bill for AN ACT concerning criminal law.

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

Senate Amendment No. 1 to HOUSE BILL NO. 2862

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 2862 on page 4, line 2, by deleting "non-probationable"; and by deleting lines 13 through 24 on page 4 and all of pages 5 through 25.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 2862 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4578

A bill for AN ACT concerning children.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4578

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4578 on page 1, line 11, before the period, by inserting "or aggravated child pornography as described in Section 11-20.3 of the Criminal Code of 1961".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4578 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4207

A bill for AN ACT concerning criminal law.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4207

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4207 on page 3, by replacing lines 23 through 26 with the following:

"(c-6) It is unlawful for a child sex offender who owns and resides at residential real estate to knowingly rent any residential unit within the same building in which he or she resides to a person who is the parent or guardian of a child or children under 18 years of age. This subsection shall apply only to leases or other rental arrangements entered into after the effective date of this amendatory Act of the 95th General Assembly."; and

on page 10, by replacing lines 20 and 21, with the following:

"offender and who resides in the same building in which the lessee resides or intends to reside that the lessee is a parent or guardian of a child under 18 years"; and

on page 11, by replacing line 7 with the following:

"and effect. This subsection shall apply only to leases or other rental arrangements entered into after the effective date of this amendatory Act of the 95th General Assembly."; and on page 16, by replacing lines 1 and 2 with the following:
"rent any residential unit within the same building in which he or she resides to a person who is the parent or guardian of a child or children under 18 years of age."

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4207 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
 Ms. Shipley, Secretary:
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:
 HOUSE BILL 4216
 A bill for AN ACT concerning State government.
 Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
 Senate Amendment No. 1 to HOUSE BILL NO. 4216
 Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4216 on page 1, line 9, after "created" by inserting "subject to appropriation"; and on page 1, line 16, after "shall", by inserting "subject to appropriation for this purpose".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4216 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
 Ms. Shipley, Secretary:
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:
 HOUSE BILL 4402
 A bill for AN ACT concerning criminal law.
 Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
 Senate Amendment No. 1 to HOUSE BILL NO. 4402
 Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4402 on page 11, by inserting immediately below line 4 the following:
 "Section 99. Effective date. This Act takes effect on June 1, 2008."

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4402 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4470

A bill for AN ACT concerning State government.

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

Senate Amendment No. 2 to HOUSE BILL NO. 4470

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 2. Amend House Bill 4470 by replacing everything after the enacting clause with the following:

"Section 5. The Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois is amended by changing Section 605-800 as follows:

(20 ILCS 605/605-800) (was 20 ILCS 605/46.19a in part)

Sec. 605-800. Training grants for skills in critical demand.

(a) Grants to provide training in fields affected by critical demands for certain skills may be made as provided in this Section.

(b) The Director may make grants to eligible employers or to other eligible entities on behalf of employers as authorized in subsection (c) to provide training for employees in fields for which there are critical demands for certain skills. No participating employee may be an unauthorized alien, as defined in 8 U.S.C. 1324a.

(c) The Director may accept applications for training grant funds and grant requests from: (i) entities sponsoring multi-company eligible employee training projects as defined in subsection (d), including business associations, strategic business partnerships, institutions of secondary or higher education, large manufacturers for supplier network companies, federal Job Training Partnership Act administrative entities or grant recipients, and labor organizations when those projects will address common training needs identified by participating companies; and (ii) individual employers that are undertaking eligible employee training projects as defined in subsection (d), including intermediaries and training agents.

(d) The Director may make grants to eligible applicants as defined in subsection (c) for employee training projects that include, but need not be limited to, one or more of the following:

(1) Training programs in response to new or changing technology being introduced in the workplace.

(2) Job-linked training that offers special skills for career advancement or that is preparatory for, and leads directly to, jobs with definite career potential and long-term job security.

(3) Training necessary to implement total quality management or improvement or both management and improvement systems within the workplace.

(4) Training related to new machinery or equipment.

(5) Training of employees of companies that are expanding into new markets or expanding exports from Illinois.

(6) Basic, remedial, or both basic and remedial training of employees as a prerequisite for other vocational or technical skills training or as a condition for sustained employment.

(7) Self-employment training of the unemployed and underemployed with comprehensive, competency-based instructional programs and services, entrepreneurial education and training initiatives for youth and adult learners in cooperation with the Illinois Institute for Entrepreneurial Education, training and education, conferences, workshops, and best practice information for local program operators of entrepreneurial education and self-employment training programs.

(8) Other training activities or projects, or both training activities and projects, related to the support, development, or evaluation of job training programs, activities, and delivery systems, including training needs assessment and design.

(e) Grants shall be made on the terms and conditions that the Department shall determine. No grant made under subsection (d), however, shall exceed 50% of the direct costs of all approved training programs provided by the employer or the employer's training agent or other entity as defined in subsection (c). Under this Section, allowable costs include, but are not limited to:

(1) Administrative costs of tracking, documenting, reporting, and processing training funds or project costs.

- (2) Curriculum development.
- (3) Wages and fringe benefits of employees.
- (4) Training materials, including scrap product costs.
- (5) Trainee travel expenses.
- (6) Instructor costs, including wages, fringe benefits, tuition, and travel expenses.
- (7) Rent, purchase, or lease of training equipment.
- (8) Other usual and customary training costs.

(f) ~~The Department may conduct~~ Director will ensure that a minimum of one on-site grant monitoring visits to visit is conducted by the Department either during the course of the grant period or within 6 months following the end of the grant period. The Department shall verify trainee employment dates and wages and to ensure that the grantee's financial management system is structured to provide for accurate, current, and complete disclosure of the financial results of the grant program in accordance with all provisions, terms, and conditions contained in the grant contract. Each applicant must, on request by the Department, provide to the Department a notarized certification signed and dated by a duly authorized representative of the applicant, or that representative's authorized designee, certifying that all participating employees are employed at an Illinois facility and, for each participating employee, stating the employee's name and providing either (i) the employee's social security number or (ii) a statement that the applicant has adequate written verification that the employee is employed at an Illinois facility. The Department may audit the accuracy of submissions. Applicants sponsoring multi-company training grant programs shall obtain information meeting the requirement of this subsection from each participating company and provide it to the Department upon request.

(g) The Director may establish and collect a schedule of charges from subgrantee entities and other system users under federal job-training programs for participating in and utilizing the Department's automated job-training program information systems if the systems and the necessary participation and utilization are requirements of the federal job-training programs. All monies collected pursuant to this subsection shall be deposited into the Title III Social Security and Employment Fund, except that any moneys that may be necessary to pay liabilities outstanding as of June 30, 2000 shall be deposited into the Federal Job-Training Information Systems Revolving Fund.

(Source: P.A. 90-454, eff. 8-16-97; 91-239, eff. 1-1-00; 91-476, eff. 8-11-99; 91-704, eff. 7-1-00.)

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

The foregoing message from the Senate reporting Senate Amendment No. 2 to HOUSE BILL 4470 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4549

A bill for AN ACT concerning conservation.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4549

Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4549 by deleting line 26 on page 10 through line 22 on page 11.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4549 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 4553

A bill for AN ACT concerning employment.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 1 to HOUSE BILL NO. 4553
Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4553 by deleting lines 20 through 24 of page 2 and lines 1 through 16 of page 3.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4553 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 4573

A bill for AN ACT concerning public aid.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 1 to HOUSE BILL NO. 4573
Passed the Senate, as amended, May 23, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4573 by deleting lines 16 through 26 on page 4 and lines 1 through 13 on page 5; and by deleting lines 14 through 26 on page 10 and lines 1 through 11 on page 11.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4573 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of bills of the following titles to-wit:

HOUSE BILL NO. 2254

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3286

A bill for AN ACT concerning education.

HOUSE BILL NO. 4201

A bill for AN ACT concerning local government.

HOUSE BILL NO. 4548

A bill for AN ACT concerning local government.

Passed by the Senate, May 23, 2008.

Deborah Shipley, Secretary of the Senate

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of bills of the following titles to-wit:

HOUSE BILL NO. 314
A bill for AN ACT concerning State government.
HOUSE BILL NO. 1054
A bill for AN ACT concerning education.
HOUSE BILL NO. 1361
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 1639
A bill for AN ACT concerning courts.
HOUSE BILL NO. 1998
A bill for AN ACT concerning sex offenders.
HOUSE BILL NO. 2133
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 3441
A bill for AN ACT concerning local government.
HOUSE BILL NO. 3571
A bill for AN ACT concerning fish and wildlife.
HOUSE BILL NO. 3677
A bill for AN ACT concerning education.
HOUSE BILL NO. 4147
A bill for AN ACT concerning local government.
HOUSE BILL NO. 4167
A bill for AN ACT concerning local government.
HOUSE BILL NO. 4174
A bill for AN ACT concerning elections.
HOUSE BILL NO. 4196
A bill for AN ACT concerning civil law.
Passed by the Senate, May 23, 2008.

Deborah Shipley, Secretary of the Senate

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 134
Concurred in the Senate, May 23, 2008.

Deborah Shipley, Secretary of the Senate

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 1102
A bill for AN ACT concerning appropriations.
SENATE BILL NO. 1115
A bill for AN ACT concerning appropriations.
SENATE BILL NO. 1129
A bill for AN ACT concerning appropriations.
SENATE BILL NO. 1130
A bill for AN ACT concerning appropriations.
Passed by the Senate, May 23, 2008.

Deborah Shipley, Secretary of the Senate

The foregoing SENATE BILLS 1102, 1115, 1129 and 1130 were ordered reproduced and placed on the order of Senate Bills - First Reading.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 1103
A bill for AN ACT concerning appropriations.
SENATE BILL NO. 1116
A bill for AN ACT concerning appropriations.
Passed by the Senate, May 23, 2008.

Deborah Shipley, Secretary of the Senate

The foregoing SENATE BILLS 1103 and 1116 were ordered reproduced and placed on the order of Senate Bills - First Reading.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 5101
A bill for AN ACT concerning victim notification.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 1 to HOUSE BILL NO. 5101
Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 5101 on page 21, by replacing lines 21 through 23 with the following:
"offense must notify the".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 5101 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 5251

A bill for AN ACT concerning public aid.

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

Senate Amendment No. 1 to HOUSE BILL NO. 5251

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 5251 on page 11, by deleting lines 3 through 26.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 5251 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 5192

A bill for AN ACT concerning health, which may be referred to as the Reducing Breast Cancer Disparities Act.

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

Senate Amendment No. 1 to HOUSE BILL NO. 5192

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 5192 by deleting lines 25 and 26 on page 15 and lines 1 through 22 on page 16; and
by deleting lines 23 and 24 on page 17 and lines 1 through 22 on page 18; and
by deleting lines 12 through 26 on page 19 and lines 1 through 9 on page 20; and
by deleting lines 5 through 26 on page 21 and lines 1 and 2 on page 22; and
by deleting lines 22 through 24 on page 22 and lines 1 through 21 on page 23; and
by deleting lines 8 through 25 on page 24 and lines 1 through 6 on page 25; and
by deleting lines 2 through 25 on page 30; and
by deleting lines 14 through 24 on page 31 and lines 1 through 13 on page 32; and
by deleting lines 1 through 24 on page 36; and
by deleting lines 14 through 25 on page 37 and lines 1 through 12 on page 38; and
by deleting lines 23 through 26 on page 43 and lines 1 through 20 on page 44; and
by deleting lines 12 through 26 on page 45 and lines 1 through 9 on page 46; and
by deleting lines 9 through 26 on page 51 and lines 1 through 6 on page 52; and
by deleting lines 23 through 25 on page 52 and lines 1 through 21 on page 53; and
by deleting lines 8 through 25 on page 54 and lines 1 through 6 on page 55; and
by deleting lines 10 through 26 on page 58 and lines 1 through 7 on page 59; and
by deleting lines 21 through 24 on page 59 and lines 1 through 20 on page 60.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 5192 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 5159

A bill for AN ACT concerning transportation.

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

Senate Amendment No. 1 to HOUSE BILL NO. 5159

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 5159 by deleting lines 19 through 26 of page 3 and all of page 4.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 5159 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4754

A bill for AN ACT concerning transportation.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4754

Senate Amendment No. 2 to HOUSE BILL NO. 4754

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4754 on page 2, line 7, after "violation of", by inserting "subsection (b) of"; and

on page 2, line 10, after "violation of", by inserting "subsection (b) of"; and on page 2, line 14, after "of violating", by inserting "subsection (b) of"; and on page 2, line 18, after "for violating", by inserting "subsection (b) of"; and on page 3, line 20, after "have violated", by inserting "subsection (b) of"; and on page 4, line 1, after "violation of", by inserting "subsection (b) of".

AMENDMENT NO. 2. Amend House Bill 4754 on page 3, by deleting lines 20 through 26; and on page 4, by deleting lines 1 through 6.

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 2 to HOUSE BILL 4754 was placed on the Calendar on the order of Concurrence.

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

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

HOUSE BILL 4675

A bill for AN ACT concerning local government.
 Together with the attached amendment thereto (which amendment has been printed by the Senate),
 in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
 Senate Amendment No. 1 to HOUSE BILL NO. 4675
 Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4675 by replacing everything after the enacting clause with the following:

"Section 5. The Fire Protection District Act is amended by changing Section 11f as follows:

(70 ILCS 705/11f) (from Ch. 127 1/2, par. 31f)

Sec. 11f. Charge against non-residents.

(a) The board of trustees of a fire protection district may fix, charge, and collect fees not exceeding the reasonable cost of the service for all services rendered by the district against persons, businesses and other entities who are not residents of the fire protection district.

(b) Such charge may not be assessed against residents of the fire protection district or persons who request fire protection coverage for an unprotected area and who pay to the fire protection district an amount equal to the district's Fire Protection Tax pursuant to Section 4 of the Fire Protection of Unprotected Area Act.

(c) Until January 1, 2009, the ~~The~~ charge for such services shall be computed at a rate not to exceed ~~\$250~~ ~~\$125~~ per hour per vehicle and not to exceed ~~\$70~~ ~~\$35~~ per hour per firefighter responding to a call for assistance. Beginning January 1, 2009, and each year thereafter, those amounts shall be increased or decreased by the percentage change in the Consumer Price Index-U during the previous 12-month period. An additional charge may be levied to reimburse the district for extraordinary expenses of materials used in rendering such services. No charge shall be made for services for which the total charge would be less than \$50.

(d) All revenue from the charges assessed pursuant to this Section shall be deposited to the general fund of the fire protection district.

(e) In this Section, "Consumer Price Index-U" means the index published by the Bureau of Labor Statistics of the United States Department of Labor that measures the average change in prices of goods and services purchased by all urban consumers, United States city average, all items, 1982-84 = 100.

(Source: P.A. 89-180, eff. 7-19-95.)"

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

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4675 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL 4605

A bill for AN ACT concerning agriculture.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4605

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4605 on page 5, by deleting lines 1 through 23.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4605 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 4602

A bill for AN ACT concerning regulation.
Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 2 to HOUSE BILL NO. 4602
Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 2. Amend House Bill 4602 on page 9, immediately below line 22, by inserting the following:

"Section 90. The State Mandates Act is amended by adding Section 8.32 as follows:

(30 ILCS 805/8.32 new)

Sec. 8.32. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 95th General Assembly."

The foregoing message from the Senate reporting Senate Amendment No. 2 to HOUSE BILL 4602 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 4583

A bill for AN ACT concerning employment.
Together with the attached amendments thereto (which amendments have been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:
Senate Amendment No. 1 to HOUSE BILL NO. 4583
Senate Amendment No. 2 to HOUSE BILL NO. 4583
Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4583 on page 4, lines 22 and 23, by changing "~~of an organized not-for-profit corporation~~" to "of an organized not-for-profit corporation"; and on page 5, by inserting after line 2 the following:

"(f) A camp counselor under the age of 18 employed at a day camp is not subject to the adult minimum wage if the camp counselor is paid a stipend on a onetime or periodic basis and, if the camp counselor is a minor, the minor's parent, guardian, or other custodian has consented in writing to the terms of payment before the commencement of such employment."

AMENDMENT NO. 2. Amend House Bill 4583 by replacing everything after the enacting clause with the following:

"Section 5. The Minimum Wage Law is amended by changing Sections 3 and 4 as follows:

(820 ILCS 105/3) (from Ch. 48, par. 1003)

Sec. 3. As used in this Act:

(a) "Director" means the Director of the Department of Labor, and "Department" means the Department of Labor.

(b) "Wages" means compensation due to an employee by reason of his employment, including allowances determined by the Director in accordance with the provisions of this Act for gratuities and, when furnished by the employer, for meals and lodging actually used by the employee.

(c) "Employer" includes any individual, partnership, association, corporation, limited liability company, business trust, governmental or quasi-governmental body, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee, for which one or more persons are gainfully employed on some day within a calendar year. An employer is subject to this Act in a calendar year on and after the first day in such calendar year in which he employs one or more persons, and for the following calendar year.

(d) "Employee" includes any individual permitted to work by an employer in an occupation, but does not include any individual permitted to work:

(1) For an employer employing fewer than 4 employees exclusive of the employer's parent, spouse or child or other members of his immediate family.

(2) As an employee employed in agriculture or aquaculture (A) if such employee is employed by an employer who did not, during any calendar quarter during the preceding calendar year, use more than 500 man-days of agricultural or aquacultural labor, (B) if such employee is the parent, spouse or child, or other member of the employer's immediate family, (C) if such employee (i) is employed as a hand harvest laborer and is paid on a piece rate basis in an operation which has been, and is customarily and generally recognized as having been, paid on a piece rate basis in the region of employment, (ii) commutes daily from his permanent residence to the farm on which he is so employed, and (iii) has been employed in agriculture less than 13 weeks during the preceding calendar year, (D) if such employee (other than an employee described in clause (C) of this subparagraph): (i) is 16 years of age or under and is employed as a hand harvest laborer, is paid on a piece rate basis in an operation which has been, and is customarily and generally recognized as having been, paid on a piece rate basis in the region of employment, (ii) is employed on the same farm as his parent or person standing in the place of his parent, and (iii) is paid at the same piece rate as employees over 16 are paid on the same farm.

(3) In domestic service in or about a private home.

(4) As an outside salesman.

(5) As a member of a religious corporation or organization.

(6) At an accredited Illinois college or university employed by the college or university at which he is a student who is covered under the provisions of the Fair Labor Standards Act of 1938, as heretofore or hereafter amended.

(7) For a motor carrier and with respect to whom the U.S. Secretary of Transportation has the power to establish qualifications and maximum hours of service under the provisions of Title 49 U.S.C. or the State of Illinois under Section 18b-105 (Title 92 of the Illinois Administrative Code, Part 395 - Hours of Service of Drivers) of the Illinois Vehicle Code.

The above exclusions from the term "employee" may be further defined by regulations of the Director.

(e) "Occupation" means an industry, trade, business or class of work in which employees are gainfully employed.

(f) "Gratuities" means voluntary monetary contributions to an employee from a guest, patron or customer in connection with services rendered.

(g) "Outside salesman" means an employee regularly engaged in making sales or obtaining orders or contracts for services where a major portion of such duties are performed away from his employer's place of business.

(h) "Day camp" means a seasonal recreation program in operation for no more than 16 weeks intermittently throughout the calendar year, accommodating for profit or under philanthropic or charitable auspices, 5 or more children under 18 years of age, not including overnight programs. The term "day camp" does not include a "day care agency", "child care facility" or "foster family home" as licensed by the Illinois Department of Children and Family Services.

(Source: P.A. 94-1025, eff. 7-14-06.)

(820 ILCS 105/4) (from Ch. 48, par. 1004)

Sec. 4. (a)(1) Every employer shall pay to each of his employees in every occupation wages of not less than \$2.30 per hour or in the case of employees under 18 years of age wages of not less than \$1.95 per hour, except as provided in Sections 5 and 6 of this Act, and on and after January 1, 1984, every employer shall pay to each of his employees in every occupation wages of not less than \$2.65 per hour or in the case of employees under 18 years of age wages of not less than \$2.25 per hour, and on and after October 1, 1984 every employer shall pay to each of his employees in every occupation wages of not less than \$3.00 per

hour or in the case of employees under 18 years of age wages of not less than \$2.55 per hour, and on or after July 1, 1985 every employer shall pay to each of his employees in every occupation wages of not less than \$3.35 per hour or in the case of employees under 18 years of age wages of not less than \$2.85 per hour, and from January 1, 2004 through December 31, 2004 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$5.50 per hour, and from January 1, 2005 through June 30, 2007 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$6.50 per hour, and from July 1, 2007 through June 30, 2008 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$7.50 per hour, and from July 1, 2008 through June 30, 2009 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$7.75 per hour, and from July 1, 2009 through June 30, 2010 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$8.00 per hour, and on and after July 1, 2010 every employer shall pay to each of his or her employees who is 18 years of age or older in every occupation wages of not less than \$8.25 per hour.

(2) Unless an employee's wages are reduced under Section 6, then in lieu of the rate prescribed in item (1) of this subsection (a), an employer may pay an employee who is 18 years of age or older, during the first 90 consecutive calendar days after the employee is initially employed by the employer, a wage that is not more than 50¢ less than the wage prescribed in item (1) of this subsection (a); however, an employer shall pay not less than the rate prescribed in item (1) of this subsection (a) to:

(A) a day or temporary laborer, as defined in Section 5 of the Day and Temporary Labor Services Act, who is 18 years of age or older; and

(B) an employee who is 18 years of age or older and whose employment is occasional or irregular and requires not more than 90 days to complete.

(3) At no time shall the wages paid to any employee under 18 years of age be more than 50¢ less than the wage required to be paid to employees who are at least 18 years of age under item (1) of this subsection (a).

(b) No employer shall discriminate between employees on the basis of sex or mental or physical handicap, except as otherwise provided in this Act by paying wages to employees at a rate less than the rate at which he pays wages to employees for the same or substantially similar work on jobs the performance of which requires equal skill, effort, and responsibility, and which are performed under similar working conditions, except where such payment is made pursuant to (1) a seniority system; (2) a merit system; (3) a system which measures earnings by quantity or quality of production; or (4) a differential based on any other factor other than sex or mental or physical handicap, except as otherwise provided in this Act.

(c) Every employer of an employee engaged in an occupation in which gratuities have customarily and usually constituted and have been recognized as part of the remuneration for hire purposes is entitled to an allowance for gratuities as part of the hourly wage rate provided in Section 4, subsection (a) in an amount not to exceed 40% of the applicable minimum wage rate. The Director shall require each employer desiring an allowance for gratuities to provide substantial evidence that the amount claimed, which may not exceed 40% of the applicable minimum wage rate, was received by the employee in the period for which the claim of exemption is made, and no part thereof was returned to the employer.

(d) No camp counselor who resides on the premises of a seasonal camp of an organized not-for-profit corporation shall be subject to the adult minimum wage if the camp counselor (1) works 40 or more hours per week, and (2) receives a total weekly salary of not less than the adult minimum wage for a 40-hour week. If the counselor works less than 40 hours per week, the counselor shall be paid the minimum hourly wage for each hour worked. Every employer of a camp counselor under this subsection is entitled to an allowance for meals and lodging as part of the hourly wage rate provided in Section 4, subsection (a), in an amount not to exceed 25% of the minimum wage rate.

(e) A camp counselor employed at a day camp ~~of an organized not-for-profit corporation~~ is not subject to the adult minimum wage if the camp counselor is paid a stipend on a onetime or periodic basis and, if the camp counselor is a minor, the minor's parent, guardian or other custodian has consented in writing to the terms of payment before the commencement of such employment.

(Source: P.A. 93-581, eff. 1-1-04; 94-1072, eff. 7-1-07; 94-1102, eff. 7-1-07)."

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 2 to HOUSE BILL 4583 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL 5653

A bill for AN ACT concerning criminal law.

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

Senate Amendment No. 1 to HOUSE BILL NO. 5653

Passed the Senate, as amended, May 27, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 5653 by deleting lines 19 through 23 on page 1, all of pages 2 through 43, and lines 1 through 3 on page 44.

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 5653 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL 4683

A bill for AN ACT concerning fire safety.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4683

Passed the Senate, as amended, May 28, 2008.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 4683 on page 2, by inserting immediately below line 7 the following:

"(d) Subsection (a) of this Section does not apply to sworn law enforcement officers utilizing a facsimile smoke detector, sprinkler head, carbon monoxide alarm, heat detector, or any other similar device in furtherance of a criminal investigation."

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4683 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

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

HOUSE BILL NO. 4588

A bill for AN ACT concerning elections.

HOUSE BILL NO. 4628

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 4736

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 4869

A bill for AN ACT concerning civil law.
HOUSE BILL NO. 5076
A bill for AN ACT concerning animals.
HOUSE BILL NO. 5120
A bill for AN ACT concerning public employee benefits.
HOUSE BILL NO. 5148
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 5196
A bill for AN ACT concerning local government.
HOUSE BILL NO. 5238
A bill for AN ACT concerning housing.
Passed by the Senate, May 27, 2008.

Deborah Shipley, Secretary of the Senate

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 2719
A bill for AN ACT concerning criminal law.
Passed by the Senate, May 22, 2008.

Deborah Shipley, Secretary of the Senate

The foregoing SENATE BILL 2719 was ordered reproduced and placed on the order of Senate Bills - First Reading.

A message from the Senate by
Ms. Shipley, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 804
A bill for AN ACT concerning revenue.
SENATE BILL NO. 872
A bill for AN ACT concerning regulation.
SENATE BILL NO. 970
A bill for AN ACT concerning conservation.
Passed by the Senate, May 22, 2008.

Deborah Shipley, Secretary of the Senate

The foregoing SENATE BILLS 804, 872 and 970 were ordered reproduced and placed on the order of Senate Bills - First Reading.

CHANGE OF SPONSORSHIPS

With the consent of the affected members, Representative Cultra was removed as principal sponsor, and Representative Jakobsson became the new principal sponsor of HOUSE BILL 3106.

With the consent of the affected members, Representative Phelps was removed as principal sponsor, and Representative Fritchey became the new principal sponsor of HOUSE BILL 824.

With the consent of the affected members, Representative Burke was removed as principal sponsor, and Representative Rita became the new principal sponsor of SENATE BILL 1929.

With the consent of the affected members, Representative Burke was removed as principal sponsor, and Representative Bill Mitchell became the new principal sponsor of SENATE BILL 2252.

With the consent of the affected members, Representative Ramey was removed as principal sponsor, and Representative Soto became the new principal sponsor of SENATE BILL 1878.

With the consent of the affected members, Representative Soto was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 2857.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 1343

Offered by Representative Winters:

WHEREAS, Hugo Rafael Chavez Frias is the current President of Venezuela; and

WHEREAS, In 2002, President Chavez tried to take over the Caracas city police force, which reports to an opposition mayor; the Venezuelan Supreme Court ordered Chavez to restore the force's autonomy; an opposition strike occurred in January of 2003 and violence ensued, resulting in two deaths; and

WHEREAS, In October of 2005, President Chavez accused what he called the "North American empire" of threatening "all life on the planet"; and

WHEREAS, In August of 2006, President Chavez made statements comparing Israel to Hitler; and

WHEREAS, In September of 2006, President Chavez delivered a speech to the United Nations General Assembly condemning U.S. President George Bush; in the speech, Chavez referred to President Bush as "the devil", adding that Bush had come to the United Nations General Assembly to "share his nostrums to try to preserve the current pattern of domination, exploitation and pillage of the peoples of the world"; in response, U.S. House Minority Leader Nancy Pelosi (D-California) stated "He is an everyday thug"; and

WHEREAS, President Chavez has undergone criticism from the global community for what is considered to be an excess usage of police action; and

WHEREAS, In May of 2007, President Chavez silenced the popular Radio Caracas Television (RCTV) and replaced it with a state-run broadcast station; the station had been on the air for 53 years and aired news broadcasts with a decidedly anti-governmental perspective; it was one of only a handful of private broadcast stations that openly criticized the government; and

WHEREAS, Media outlets have accused the Chavez administration of intimidating their journalists using specially-dispatched gangs; and

WHEREAS, In November of 2007 and in February of 2008, President Chavez threatened to cut off oil shipments to the United States; and

WHEREAS, President Chavez's warm and public friendship with Cuban President Fidel Castro has compromised the U.S. policy of isolating Cuba diplomatically and economically; and

WHEREAS, The U.S. State Department released a report in April of 2008 which states that President Chavez is not cooperating with U.S. anti-terror efforts and has "deepened Venezuelan relationships with state sponsors of terrorism Iran and Cuba"; it further notes that Venezuelan weapons stocks have turned up in the hands of Colombian terrorist organizations; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we encourage the State of Illinois and its citizens to not conduct business with President Hugo Chavez or any companies associated with President Hugo Chavez; and be it further

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

HOUSE JOINT RESOLUTION 135

Offered by Representative Jerry Mitchell:

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, union leader, corporate spokesman, Governor of California, and President of the United States; and

WHEREAS, Ronald Reagan was born on February 6, 1911 in Tampico; he lived in many locations throughout Illinois, including his boyhood home in Dixon; he attended Eureka College in Eureka, graduating in 1932, and is a true son of Illinois; and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America, the second of which he earned the confidence of three-fifths of the electorate and was victorious in 49 of the 50 states in the general election, a record that is unsurpassed in the history of American presidential elections; and

WHEREAS, During Mr. Reagan's presidency, he worked in a bipartisan manner to enact his bold agenda of restoring accountability and common sense to government, which led to an unprecedented economic expansion and opportunity for millions of Americans; and

WHEREAS, President Reagan's commitment to our armed forces contributed to the restoration of pride in America, her values and those cherished by the free world, and prepared America's Armed Forces to meet 21st century challenges; and

WHEREAS, President Reagan's vision of "peace through strength" helped lead to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for millions of people; and

WHEREAS, The City of Dixon, Ronald Reagan's boyhood home, has established a 15-person Centennial Commission in order to plan the City's celebration of the 100th birthday of this dynamic and visionary leader in the year 2011; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there is created the Illinois Ronald Reagan Centennial Commission consisting of 9 members appointed as follows: 2 members of the House appointed by the Speaker of the House, 2 members of the House appointed by the Minority Leader of the House, 2 members of the Senate appointed by the President of the Senate, 2 members of the Senate appointed by the Minority Leader of the Senate, and (ex-officio) the Mayor of the City of Dixon, all of whom shall serve without compensation but shall be reimbursed for their reasonable and necessary expenses from funds appropriated for that purpose; and be it further

RESOLVED, That the Commission shall select a chairperson from among its members; the Commission shall meet as frequently as necessary, at the call of the chairperson; and be it further

RESOLVED, That the Commission shall do the following:

- (1) elevate the centennial of Ronald Reagan's birth to a high profile bipartisan event;
- (2) recognize Ronald Reagan as the only United States President born and raised in the State of Illinois;
- (3) stimulate and encourage the creation and growth of programs about Ronald Reagan;
- (4) highlight and publicize the institutions in the State that are connected to Ronald Reagan and their impact on his life;
- (5) work with and coordinate statewide organizations and groups commemorating Ronald Reagan's 100th birthday; and
- (6) encourage communities and citizens to support and get involved in the commemoration; and be it further

RESOLVED, That the Commission shall work with other state Reagan Memorial Commissions and the

national Commission in developing a nationwide plan for the celebration of President Reagan's 100th birthday in 2011, including work with Illinois school districts on appropriate ceremonies to mark the successful conclusion of the Cold War and President Reagan's service to the United States; and be it further

RESOLVED, That the Commission shall receive staff support from the Illinois Historic Preservation Agency; and be it further

RESOLVED, That the Commission report to the Governor and the General Assembly on or before December 31, 2008.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 1102 (Hannig), 1103 (Hannig), 1115 (Hannig), 1116 (Hannig), 1129 (Hannig) and 1130 (Hannig).

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1338

Offered by Representative Reboletti:

Congratulates Jim McManus, custodian at Emerson School in Elmhurst, on his retirement.

HOUSE RESOLUTION 1339

Offered by Representative Reboletti:

Congratulates Carol Kuyper, third grade teacher at Emerson School in Elmhurst, on her retirement.

HOUSE RESOLUTION 1340

Offered by Representative Cross:

Congratulates Mena Boulanger as she retires as Director of Government Affairs for Brookfield Zoo.

HOUSE RESOLUTION 1341

Offered by Representative Osmond:

Congratulates Lieutenant Bobby Guerin of the Winthrop Harbor Fire Department on the occasion of his retirement.

HOUSE RESOLUTION 1342

Offered by Representative Washington:

Congratulates Bernice Patterson Wilson on her retirement as an educator in the East St. Louis Public Schools, District #189.

HOUSE RESOLUTION 1344

Offered by Representative Winters:

Mourns the death of Steve Stromquist of Durand.

HOUSE BILL ON SECOND READING

HOUSE BILL 2916. Having been read by title a second time on May 8, 2008, and held on the order of Second Reading, the same was again taken up.

Representative Reboletti offered the following amendments and moved their adoption.

AMENDMENT NO. 1. Amend House Bill 2916 by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by adding Section 5-1065.5 as follows:

(55 ILCS 5/5-1065.5 new)

Sec. 5-1065.5. Landlord regulation. The county board of any county may license and regulate landlords within that county.

Section 10. The Illinois Municipal Code is amended by adding Section 11-5.4-1 as follows:

(65 ILCS 5/11-5.4-1 new)

Sec. 11-5.4-1. Landlord regulation. The corporate authorities of any municipality may license and regulate landlords within that municipality."

AMENDMENT NO. 2. Amend House Bill 2916 by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by adding Section 5-1065.5 as follows:

(55 ILCS 5/5-1065.5 new)

Sec. 5-1065.5. Landlord regulation. The county board of any county may license and regulate landlords, as defined by the county board, within the unincorporated areas of that county.

Section 10. The Illinois Municipal Code is amended by adding Section 11-5.4-1 as follows:

(65 ILCS 5/11-5.4-1 new)

Sec. 11-5.4-1. Landlord regulation. The corporate authorities of any municipality may license and regulate landlords, as defined by the corporate authorities of the municipality, within that municipality."

The foregoing motions prevailed and Amendments numbered 1 and 2 were adopted.

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

RECALL

At the request of the principal sponsor, Representative Pihos, HOUSE BILL 4320 was recalled from the order of Third Reading to the order of Second Reading.

HOUSE BILLS ON SECOND READING

HOUSE BILL 4320. Having been recalled on May 27, 2008, the same was again taken up.

Representative Pihos offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 4320 on page 3, by replacing lines 15 through 18 with the following:

"(c-5) "Computer scrub software" means any third-party added software, designed to delete information from the computer unit, the hard drive, or other software, which would eliminate and prevent discovery of browser activity, including but not limited to Internet history, address bar or bars, cache or caches, and/or cookies, and which would over-write files in a way so as to make previous computer activity, including but not limited to website access, more difficult to discover."

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 4443. Having been recalled on May 14, 2008, and held on the order of Second Reading, the same was again taken up.

Representative Flowers offered the following amendment and moved its adoption.

AMENDMENT NO. 1. Amend House Bill 4443 by replacing everything after the enacting clause with the following:

“Section 5. The amount of \$1,000,000, or so much of that amount as may be necessary, is appropriated from the General Revenue Fund to the State Board of Education for autism training and technical assistance.

Section 10. The amount of \$500,000, or so much of that amount as may be necessary, is appropriated from the General Revenue Fund to the State Board of Education for the Chicago Southside Autism Support Group - Autism Spectrum Disorder Center.

Section 99. Effective date. This Act takes effect July 1, 2008.”

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

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

HOUSE BILL ON THIRD READING

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

On motion of Representative Moffitt, HOUSE BILL 5845 was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

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

(ROLL CALL 2)

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

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

HOUSE RESOLUTION

Having been reported out of the Committee on Human Services on May 21, 2008, HOUSE RESOLUTION 1185 was taken up for consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Joyce, HOUSE BILL 2047 was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

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

(ROLL CALL 3)

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

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

On motion of Representative Golar, HOUSE BILL 4913 was taken up and read by title a third time.

And the question being, "Shall this bill pass?"

Pending the vote on said bill, on motion of Representative Golar, further consideration of HOUSE BILL 4913 was postponed.

HOUSE BILL ON SECOND READING

HOUSE BILL 4385. Having been reproduced, was taken up and read by title a second time.

Representative Turner offered the following amendments and moved their adoption:

AMENDMENT NO. 1. Amend House Bill 4385 on page 9, line 22, by replacing "~~or~~" with "or"; and on page 9, lines 23 and 24, by deleting "or there has been no active water service to the property for 2 or more years".

AMENDMENT NO. 2. Amend House Bill 4385 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by changing Section 11-31-1 as follows:

(65 ILCS 5/11-31-1) (from Ch. 24, par. 11-31-1)

Sec. 11-31-1. Demolition, repair, enclosure, or remediation.

(a) The corporate authorities of each municipality may demolish, repair, or enclose or cause the demolition, repair, or enclosure of dangerous and unsafe buildings or uncompleted and abandoned buildings within the territory of the municipality and may remove or cause the removal of garbage, debris, and other hazardous, noxious, or unhealthy substances or materials from those buildings. In any county having adopted by referendum or otherwise a county health department as provided by Division 5-25 of the Counties Code or its predecessor, the county board of that county may exercise those powers with regard to dangerous and unsafe buildings or uncompleted and abandoned buildings within the territory of any city, village, or incorporated town having less than 50,000 population.

The corporate authorities shall apply to the circuit court of the county in which the building is located (i) for an order authorizing action to be taken with respect to a building if the owner or owners of the building, including the lien holders of record, after at least 15 days' written notice by mail so to do, have failed to put the building in a safe condition or to demolish it or (ii) for an order requiring the owner or owners of record to demolish, repair, or enclose the building or to remove garbage, debris, and other hazardous, noxious, or unhealthy substances or materials from the building. It is not a defense to the cause of action that the building is boarded up or otherwise enclosed, although the court may order the defendant to have the building boarded up or otherwise enclosed. Where, upon diligent search, the identity or whereabouts of the owner or owners of the building, including the lien holders of record, is not ascertainable, notice mailed to the person or persons in whose name the real estate was last assessed is sufficient notice under this Section.

The hearing upon the application to the circuit court shall be expedited by the court and shall be given precedence over all other suits. Any person entitled to bring an action under subsection (b) shall have the right to intervene in an action brought under this Section.

The cost of the demolition, repair, enclosure, or removal incurred by the municipality, by an intervenor, or by a lien holder of record, including court costs, attorney's fees, and other costs related to the enforcement of this Section, is recoverable from the owner or owners of the real estate or the previous owner or both if the property was transferred during the 15 day notice period and is a lien on the real estate; the lien is superior to all prior existing liens and encumbrances, except taxes, if, within 180 days after the repair, demolition, enclosure, or removal, the municipality, the lien holder of record, or the intervenor who incurred the cost and expense shall file a notice of lien for the cost and expense incurred in the office of the recorder in the county in which the real estate is located or in the office of the registrar of titles of the county if the real estate affected is registered under the Registered Titles (Torrens) Act.

The notice must consist of a sworn statement setting out (1) a description of the real estate sufficient for its identification, (2) the amount of money representing the cost and expense incurred, and (3) the date or dates when the cost and expense was incurred by the municipality, the lien holder of record, or the

intervenor. Upon payment of the cost and expense by the owner of or persons interested in the property after the notice of lien has been filed, the lien shall be released by the municipality, the person in whose name the lien has been filed, or the assignee of the lien, and the release may be filed of record as in the case of filing notice of lien. Unless the lien is enforced under subsection (c), the lien may be enforced by foreclosure proceedings as in the case of mortgage foreclosures under Article XV of the Code of Civil Procedure or mechanics' lien foreclosures. An action to foreclose this lien may be commenced at any time after the date of filing of the notice of lien. The costs of foreclosure incurred by the municipality, including court costs, reasonable attorney's fees, advances to preserve the property, and other costs related to the enforcement of this subsection, plus statutory interest, are a lien on the real estate and are recoverable by the municipality from the owner or owners of the real estate.

All liens arising under this subsection (a) shall be assignable. The assignee of the lien shall have the same power to enforce the lien as the assigning party, except that the lien may not be enforced under subsection (c).

If the appropriate official of any municipality determines that any dangerous and unsafe building or uncompleted and abandoned building within its territory fulfills the requirements for an action by the municipality under the Abandoned Housing Rehabilitation Act, the municipality may petition under that Act in a proceeding brought under this subsection.

(b) Any owner or tenant of real property within 1200 feet in any direction of any dangerous or unsafe building located within the territory of a municipality with a population of 500,000 or more may file with the appropriate municipal authority a request that the municipality apply to the circuit court of the county in which the building is located for an order permitting the demolition, removal of garbage, debris, and other noxious or unhealthy substances and materials from, or repair or enclosure of the building in the manner prescribed in subsection (a) of this Section. If the municipality fails to institute an action in circuit court within 90 days after the filing of the request, the owner or tenant of real property within 1200 feet in any direction of the building may institute an action in circuit court seeking an order compelling the owner or owners of record to demolish, remove garbage, debris, and other noxious or unhealthy substances and materials from, repair or enclose or to cause to be demolished, have garbage, debris, and other noxious or unhealthy substances and materials removed from, repaired, or enclosed the building in question. A private owner or tenant who institutes an action under the preceding sentence shall not be required to pay any fee to the clerk of the circuit court. The cost of repair, removal, demolition, or enclosure shall be borne by the owner or owners of record of the building. In the event the owner or owners of record fail to demolish, remove garbage, debris, and other noxious or unhealthy substances and materials from, repair, or enclose the building within 90 days of the date the court entered its order, the owner or tenant who instituted the action may request that the court join the municipality as a party to the action. The court may order the municipality to demolish, remove materials from, repair, or enclose the building, or cause that action to be taken upon the request of any owner or tenant who instituted the action or upon the municipality's request. The municipality may file, and the court may approve, a plan for rehabilitating the building in question. A court order authorizing the municipality to demolish, remove materials from, repair, or enclose a building, or cause that action to be taken, shall not preclude the court from adjudging the owner or owners of record of the building in contempt of court due to the failure to comply with the order to demolish, remove garbage, debris, and other noxious or unhealthy substances and materials from, repair, or enclose the building.

If a municipality or a person or persons other than the owner or owners of record pay the cost of demolition, removal of garbage, debris, and other noxious or unhealthy substances and materials, repair, or enclosure pursuant to a court order, the cost, including court costs, attorney's fees, and other costs related to the enforcement of this subsection, is recoverable from the owner or owners of the real estate and is a lien on the real estate; the lien is superior to all prior existing liens and encumbrances, except taxes, if, within 180 days after the repair, removal, demolition, or enclosure, the municipality or the person or persons who paid the costs of demolition, removal, repair, or enclosure shall file a notice of lien of the cost and expense incurred in the office of the recorder in the county in which the real estate is located or in the office of the registrar of the county if the real estate affected is registered under the Registered Titles (Torrens) Act. The notice shall be in a form as is provided in subsection (a). An owner or tenant who institutes an action in circuit court seeking an order to compel the owner or owners of record to demolish, remove materials from, repair, or enclose any dangerous or unsafe building, or to cause that action to be taken under this subsection may recover court costs and reasonable attorney's fees for instituting the action from the owner or owners of record of the building. Upon payment of the costs and expenses by the owner of or a person interested in the property after the notice of lien has been filed, the lien shall be released by the municipality or the

person in whose name the lien has been filed or his or her assignee, and the release may be filed of record as in the case of filing a notice of lien. Unless the lien is enforced under subsection (c), the lien may be enforced by foreclosure proceedings as in the case of mortgage foreclosures under Article XV of the Code of Civil Procedure or mechanics' lien foreclosures. An action to foreclose this lien may be commenced at any time after the date of filing of the notice of lien. The costs of foreclosure incurred by the municipality, including court costs, reasonable attorneys' fees, advances to preserve the property, and other costs related to the enforcement of this subsection, plus statutory interest, are a lien on the real estate and are recoverable by the municipality from the owner or owners of the real estate.

All liens arising under the terms of this subsection (b) shall be assignable. The assignee of the lien shall have the same power to enforce the lien as the assigning party, except that the lien may not be enforced under subsection (c).

(c) In any case where a municipality has obtained a lien under subsection (a), (b), or (f), the municipality may enforce the lien under this subsection (c) in the same proceeding in which the lien is authorized.

A municipality desiring to enforce a lien under this subsection (c) shall petition the court to retain jurisdiction for foreclosure proceedings under this subsection. Notice of the petition shall be served, by certified or registered mail, on all persons who were served notice under subsection (a), (b), or (f). The court shall conduct a hearing on the petition not less than 15 days after the notice is served. If the court determines that the requirements of this subsection (c) have been satisfied, it shall grant the petition and retain jurisdiction over the matter until the foreclosure proceeding is completed. The costs of foreclosure incurred by the municipality, including court costs, reasonable attorneys' fees, advances to preserve the property, and other costs related to the enforcement of this subsection, plus statutory interest, are a lien on the real estate and are recoverable by the municipality from the owner or owners of the real estate. If the court denies the petition, the municipality may enforce the lien in a separate action as provided in subsection (a), (b), or (f).

All persons designated in Section 15-1501 of the Code of Civil Procedure as necessary parties in a mortgage foreclosure action shall be joined as parties before issuance of an order of foreclosure. Persons designated in Section 15-1501 of the Code of Civil Procedure as permissible parties may also be joined as parties in the action.

The provisions of Article XV of the Code of Civil Procedure applicable to mortgage foreclosures shall apply to the foreclosure of a lien under this subsection (c), except to the extent that those provisions are inconsistent with this subsection. For purposes of foreclosures of liens under this subsection, however, the redemption period described in subsection (b) of Section 15-1603 of the Code of Civil Procedure shall end 60 days after the date of entry of the order of foreclosure.

(d) In addition to any other remedy provided by law, the corporate authorities of any municipality may petition the circuit court to have property declared abandoned under this subsection (d) if:

- (1) the property has been tax delinquent for 2 or more years or bills for water service for the property have been outstanding for 2 or more years;
- (2) the property is unoccupied by persons legally in possession; and
- (3) the property contains a dangerous or unsafe building for reasons specified in the petition.

All persons having an interest of record in the property, including tax purchasers and beneficial owners of any Illinois land trust having title to the property, shall be named as defendants in the petition and shall be served with process. In addition, service shall be had under Section 2-206 of the Code of Civil Procedure as in other cases affecting property.

The municipality, however, may proceed under this subsection in a proceeding brought under subsection (a) or (b). Notice of the petition shall be served in person or by certified or registered mail on all persons who were served notice under subsection (a) or (b).

If the municipality proves that the conditions described in this subsection exist and (i) the owner of record of the property does not enter an appearance in the action, or, if title to the property is held by an Illinois land trust, if neither the owner of record nor the owner of the beneficial interest of the trust enters an appearance, or (ii) if the owner of record or the beneficiary of a land trust, if title to the property is held by an Illinois land trust, enters an appearance and specifically waives his or her rights under this subsection (d), the court shall declare the property abandoned. Notwithstanding any waiver, the municipality may move to dismiss its petition at any time. In addition, any waiver in a proceeding under this subsection (d) does not serve as a waiver for any other proceeding under law or equity.

If that determination is made, notice shall be sent in person or by certified or registered mail to all persons having an interest of record in the property, including tax purchasers and beneficial owners of any Illinois land trust having title to the property, stating that title to the property will be transferred to the

municipality unless, within 30 days of the notice, the owner of record ~~or enters an appearance in the action,~~ ~~or unless~~ any other person having an interest in the property files with the court a request to demolish the dangerous or unsafe building or to put the building in safe condition, ~~or unless the owner of record enters an appearance and proves that the owner does not intend to abandon the property.~~

If the owner of record enters an appearance in the action within the 30 day period, but does not at that time file with the court a request to demolish the dangerous or unsafe building or to put the building in safe condition, or specifically waive his or her rights under this subsection (d), the court shall vacate its order declaring the property abandoned if it determines that the owner of record does not intend to abandon the property. In that case, the municipality may amend its complaint in order to initiate proceedings under subsection (a), or it may request that the court order the owner to demolish the building or repair the dangerous or unsafe conditions of the building alleged in the petition or seek the appointment of a receiver or other equitable relief to correct the conditions at the property. The powers and rights of a receiver appointed under this subsection (d) shall include all of the powers and rights of a receiver appointed under Section 11-31-2 of this Code.

If a request to demolish or repair the building is filed within the 30 day period, the court shall grant permission to the requesting party to demolish the building within 30 days or to restore the building to safe condition within 60 days after the request is granted. An extension of that period for up to 60 additional days may be given for good cause. If more than one person with an interest in the property files a timely request, preference shall be given to the owner of record if the owner filed a request or, if the owner did not, the person with the lien or other interest of the highest priority.

If the requesting party (other than the owner of record) proves to the court that the building has been demolished or put in a safe condition in accordance with the local safety codes within the period of time granted by the court, the court shall issue a quitclaim judicial deed for the property to the requesting party, conveying only the interest of the owner of record, upon proof of payment to the municipality of all costs incurred by the municipality in connection with the action, including but not limited to court costs, attorney's fees, administrative costs, the costs, if any, associated with building enclosure or removal, and receiver's certificates. The interest in the property so conveyed shall be subject to all liens and encumbrances on the property. In addition, if the interest is conveyed to a person holding a certificate of purchase for the property under the Property Tax Code, the conveyance shall be subject to the rights of redemption of all persons entitled to redeem under that Act, including the original owner of record. If the requesting party is the owner of record and proves to the court that the building has been demolished or put in a safe condition in accordance with the local safety codes within the period of time granted by the court, the court shall dismiss the proceeding under this subsection (d).

If the owner of record has not entered an appearance and proven that the owner did not intend to abandon the property, and if ~~if~~ no person with an interest in the property files a timely request or if the requesting party fails to demolish the building or put the building in safe condition within the time specified by the court, the municipality may petition the court to issue a judicial deed for the property to the municipality. A conveyance by judicial deed shall operate to extinguish all existing ownership interests in, liens on, and other interest in the property, including tax liens, and shall extinguish the rights and interests of any and all holders of a bona fide certificate of purchase of the property for delinquent taxes. Any such bona fide certificate of purchase holder shall be entitled to a sale in error as prescribed under Section 21-310 of the Property Tax Code.

(e) Each municipality may use the provisions of this subsection to expedite the removal of certain buildings that are a continuing hazard to the community in which they are located.

If a residential or commercial building is 3 stories or less in height as defined by the municipality's building code, and the corporate official designated to be in charge of enforcing the municipality's building code determines that the building is open and vacant and an immediate and continuing hazard to the community in which the building is located, then the official shall be authorized to post a notice not less than 2 feet by 2 feet in size on the front of the building. The notice shall be dated as of the date of the posting and shall state that unless the building is demolished, repaired, or enclosed, and unless any garbage, debris, and other hazardous, noxious, or unhealthy substances or materials are removed so that an immediate and continuing hazard to the community no longer exists, then the building may be demolished, repaired, or enclosed, or any garbage, debris, and other hazardous, noxious, or unhealthy substances or materials may be removed, by the municipality.

Not later than 30 days following the posting of the notice, the municipality shall do all of the following:

(1) Cause to be sent, by certified mail, return receipt requested, a Notice to

Remediate to all owners of record of the property, the beneficial owners of any Illinois land trust having

title to the property, and all lienholders of record in the property, stating the intent of the municipality to demolish, repair, or enclose the building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials if that action is not taken by the owner or owners.

(2) Cause to be published, in a newspaper published or circulated in the municipality where the building is located, a notice setting forth (i) the permanent tax index number and the address of the building, (ii) a statement that the property is open and vacant and constitutes an immediate and continuing hazard to the community, and (iii) a statement that the municipality intends to demolish, repair, or enclose the building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials if the owner or owners or lienholders of record fail to do so. This notice shall be published for 3 consecutive days.

(3) Cause to be recorded the Notice to Remediate mailed under paragraph (1) in the office of the recorder in the county in which the real estate is located or in the office of the registrar of titles of the county if the real estate is registered under the Registered Title (Torrens) Act.

Any person or persons with a current legal or equitable interest in the property objecting to the proposed actions of the corporate authorities may file his or her objection in an appropriate form in a court of competent jurisdiction.

If the building is not demolished, repaired, or enclosed, or the garbage, debris, or other hazardous, noxious, or unhealthy substances or materials are not removed, within 30 days of mailing the notice to the owners of record, the beneficial owners of any Illinois land trust having title to the property, and all lienholders of record in the property, or within 30 days of the last day of publication of the notice, whichever is later, the corporate authorities shall have the power to demolish, repair, or enclose the building or to remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials.

The municipality may proceed to demolish, repair, or enclose a building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials under this subsection within a 120-day period following the date of the mailing of the notice if the appropriate official determines that the demolition, repair, enclosure, or removal of any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials is necessary to remedy the immediate and continuing hazard. If, however, before the municipality proceeds with any of the actions authorized by this subsection, any person with a legal or equitable interest in the property has sought a hearing under this subsection before a court and has served a copy of the complaint on the chief executive officer of the municipality, then the municipality shall not proceed with the demolition, repair, enclosure, or removal of garbage, debris, or other substances until the court determines that that action is necessary to remedy the hazard and issues an order authorizing the municipality to do so. If the court dismisses the action for want of prosecution, the municipality must send the objector a copy of the dismissal order and a letter stating that the demolition, repair, enclosure, or removal of garbage, debris, or other substances will proceed unless, within 30 days after the copy of the order and the letter are mailed, the objector moves to vacate the dismissal and serves a copy of the motion on the chief executive officer of the municipality. Notwithstanding any other law to the contrary, if the objector does not file a motion and give the required notice, if the motion is denied by the court, or if the action is again dismissed for want of prosecution, then the dismissal is with prejudice and the demolition, repair, enclosure, or removal may proceed forthwith.

Following the demolition, repair, or enclosure of a building, or the removal of garbage, debris, or other hazardous, noxious, or unhealthy substances or materials under this subsection, the municipality may file a notice of lien against the real estate for the cost of the demolition, repair, enclosure, or removal within 180 days after the repair, demolition, enclosure, or removal occurred, for the cost and expense incurred, in the office of the recorder in the county in which the real estate is located or in the office of the registrar of titles of the county if the real estate affected is registered under the Registered Titles (Torrens) Act; this lien has priority over the interests of those parties named in the Notice to Remediate mailed under paragraph (1), but not over the interests of third party purchasers or encumbrancers for value who obtained their interests in the property before obtaining actual or constructive notice of the lien. The notice of lien shall consist of a sworn statement setting forth (i) a description of the real estate, such as the address or other description of the property, sufficient for its identification; (ii) the expenses incurred by the municipality in undertaking the remedial actions authorized under this subsection; (iii) the date or dates the expenses were incurred by the municipality; (iv) a statement by the corporate official responsible for enforcing the building code that the building was open and vacant and constituted an immediate and continuing hazard to the community; (v) a statement by the corporate official that the required sign was posted on the building, that notice was sent by certified mail to the owners of record, and that notice was published in accordance with this

subsection; and (vi) a statement as to when and where the notice was published. The lien authorized by this subsection may thereafter be released or enforced by the municipality as provided in subsection (a).

(f) The corporate authorities of each municipality may remove or cause the removal of, or otherwise environmentally remediate hazardous substances and petroleum products on, in, or under any abandoned and unsafe property within the territory of a municipality. In addition, where preliminary evidence indicates the presence or likely presence of a hazardous substance or a petroleum product or a release or a substantial threat of a release of a hazardous substance or a petroleum product on, in, or under the property, the corporate authorities of the municipality may inspect the property and test for the presence or release of hazardous substances and petroleum products. In any county having adopted by referendum or otherwise a county health department as provided by Division 5-25 of the Counties Code or its predecessor, the county board of that county may exercise the above-described powers with regard to property within the territory of any city, village, or incorporated town having less than 50,000 population.

For purposes of this subsection (f):

- (1) "property" or "real estate" means all real property, whether or not improved by a structure;
- (2) "abandoned" means;
 - (A) the property has been tax delinquent for 2 or more years;
 - (B) the property is unoccupied by persons legally in possession; and
- (3) "unsafe" means property that presents an actual or imminent threat to public health and safety caused by the release of hazardous substances; and
- (4) "hazardous substances" means the same as in Section 3.215 of the Environmental Protection Act.

The corporate authorities shall apply to the circuit court of the county in which the property is located (i) for an order allowing the municipality to enter the property and inspect and test substances on, in, or under the property; or (ii) for an order authorizing the corporate authorities to take action with respect to remediation of the property if conditions on the property, based on the inspection and testing authorized in paragraph (i), indicate the presence of hazardous substances or petroleum products. Remediation shall be deemed complete for purposes of paragraph (ii) above when the property satisfies Tier I, II, or III remediation objectives for the property's most recent usage, as established by the Environmental Protection Act, and the rules and regulations promulgated thereunder. Where, upon diligent search, the identity or whereabouts of the owner or owners of the property, including the lien holders of record, is not ascertainable, notice mailed to the person or persons in whose name the real estate was last assessed is sufficient notice under this Section.

The court shall grant an order authorizing testing under paragraph (i) above upon a showing of preliminary evidence indicating the presence or likely presence of a hazardous substance or a petroleum product or a release of or a substantial threat of a release of a hazardous substance or a petroleum product on, in, or under abandoned property. The preliminary evidence may include, but is not limited to, evidence of prior use, visual site inspection, or records of prior environmental investigations. The testing authorized by paragraph (i) above shall include any type of investigation which is necessary for an environmental professional to determine the environmental condition of the property, including but not limited to performance of soil borings and groundwater monitoring. The court shall grant a remediation order under paragraph (ii) above where testing of the property indicates that it fails to meet the applicable remediation objectives. The hearing upon the application to the circuit court shall be expedited by the court and shall be given precedence over all other suits.

The cost of the inspection, testing, or remediation incurred by the municipality or by a lien holder of record, including court costs, attorney's fees, and other costs related to the enforcement of this Section, is a lien on the real estate; except that in any instances where a municipality incurs costs of inspection and testing but finds no hazardous substances or petroleum products on the property that present an actual or imminent threat to public health and safety, such costs are not recoverable from the owners nor are such costs a lien on the real estate. The lien is superior to all prior existing liens and encumbrances, except taxes and any lien obtained under subsection (a) or (e), if, within 180 days after the completion of the inspection, testing, or remediation, the municipality or the lien holder of record who incurred the cost and expense shall file a notice of lien for the cost and expense incurred in the office of the recorder in the county in which the real estate is located or in the office of the registrar of titles of the county if the real estate affected is registered under the Registered Titles (Torrens) Act.

The notice must consist of a sworn statement setting out (i) a description of the real estate sufficient for its identification, (ii) the amount of money representing the cost and expense incurred, and (iii) the date or

dates when the cost and expense was incurred by the municipality or the lien holder of record. Upon payment of the lien amount by the owner or persons interested in the property after the notice of lien has been filed, a release of lien shall be issued by the municipality, the person in whose name the lien has been filed, or the assignee of the lien, and the release may be filed of record as in the case of filing notice of lien.

The lien may be enforced under subsection (c) or by foreclosure proceedings as in the case of mortgage foreclosures under Article XV of the Code of Civil Procedure or mechanics' lien foreclosures; provided that where the lien is enforced by foreclosure under subsection (c) or under either statute, the municipality may not proceed against the other assets of the owner or owners of the real estate for any costs that otherwise would be recoverable under this Section but that remain unsatisfied after foreclosure except where such additional recovery is authorized by separate environmental laws. An action to foreclose this lien may be commenced at any time after the date of filing of the notice of lien. The costs of foreclosure incurred by the municipality, including court costs, reasonable attorney's fees, advances to preserve the property, and other costs related to the enforcement of this subsection, plus statutory interest, are a lien on the real estate.

All liens arising under this subsection (f) shall be assignable. The assignee of the lien shall have the same power to enforce the lien as the assigning party, except that the lien may not be enforced under subsection (c).

(g) In any case where a municipality has obtained a lien under subsection (a), the municipality may also bring an action for a money judgment against the owner or owners of the real estate in the amount of the lien in the same manner as provided for bringing causes of action in Article II of the Code of Civil Procedure and, upon obtaining a judgment, file a judgment lien against all of the real estate of the owner or owners and enforce that lien as provided for in Article XII of the Code of Civil Procedure.

(Source: P.A. 95-331, eff. 8-21-07.)"

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

The foregoing motions prevailed and Amendments numbered 1 and 2 were adopted.

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

RECALLS

At the request of the principal sponsor, Representative Chapa LaVia, HOUSE BILL 4927 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 Lang, HOUSE BILL 5668 was recalled from the order of Third Reading to the order of Second Reading.

HOUSE BILL ON SECOND READING

HOUSE BILL 5668. Having been recalled on May 27, 2008, the same was again taken up. Representative Lang offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 5668, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by changing Section 8h and adding Section 5.708 as follows:

(30 ILCS 105/5.708 new)

Sec. 5.708. The Department of Human Rights Special Fund.

(30 ILCS 105/8h)

Sec. 8h. Transfers to General Revenue Fund.

(a) Except as otherwise provided in this Section and Section 8n of this Act, and notwithstanding any other State law to the contrary, the Governor may, through June 30, 2007, from time to time direct the State Treasurer and Comptroller to transfer a specified sum from any fund held by the State Treasurer to the General Revenue Fund in order to help defray the State's operating costs for the fiscal year. The total transfer under this Section from any fund in any fiscal year shall not exceed the lesser of (i) 8% of the

revenues to be deposited into the fund during that fiscal year or (ii) an amount that leaves a remaining fund balance of 25% of the July 1 fund balance of that fiscal year. In fiscal year 2005 only, prior to calculating the July 1, 2004 final balances, the Governor may calculate and direct the State Treasurer with the Comptroller to transfer additional amounts determined by applying the formula authorized in Public Act 93-839 to the funds balances on July 1, 2003. No transfer may be made from a fund under this Section that would have the effect of reducing the available balance in the fund to an amount less than the amount remaining unexpended and unreserved from the total appropriation from that fund estimated to be expended for that fiscal year. This Section does not apply to any funds that are restricted by federal law to a specific use, to any funds in the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the Hospital Provider Fund, the Medicaid Provider Relief Fund, the Teacher Health Insurance Security Fund, the Reviewing Court Alternative Dispute Resolution Fund, the Voters' Guide Fund, the Foreign Language Interpreter Fund, the Lawyers' Assistance Program Fund, the Supreme Court Federal Projects Fund, the Supreme Court Special State Projects Fund, the Supplemental Low-Income Energy Assistance Fund, the Good Samaritan Energy Trust Fund, the Low-Level Radioactive Waste Facility Development and Operation Fund, the Horse Racing Equity Trust Fund, the Metabolic Screening and Treatment Fund, or the Hospital Basic Services Preservation Fund, or to any funds to which Section 70-50 of the Nurse Practice Act applies. No transfers may be made under this Section from the Pet Population Control Fund. Notwithstanding any other provision of this Section, for fiscal year 2004, the total transfer under this Section from the Road Fund or the State Construction Account Fund shall not exceed the lesser of (i) 5% of the revenues to be deposited into the fund during that fiscal year or (ii) 25% of the beginning balance in the fund. For fiscal year 2005 through fiscal year 2007, no amounts may be transferred under this Section from the Road Fund, the State Construction Account Fund, the Criminal Justice Information Systems Trust Fund, the Wireless Service Emergency Fund, or the Mandatory Arbitration Fund.

In determining the available balance in a fund, the Governor may include receipts, transfers into the fund, and other resources anticipated to be available in the fund in that fiscal year.

The State Treasurer and Comptroller shall transfer the amounts designated under this Section as soon as may be practicable after receiving the direction to transfer from the Governor.

(a-5) Transfers directed to be made under this Section on or before February 28, 2006 that are still pending on May 19, 2006 (the effective date of Public Act 94-774) shall be redirected as provided in Section 8n of this Act.

(b) This Section does not apply to: (i) the Ticket For The Cure Fund; (ii) any fund established under the Community Senior Services and Resources Act; or (iii) on or after January 1, 2006 (the effective date of Public Act 94-511), the Child Labor and Day and Temporary Labor Enforcement Fund.

(c) This Section does not apply to the Demutualization Trust Fund established under the Uniform Disposition of Unclaimed Property Act.

(d) This Section does not apply to moneys set aside in the Illinois State Podiatric Disciplinary Fund for podiatric scholarships and residency programs under the Podiatric Scholarship and Residency Act.

(e) Subsection (a) does not apply to, and no transfer may be made under this Section from, the Pension Stabilization Fund.

(f) Subsection (a) does not apply to, and no transfer may be made under this Section from, the Illinois Power Agency Operations Fund, the Illinois Power Agency Facilities Fund, the Illinois Power Agency Debt Service Fund, and the Illinois Power Agency Trust Fund.

(g) (f) This Section does not apply to the Veterans Service Organization Reimbursement Fund.

(h) (f) This Section does not apply to the Supreme Court Historic Preservation Fund.

(i) This Section does not apply to the Department of Human Rights Special Fund.

(Source: P.A. 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839, eff. 6-6-06; 95-331, eff. 8-21-07; 95-410, eff. 8-24-07; 95-481, eff. 8-28-07; 95-629, eff. 9-25-07; 95-639, eff. 10-5-07; 95-695, eff. 11-5-07; revised 11-2-07.)

Section 10. The Illinois Human Rights Act is amended by adding Section 7-113 as follows:

(775 ILCS 5/7-113 new)

Sec. 7-113. Employer report form; registration fee. When a person files an "Employer Report Form" (PC-1) with the Department as specified in subsection (J) of Section 2-101 to establish eligibility to be awarded a contract by a State agency, the person must pay a \$75 registration fee. A person must also pay a \$75 registration fee when the person files for renewal of eligibility. These fees shall be paid into the Department of Human Rights Special Fund, a special fund that is created in the State treasury.

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. Moneys in the Fund shall be used solely to fund the Department's public contract compliance monitoring program and other Department programs and activities.

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.

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

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 again 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 Howard, HOUSE BILL 1831 was taken up and read by title a third time.

And the question being, "Shall this bill pass?"

Pending the vote on said bill, on motion of Representative Howard, further consideration of HOUSE BILL 1831 was postponed.

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 May, SENATE BILL 2380 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 102, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 4)

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

Ordered that the Clerk inform the Senate and ask their concurrence in the House amendment/s adopted.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 1338, 1339, 1340, 1341, 1342 and 1344 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

At the hour of 4:08 o'clock p.m., Representative Currie moved that the House do now adjourn until Wednesday, May 28, 2008, at 12:00 o'clock noon, allowing perfunctory time for the Clerk.

The motion prevailed.

And the House stood adjourned.

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

May 27, 2008

0 YEAS

0 NAYS

105 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	E 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 (ADDED)	P Ford (ADDED)	P McAuliffe	P Saviano
P Boland	P Fortner	P McCarthy	P Schmitz
P Bost	P Franks	P McGuire	P Schock
E Bradley, John	P Fritchey	P Mendoza	E Scully
E Bradley, Richard	E Froehlich	P Meyer	P Smith
P Brady	P Golar	P Miller	P Sommer
P Brauer	P Gordon	P Mitchell, Bill	P Soto
P Brosnahan	P Graham (ADDED)	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
A Colvin	P Hernandez	P Nekritz	P Wait
P Coulson	P Hoffman	P Osmond	E Washington
P Crespo	P Holbrook	E Osterman	E Watson
P Cross	P Howard	E Patterson	P Winters
P Cultra	P Jakobsson	P Phelps	E 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	
E Davis, William	P Kosel	P Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 5845
TRANSPORTATION-TECH
THIRD READING
PASSED

May 27, 2008

102 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	E 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
E Black	A Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
E Bradley, John	Y Fritchey	Y Mendoza	E Scully
E Bradley, Richard	E Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	A 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
A 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	E 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	
E Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FIFTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2047
PUBLIC EMPLOYEE BENEFITS-TECH
THIRD READING
PASSED

May 27, 2008

102 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	E 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
E Black	A Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
E Bradley, John	Y Fritchey	Y Mendoza	E Scully
E Bradley, Richard	E Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	A 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
A 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	E 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	
E Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2380
 CHIP-ELGIBILITY-PLAN COVERAGE
 THIRD READING
 PASSED

May 27, 2008

102 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	E 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
E Black	A Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	Y Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
E Bradley, John	Y Fritchey	Y Mendoza	E Scully
E Bradley, Richard	E Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	A 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
A 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	E 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	
E Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

273RD LEGISLATIVE DAY

Perfunctory Session

TUESDAY, MAY 27, 2008

At the hour of 5:57 o'clock p.m., the House convened perfunctory session.

INTRODUCTION AND FIRST READING OF BILLS

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

HOUSE BILL 6652. Introduced by Representatives Mathias - Mulligan - Coulson - Wait - Munson, Bassi, Pihos, Leitch, Poe, Brauer, Mitchell, Jerry and Tracy, AN ACT concerning public employee benefits.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 970 (Jakobsson) and 2719 (Bassi).

SENATE BILLS ON SECOND READING

Having been reproduced, the following bills were taken up, read by title a second time and held on the order of Second Reading: SENATE BILLS 993, 1927, 1945, 1982, 1984, 1987, 2005, 2017, 2070, 2160, 2182, 2187, 2190, 2191, 2239, 2292, 2314, 2338 and 2707.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Lang replaced Representative Turner in the Committee on Rules on May 27, 2008.

Representative Joyce replaced Representative D'Amico in the Committee on Higher Education on May 27, 2008.

Representative Reitz replaced Representative Colvin in the Committee on Consumer Protection on May 27, 2008.

Representative Berrios replaced Representative Osterman in the Committee on Financial Institutions on May 27, 2008.

Representative Mendoza replaced Representative Richard Bradley in the Committee on Financial Institutions on May 27, 2008.

Representative Jakobsson replaced Representative Boland in the Committee on Environmental Health on May 27, 2008.

Representative McGuire replaced Representative Froehlich in the Committee on Environmental Health on May 27, 2008.

Representative Flowers replaced Representative Riley in the Committee on Environmental Health on May 27, 2008.

Representative Ryg replaced Representative Nekritz in the Committee on Environmental Health on May 27, 2008.

Representative Kosel replaced Representative Mathias in the Committee on Local Government on May 27, 2008.

Representative Lyons replaced Representative Flider in the Committee on Local Government on May 27, 2008.

Representative Joyce replaced Representative Mautino in the Committee on Local Government on May 27, 2008.

Representative Burke replaced Representative Riley in the Committee on Local Government on May 27, 2008.

Representative Mathias replaced Representative Pritchard in the Committee on Elections & Campaign Reform on May 27, 2008.

Representative Lyons replaced Representative McCarthy in the Committee on Elections & Campaign Reform on May 27, 2008.

Representative Harris replaced Representative D'Amico in the Committee on Elections & Campaign Reform on May 27, 2008.

Representative Golar replaced Representative Nekritz in the Committee on Environment & Energy on May 27, 2008.

Representative Mautino replaced Representative John Bradley in the Committee on Environment & Energy on May 27, 2008.

Representative Crespo replaced Representative Richard Bradley in the Committee on Environment & Energy on May 27, 2008.

Representative Monique Davis replaced Representative Rita in the Committee on Environment & Energy on May 27, 2008.

Representative Hannig replaced Representative Franks in the Committee on Public Utilities on May 27, 2008.

Representative Hernandez replaced Representative Flowers in the Committee on Drivers Education & Safety on May 27, 2008.

Representative McCarthy replaced Representative Osterman in the Committee on Labor on May 27, 2008.

Representative Phelps replaced Representative Colvin in the Committee on Labor on May 27, 2008.

Representative Rita replaced Representative William Davis in the Committee on Labor on May 27, 2008.

Representative Flider replaced Representative Graham in the Committee on Labor on May 27, 2008.

REPORTS FROM STANDING COMMITTEES

Representative McCarthy, Chairperson, from the Committee on Higher Education to which the following were referred, action taken on May 27, 2008, reported the same back with the following recommendations:

That the Motion be reported “recommends be adopted” and placed on the House Calendar:
Motion to concur with Senate Amendments numbered 1, 2 and 5 to HOUSE BILL 1334.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 1982.

The committee roll call vote on Amendments numbered 1, 2 and 5 to House Bill 1334 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

- | | |
|------------------------------------|----------------------------------|
| Y McCarthy(D), Chairperson | Y Jakobsson(D), Vice-Chairperson |
| Y Bost(R), Republican Spokesperson | Y Beiser(D) |
| Y Black(R) | Y Brady(R) |
| Y Brosnahan(D) | Y Joyce(D) (replacing D’Amico) |
| A Eddy(R) | Y Flowers(D) |
| Y Howard(D) | Y Miller(D) |
| Y Myers(R) | Y Pritchard(R) |
| A Tracy(R) | |

The committee roll call vote on Senate Bill 1982 is as follows:
12, Yeas; 0, Nays; 0, Answering Present.

- | | |
|------------------------------------|----------------------------------|
| Y McCarthy(D), Chairperson | Y Jakobsson(D), Vice-Chairperson |
| Y Bost(R), Republican Spokesperson | Y Beiser(D) |
| Y Black(R) | Y Brady(R) |
| Y Brosnahan(D) | A D’Amico(D) |
| A Eddy(R) | Y Flowers(D) |
| Y Howard(D) | Y Miller(D) |
| Y Myers(R) | Y Pritchard(R) |
| A Tracy(R) | |

Representative Gordon, Chairperson, from the Committee on Consumer Protection to which the following were referred, action taken on May 27, 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 2187.

The committee roll call vote on Senate Bill 2187 is as follows:
8, Yeas; 0, Nays; 0, Answering Present.

- | | |
|--|-------------------------------|
| Y Reitz(D) (replacing Colvin) | Y Gordon(D), Vice-Chairperson |
| Y Sullivan(R), Republican Spokesperson | Y Arroyo(D) |
| Y Graham(D) | A Hernandez(D) |
| Y Meyer(R) | Y Pihos(R) |
| A Ramey(R) | Y Rita(D) |
| A Scully(D) | A Tracy(R) |

Representative Boland, Chairperson, from the Committee on Financial Institutions to which the following were referred, action taken on May 27, 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 2338.

The committee roll call vote on Senate Bill 2338 is as follows:
15, Yeas; 0, Nays; 0, Answering Present.

Y Boland(D), Chairperson	Y Burke(D), Vice-Chairperson
Y Mitchell, Bill(R), Republican Spokesperson	Y Acevedo(D)
A Bellock(R)	Y Mendoza(D) (replacing Bradley,R)
A Brauer(R)	Y Coulson(R)
Y Davis, Monique(D)	Y Dunkin(D)
Y Durkin(R)	A Dunn(R)
A Fritchey(D)	Y Holbrook(D)
Y Lyons(D)	Y McAuliffe(R)
Y Berrios(D) (replacing Osterman)	Y Rose(R)
A Schock(R)	Y Smith(D)
A Watson(R)	A Yarbrough(D)

Representative May, Chairperson, from the Committee on Environmental Health to which the following were referred, action taken on May 27, 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 2707.

The committee roll call vote on Senate Bill 2707 is as follows:

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

Y May(D), Chairperson	Y McCarthy(D), Vice-Chairperson
Y Winters(R), Republican Spokesperson	A Bellock(R)
Y Jakobsson(D) (replacing Boland)	Y McGuire(D) (replacing Froehlich)
Y Hamos(D)	Y Harris(D)
A Hassert(R)	Y Lindner(R)
Y Ryg(D) (replacing Nekritz)	A Pritchard(R)
Y Flowers(D) (replacing Riley)	Y Tryon(R)

Representative Chapa LaVia, Chairperson, from the Committee on Local Government to which the following were referred, action taken on May 27, 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 2292.

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2005, 2160 and 2239.

The committee roll call vote on Senate Bill 2005 is as follows:

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

Y Chapa LaVia(D), Chairperson	Y Lyons(D) (replacing Flider)
Y Mathias(R), Republican Spokesperson	Y Ford(D)
A Fortner(R)	Y Joyce(D) (replacing Mautino)
Y Burke(D) (replacing Riley)	Y Ryg(D)
Y Sommer(R)	A Tracy(R)
A Tryon(R)	

The committee roll call vote on Senate Bills 2160 and 2239 is as follows:

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

Y Chapa LaVia(D), Chairperson	Y Flider(D), Vice-Chairperson
A Kosel(R) (replacing Mathias)	Y Ford(D)
A Fortner(R)	Y Joyce(D) (replacing Mautino)
Y Burke(D) (replacing Riley)	A Ryg(D)
Y Sommer(R)	A Tracy(R)
A Tryon(R)	

The committee roll call vote on Senate Bill 2292 is as follows:

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

- | | |
|---------------------------------------|--------------------------------|
| N Chapa LaVia(D), Chairperson | Y Lyons(D) (replacing Flider) |
| Y Mathias(R), Republican Spokesperson | Y Ford(D) |
| A Fortner(R) | Y Joyce(D) (replacing Mautino) |
| Y Burke(D) (replacing Riley) | Y Ryg(D) |
| Y Sommer(R) | A Tracy(R) |
| A Tryon(R) | |

Representative Nekritz, Chairperson, from the Committee on Elections & Campaign Reform to which the following were referred, action taken on May 27, 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 2190, 2191 and 2314.

The committee roll call vote on Senate Bills 2190 and 2314 is as follows:

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

- | | |
|---------------------------------------|---------------------------------|
| Y Nekritz(D), Chairperson | A Harris(D) (replacing D’Amico) |
| A Schmitz(R), Republican Spokesperson | Y Brady(R) |
| Y Beiser(D) | Y Bost(R) |
| A Ford(D) | Y Lyons(D) (replacing McCarthy) |
| Y Mathias(R) (replacing Pritchard) | |

The committee roll call vote on Senate Bill 2191 is as follows:

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

- | | |
|---------------------------------------|---------------------------------|
| Y Nekritz(D), Chairperson | A Harris(D) (replacing D’Amico) |
| Y Schmitz(R), Republican Spokesperson | Y Brady(R) |
| Y Beiser(D) | A Bost(R) |
| A Ford(D) | Y Lyons(D) (replacing McCarthy) |
| Y Mathias(R) (replacing Pritchard) | |

Representative Nekritz, Chairperson, from the Committee on Railroad Safety to which the following were referred, action taken on May 27, 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 2182.

The committee roll call vote on Senate Bill 2182 is as follows:

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

- | | |
|---------------------------|---------------------------------------|
| Y Nekritz(D), Chairperson | A Moffitt(R), Republican Spokesperson |
| A Black(R) | Y Cultra(R) |
| A Davis, William(D) | A Hoffman(D) |
| Y Holbrook(D) | Y Joyce(D) |
| Y Mathias(R) | |

Representative Holbrook, Chairperson, from the Committee on Environment & Energy to which the following were referred, action taken on May 27, 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 2017.

The committee roll call vote on Senate Bill 2017 is as follows:

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

Y Holbrook(D), Chairperson	Y Golar(D) (replacing Nekritz)
Y Durkin(R), Republican Spokesperson	Y Mautino(D) (replacing Bradley,J)
Y Crespo(D) (replaicng Bradley,R)	Y Cole(R)
Y Flider(D)	A Fortner(R)
A Hamos(D)	Y Joyce(D)
Y Krause(R)	A May(D)
A Meyer(R)	A Phelps(D)
A Reboletti(R)	Y Reitz(D)
Y Davis,M(D) (replacing Rita)	Y Rose(R)
A Schock(R)	Y Smith(D)
A Tryon(R)	Y Verschoore(D)
A Winters(R)	

Representative Collins, Chairperson, from the Committee on Public Utilities to which the following were referred, action taken on May 27, 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 1987.

The committee roll call vote on Senate Bill 1987 is as follows:

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

Y Collins(D), Chairperson	Y Holbrook(D), Vice-Chairperson
A Watson(R), Republican Spokesperson	Y Biggins(R)
A Bost(R)	Y Davis, Monique(D)
A Coladipietro(R)	Y Crespo(D)
Y Hannig(D) (replacing Franks)	A Jefferies(D)
Y Jefferson(D)	A Saviano(R)
A Sullivan(R)	

Representative Reitz, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on May 27, 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 BILLS 1927 and 1945.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 1984.

The committee roll call vote on Senate Bills 1927 and 1945 is as follows:

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

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

The committee roll call vote on Senate Bill 1984 is as follows:

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

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

Representative D'Amico, Chairperson, from the Committee on Drivers Education & Safety to which the following were referred, action taken on May 27, 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 993.

The committee roll call vote on Senate Bill 993 is as follows:

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

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

Representative Soto, Chairperson, from the Committee on Labor to which the following were referred, action taken on May 27, 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 2070.

The committee roll call vote on Senate Bill 2070 is as follows:

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

Y McCarthy(D) (replacing Osterman)	Y Soto(D), Vice-Chairperson
Y Winters(R), Republican Spokesperson	Y Arroyo(D)
Y Beaubien(R)	A Bellock(R)
A Boland(D)	Y Phelps(D) (replacing Colvin)
A Cultra(R)	Y D'Amico(D)
A Eddy(R)	Y Rita(D) (replacing Davis,W)
Y Flider(D) (replacing Graham)	A Hassert(R)
Y Hernandez(D)	A Hoffman(D)
Y Howard(D)	Y Jefferson(D)
A Lindner(R)	A Reis(R)
Y Sacia(R)	A Schmitz(R)
A Washington(D)	

At the hour of 6:06 o'clock p.m., the House Perfunctory Session adjourned.