

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-SIXTH GENERAL ASSEMBLY**

**71ST LEGISLATIVE DAY**

**PERFUNCTORY SESSION**

**WEDNESDAY, SEPTEMBER 30, 2009**

**12:03 O'CLOCK P.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
71st Legislative Day**

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The House of Representatives met in Perfunctory Session pursuant to notice from the Speaker.

## REPORTS

The Clerk of the House acknowledges receipt of the following correspondence:

House Concurrent Resolution 16, submitted by Missouri House of Representatives, adopted on May 13, 2009.

Illinois Suicide Prevention Alliance State Agency Review and Initial Recommendations Report, April 2008, submitted by Department of Public Health on July 15, 2009.

An Examination of African American Men in Illinois, 2009 Final Report, submitted by Illinois Taskforce on the Condition of African American Men in Illinois and Department of Human Services on July 16, 2009.

Breach of Security Notification, submitted by Western Illinois University on July 20, 2009.

Report on Cable Median Barriers (CD Format), submitted by Department of Transportation on July 24, 2009.

Financial Audit of ROE 32, submitted by Office of the Auditor General on July 24, 2009.

Financial Audit of ROE 34, submitted by Office of the Auditor General on July 24, 2009.

Financial Audit of ROE 48, submitted by Office of the Auditor General on July 24, 2009.

Financial Audit of ROE 16, submitted by Office of the Auditor General on July 24, 2009.

Report on Illinois Tax Incentives, July 2009, submitted by Commission on Government Forecasting and Accountability on July 27, 2009.

YouthBuild 2008 Annual Report, submitted by Department of Human Services on July 29, 2009.

Report on Bilingual Jobs as of November 19, 2009, submitted by Department of Juvenile Justice on July 30, 2009.

Illinois Annual Performance Report on the Early Intervention Program, submitted by Department of Human Services on July 30, 2009.

Annual Progress Report of the Illinois State Diabetes Commission, submitted by Department of Human Services on July 30, 2009.

Breach of Security Notification, submitted by Southern Illinois University at Carbondale on July 30, 2009.

Illinois Certification Testing System (ICTS) Basic Skills and Content Area Tests Pass Rate Summary, submitted by State Board of Education on July 31, 2009.

Report on Internal Control over Financial Reporting and on Compliance and Other Matters based on an Audit of Financial Statements, submitted by Office of the Auditor General on July 31, 2009.

Financial Audit of Intermediate Service Center No. 2, submitted by Office of the Auditor General on July 31, 2009.

Financial Audit of ROE 55, submitted by Office of the Auditor General on July 31, 2009.

Financial Audit of the Illinois State Employees' Deferred Compensation Plan, submitted by Office of the Auditor General on July 31, 2009.

Report concerning House Resolution 267, submitted by Veterans Health Administration, Department of Veterans Affairs on July 31, 2009.

Breach of Security Notification, submitted by Western Illinois University on July 31, 2009.

Overview of the Teachers' Retirement Insurance Program and the College Insurance Program, July 2009, submitted by Commission on Government Forecasting and Accountability on August 6, 2009.

Serving Minority Seniors Report, 2008, submitted by Department on Aging on August 6, 2009.

Food Expenditure Report for the Special Supplemental Nutrition Program for Women, Infants, and Children, 2008, submitted by Department of Human Services on August 7, 2009.

Breach of Security Notification, submitted by Department of Financial and Professional Regulation on August 10, 2009.

Single Audit Report of the State of Illinois, submitted by Office of the Auditor General on August 11, 2009.

Report on Internal Control over Financial Reporting and on Compliance and Other Matters based on an Audit of Financial Statements performed in accordance with Government Auditing Standards, submitted by Office of the Auditor General on August 11, 2009.

Supplemental Report of Federal Expenditures Agency, Program, Fund (UnAudited), submitted by Office of the Auditor General on August 11, 2009.

Annual Report, submitted by Department of Transportation on August 11, 2009.

Annual Report, 2008, submitted by Department of Human Rights and Department of Human Services on August 13, 2009.

Measuring Progress: Benchmarking Workforce Development in Illinois, Fifth Annual Report, June 2009, submitted by Illinois Workforce Investment Board on August 13, 2009.

Breach of Security Notification, submitted by Southern Illinois University at Carbondale on August 18, 2009.

Recycling and Recycled Paper Procurement Update, FY 2008, submitted by Department of Central Management Services on August 21, 2009.

Breach of Security Notification, submitted by Southern Illinois University at Carbondale on August 25, 2009.

Report on Emerging Money Managers, FY 2009, submitted by State Board of Investment on August 26, 2009.

Financial Audit for ROE 40, submitted by Office of the Auditor General on August 28, 2009.

Affirmative Action Plan, FY 2010, submitted by Metropolitan Pier and Exposition Authority on August 31, 2009.

Annual Report on Economic Opportunity Investments, submitted by State Universities Retirement System of Illinois on September 1, 2009.

Breach of Security Notification, submitted by Southern Illinois University at Carbondale on September 2, 2009.

Report of Social Services Block Grant Fund and Local Initiative Fund Receipts and Transfers, FY 2009, submitted by Department of Human Services on September 2, 2009.

TRS Investments in Illinois Report, submitted by Teachers' Retirement System on September 2, 2009.

Report on the Use of Emerging Investment Mangers, submitted by Cook County Pension Fund on September 2, 2009.

Illinois-Based Firm Utilization Report, submitted by Cook County Pension Fund on September 2, 2009.

House Joint Resolution 27 relating to sovereign powers of the state, submitted by Alaska State Legislature on September 2, 2009.

Determination of Need, Service Cost Maximum Study Report, submitted by Department on Aging on September 3, 2009.

Supplemental Digest for the Department of Juvenile Justice, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, St. Charles, submitted by Office of the Auditor General on September 9, 2009.

Compliance Examination, General Office, for the Department of Juvenile Justice, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Pere Marquette, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Warrenville, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Kewanee, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Chicago, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Murphysboro, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Harrisburg, submitted by Office of the Auditor General on September 9, 2009.

Limited Scope Compliance Examination of Department of Juvenile Justice, Illinois Youth Center, Joliet, submitted by Office of the Auditor General on September 9, 2009.

Public Health Program Beneficiaries Employer Disclosure Law Report, August 2009, submitted by Department of Healthcare and Family Services on September 10, 2009.

Performance Audit of the Medical Assistance Program Long Term Eligibility Determination, September 2009, submitted by Office of the Auditor General on September 11, 2009.

Primary Care Case Management and Disease Management Report, July 2009, submitted by Department of Healthcare and Family Services on September 16, 2009.

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Proposed Improvements for Illinois Highways, FY 2010, submitted by Department of Transportation on September 18, 2009.

Financial Audit and Compliance Examination of Illinois State Toll Highway Authority, submitted by Office of the Auditor General on September 24, 2009.

Report on Waivers of School Code Mandates, submitted by State Board of Education on September 30, 2009.

### LETTERS OF TRANSMITTAL

September 30, 2009

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

Dear Clerk Mahoney:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will have **Perfunctory time** on **Wednesday, September 30, 2009**.

With kindest personal regards, I remain

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

June 17, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Pursuant to SJR 29, please appoint the following member to the **Unemployment Insurance for Contingent Academic Workers Task Force**:

Representative Darlene Senger

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

July 17, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Pursuant to 20 ILCS 2929/2, please appoint the following to the **Capitol Punishment Reform Study Committee**:

Eric Weis  
Kendall Co. State's Attorney  
807 W. John Street  
Yorkville, IL 60560  
(630)553-4157

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

July 20, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Pursuant to HR 11 of the 96<sup>th</sup> General Assembly that reauthorized the Family-Law Study Committee, please appoint the following:

Jane Waller  
225 East Deerpath Road  
Lake Forest, Illinois 60045-1973

Most recently, Jane Waller was the Chief Presiding Judge of the Family Court in Lake County.

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

July 20, 2009

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The Honorable Pat Quinn  
Governor, State of Illinois  
207 State House  
Springfield, IL 62706

Dear Governor Quinn:

Executive Order 9-16 created the Cemetery Oversight Task Force and allows for the appointment of an ex-officio member to be appointed by the House Minority Leader. Representative Dan Brady will serve my appointee to this Task Force.

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

September 17, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Mr. Clerk:

The following changes to the 96<sup>th</sup> General Assembly House Committees are effective immediately.

**Cities and Villages**

Representative Carol Sente is appointed.  
Membership: 6 Majority appointments, 4 Minority appointments.

**Disability Services**

Representative Carol Sente replaces Kathy Ryg as a member.  
Chairperson will be named at a later date.

**Appropriations – Human Services**

Representative Carol Sente replaces Kathy Ryg.

**Aging**

Representative Carol Sente is appointed.  
Membership: 12 Majority appointments, 8 Minority appointments.

**Renewable Energy**

Representative Carol Sente is appointed.  
Membership: 6 Majority appointments, 4 Minority appointments.

With kindest personal regards, I remain

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



September 22, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Mr. Clerk:

The following change to the 96<sup>th</sup> General Assembly House Committee is effective immediately.

**Disability Services**

Representative Esther Golar is appointed Chairperson (replacing Kathy Ryg).

With kindest personal regards, I remain

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

September 30, 2009

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

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to November 30, 2009 for the following bills:

**House Bills: 1522 and 1526.**

**Senate Bills: 226, 315, 941, 1466, 1471, 1514, 1732, 2011, 2093 and 2109.**

If you have any 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

September 30, 2009

Jacqueline Price  
Director, Index Division  
OFFICE OF SECRETARY OF STATE  
111 East Monroe  
Springfield, IL 62756

[September 30, 2009]

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Dear Ms. Price:

I appoint the Honorable Mark Lopez to serve on the **Illinois Family-Law Study Committee**. Judge Lopez replaces the Honorable William Stewart Boyd as a member of the Committee.

The Honorable Mark Lopez  
Associate Judge Domestic Relations Division  
Circuit Court of Cook County  
Daley Center, Suite 3005  
Chicago Il 60602  
Telephone: 312-603-4726

This appointment is effective immediately. Please contact Tim Mapes, my Chief of Staff, at 782-6360 for further information.

With kindest personal regards, I remain

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

#### **RESIGNATION AND APPOINTMENT**

Mark Mahoney  
Clerk of the Illinois House of Representatives  
Capitol Building  
4<sup>th</sup> Floor, Room 402  
Springfield, Il 62706

August 17, 2009

Dear Clerk Mahoney,

I have been offered and accepted the position of President of Voices for Illinois Children, the highly respected advocacy group that works across professional and ideological boundaries to motivate positive change in the lives of Illinois children and families.

I will assume that position effective September 1, 2009 and ask that you accept this letter of resignation as State Representative of the 59<sup>th</sup> District effective August 31, 2009.

As Voices is a nonpartisan, not for profit organization, I will be ending my personal involvement in election politics.

I wish to extend my heartfelt personal thanks for all the consideration and support you have provided me throughout my legislative career and extend my very best wishes for continued success in providing quality representation for the citizens of the 59<sup>th</sup> District.

Most sincerely,  
s/Kathy Ryg

Hon. Mark E. Mahoney  
Chief Clerk  
Illinois House of Representatives  
4<sup>th</sup> Floor, State House  
Springfield, IL 62706

RE: Vacancy in Office, 59<sup>th</sup> Representative District

Dear Clerk Mahoney:

Please be advised that the Democratic Representative Committee for the 59<sup>th</sup> Representative District of the State of Illinois met on September 12, 2009 and organized pursuant to Section 8-5 of the Election Code. In addition, the Committee declared the existence of a vacancy in the office of Representative in the General Assembly from the 59<sup>th</sup> Representative District of the State of Illinois, pursuant to Section 25-6 of the Election Code, by virtue of resignation of Kathy Ryg.

You are hereby notified that the vacancy in office has been filled, in accordance with Section 25-6 of the Election Code, by appointment of Carol Sente, who resides at, 1152 Georgetown Way in Vernon Hills, Illinois, 60061.

Dated: September 12, 2009

Signed: Kathleen Sances  
Chairman of the Representative District Committee  
for the 59<sup>th</sup> Representative District

Signed: Michael Kreloff  
Secretary of the Representative District Committee  
for the 59<sup>th</sup> Representative District

**CERTIFICATE OF ORGANIZATION**

Democratic Representative District Committee for the  
59<sup>th</sup> Representative District, State of Illinois

This is to certify that, in accordance with the Illinois Election Code, the Democratic Representative District Committee of the 59<sup>th</sup> Representative District of the State of Illinois met September 12, 2009, in the (city/village/town) of Wheeling, County of Cook, and within the 59<sup>th</sup> Representative District of the State of Illinois, and organized by electing the following officers:

s/Kathleen Sances  
Chairman

6185 Belmont, Arlington Heights, IL 60005  
Address

s/Michael Kreloff  
Secretary

1884 Stockton, Northfield, IL 60093  
Address

Signed: Kathleen Sances  
Chairman

Attest: Michael Kreloff  
Secretary

Date of Organization: September 12, 2009

**RESOLUTION TO FILL A VACANCY IN THE OFFICE**

**OF REPRESENTATIVE IN THE GENERAL ASSEMBLY**

WHEREAS, a vacancy currently exists in the office of Representative in the General Assembly from the 59<sup>th</sup> Representative District of the State of Illinois due to the resignation of the Hon. Kathy Ryg; and

WHEREAS, the Democratic Representative District Committee of the 59<sup>th</sup> Representative District has declared the existence of a vacancy in said office and has voted to fill the vacancy in nomination as required by the Election Code; and

WHEREAS, at a meeting of the Democratic Representative Committee of the 59<sup>th</sup> Representative District on September 12, 2009, **Carol Sente**, who resides at **1152 Georgetown Way, Vernon hills, Illinois, 60061**, in the 59<sup>th</sup> Representative District of the State of Illinois, received a total number of votes equal to or greater than the number of votes required to fill the vacancy in the office of Representative in the General Assembly from the 59<sup>th</sup> Representative District of the State of Illinois; therefore

BE IT RESOLVED, on this 12<sup>th</sup> day of September, 2009, that the Democratic Representative Committee of the 59<sup>th</sup> Representative District of the State of Illinois hereby appoints Carol Sente, who resides at 1152 Georgetown Way, Vernon Hills, Illinois, Zip Code 60061, in the 59<sup>th</sup> Representative District of the State of Illinois, and who is a member of the Democratic Party, to the office of Representative in the General Assembly from the 59<sup>th</sup> Representative District of the State of Illinois.

s/Kathleen Sances  
Committeeman

s/Terry Link  
Committeeman

s/Michael Kreloff  
Committeeman

State of Illinois        )  
                                  )        ss.  
County of Cook        )

Subscribed and Sworn to before me on the 12<sup>th</sup> day of September, 2009.

s/ Peter A. Couvall  
Notary Public

**OATH OF OFFICE**

State of Illinois        )  
                                  )        ss.  
County of Cook        )

I, Carol Sente, do solemnly swear and affirm that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and I will faithfully discharge the duties of the office of Representative in the General Assembly for the 59<sup>th</sup> Representative District of the State of Illinois to the best of my ability.

Signed: Carol S. Sente  
Dated: September 12, 2009

Subscribed and Sworn to before me on this 12<sup>th</sup> day of September, 2009.

s/Judge Jay Ukena  
Judge or Notary Public

**TEMPORARY COMMITTEE ASSIGNMENTS  
FOR COMMITTEES NOT REPORTING**

Representative Monique Davis replaced Representative Crespo in the Committee on Consumer Protection on July 30, 2009.

Representative Riley replaced Representative Jefferson in the Committee on Consumer Protection on July 30, 2009.

Representative Dunkin replaced Representative Farnham in the Committee on Consumer Protection on July 30, 2009.

Representative Burns replaced Representative Rita in the Committee on Consumer Protection on July 30, 2009.

Representative William Davis replaced Representative Jackson in the Committee on Consumer Protection on July 30, 2009.

### **CHANGE OF SPONSORSHIP**

With the consent of the affected members, Representative Ryg was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 1732.

With the consent of the affected members, Representative Froehlich was removed as principal sponsor, and Representative Hamos became the new principal sponsor of SENATE BILL 1868.

With the consent of the affected members, Representative Ryg was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 2093.

### **HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING**

Representative Bill Mitchell introduced the following:

#### **HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 36**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

#### **ARTICLE V THE EXECUTIVE**

##### **SECTION 1. OFFICERS**

The Executive Branch shall include a Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of State, Comptroller and Treasurer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

(Source: Illinois Constitution.)

##### **SECTION 2. TERMS**

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, ~~except in the case of the Lieutenant Governor~~, until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(Source: Illinois Constitution.)

##### **SECTION 3. ELIGIBILITY**

To be eligible to hold the office of Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his election.

(Source: Illinois Constitution.)

**SECTION 4. JOINT ELECTION (REPEALED)**

~~In the general election for Governor and Lieutenant Governor, one vote shall be cast jointly for the candidates nominated by the same political party or petition. The General Assembly may provide by law for the joint nomination of candidates for Governor and Lieutenant Governor.~~

(Source: Illinois Constitution.)

**SECTION 6. GUBERNATORIAL SUCCESSION**

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be ~~the Lieutenant Governor~~, the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his powers, he shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

(Source: Illinois Constitution.)

**SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES**

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. ~~If the Lieutenant Governor fails to qualify or if his office becomes vacant, it shall remain vacant until the end of the term.~~

(Source: Illinois Constitution.)

**SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)**

~~The Lieutenant Governor shall perform the duties and exercise the powers in the Executive Branch that may be delegated to him by the Governor and that may be prescribed by law.~~

(Source: Illinois Constitution.)

**SCHEDULE**

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2011.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 36 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Farnham introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 37**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 2.1 to Article VIII of the Illinois Constitution as follows:

**ARTICLE VIII**

## FINANCE

SECTION 2.1. LIMITATIONS ON APPROPRIATIONS AND TRANSFERS

(a) For the fiscal year ending in 2012 and each fiscal year thereafter, aggregate appropriations and transfers from the general funds are limited as provided in this Section. "General funds" include the general revenue fund and any other funds designated by the General Assembly by law making specific reference to this Section. "Appropriations and transfers" do not include (i) reappropriations from a previous fiscal year, (ii) those made for debt service payments, and (iii) those made to a budget stabilization fund.

(b) Aggregate fiscal year appropriations and transfers from the general funds may not exceed the limitation amount. The limitation amount is the aggregate amount of appropriations and transfers from the general funds in the previous fiscal year, including increased amounts under subsection (c), as adjusted. The adjustment is the average annual percentage change in the average per capita personal income for Illinois for the five most recent calendar years for which data is available, as defined and reported by the United States Department of Commerce, or its successor.

(c) The Governor may declare a fiscal emergency by filing a declaration with the Secretary of State and copies with the Senate and House of Representatives. The declaration must be limited to only one State fiscal year, set forth compelling reasons for declaring a fiscal emergency, and request that the limitation amount for that fiscal year be increased by a specific dollar amount. The Supreme Court has original and exclusive jurisdiction over actions to determine the validity and sufficiency of a declaration, which shall be initiated in the name of the People of the State by the Attorney General. By joint resolution adopted by a record vote of three-fifths of the members elected in each house, the General Assembly may authorize increased appropriations and transfers in a specific dollar amount that is no more than the increased amount requested by the Governor in the declaration.

(d) If the general funds revenues for a fiscal year exceed the limitation amount for that fiscal year, then those excess revenues must be deposited into one or more budget stabilization funds. A budget stabilization fund must be designated by law making specific reference to this Section or, in the absence of law, by the Comptroller. If the aggregate unexpended and unobligated amount in the budget stabilization funds at the end of a fiscal year exceeds an amount equal to ten percent of the limitation amount for that fiscal year, then that excess shall be refunded in a manner and in amounts determined by the General Assembly by law.

## SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 37 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

**INTRODUCTION AND FIRST READING OF BILLS**

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

HOUSE BILL 4603. Introduced by Representative Mitchell, Bill, AN ACT concerning criminal law.

HOUSE BILL 4604. Introduced by Representative Mitchell, Bill, AN ACT concerning government.

HOUSE BILL 4605. Introduced by Representative Mitchell, Bill, AN ACT concerning criminal law.

HOUSE BILL 4606. Introduced by Representative Phelps, AN ACT concerning corrections.

HOUSE BILL 4607. Introduced by Representative Zalewski, AN ACT concerning health.

HOUSE BILL 4608. Introduced by Representative Reis, AN ACT concerning education.

HOUSE BILL 4609. Introduced by Representative Mitchell, Bill, AN ACT concerning State government.

HOUSE BILL 4610. Introduced by Representative Black, AN ACT concerning revenue.

HOUSE BILL 4611. Introduced by Representative Black, AN ACT concerning environmental safety.

HOUSE BILL 4612. Introduced by Representative Bost, AN ACT concerning environmental safety.

HOUSE BILL 4613. Introduced by Representative Sullivan, AN ACT concerning revenue.

HOUSE BILL 4614. Introduced by Representative Zalewski, AN ACT concerning criminal law.

HOUSE BILL 4615. Introduced by Representative Ford, AN ACT concerning civil law.

HOUSE BILL 4616. Introduced by Representatives McAuliffe - Mulligan - Mathias - Coulson - Bassi, Cross and Kosel, AN ACT concerning local government.

HOUSE BILL 4617. Introduced by Representative Black, AN ACT concerning appropriations.

HOUSE BILL 4618. Introduced by Representative Osmond, AN ACT concerning highways.

HOUSE BILL 4619. Introduced by Representative Osmond, AN ACT concerning criminal law.

HOUSE BILL 4620. Introduced by Representative Ford, AN ACT concerning human rights.

HOUSE BILL 4621. Introduced by Representative Feigenholtz, AN ACT making appropriations.

HOUSE BILL 4622. Introduced by Representatives Pritchard - Rose - Hatcher - Brady - Bost, Black, Mitchell, Bill, Watson, Leitch, Saviano, Bassi, Chapa LaVia, Mulligan, Cross, Ramey, Kosel, Connelly, Pihos and Senger, AN ACT concerning revenue.

HOUSE BILL 4623. Introduced by Representative Jakobsson, AN ACT concerning transportation.

HOUSE BILL 4624. Introduced by Representative Walker, AN ACT concerning local government.

HOUSE BILL 4625. Introduced by Representative Walker, AN ACT concerning local government.

HOUSE BILL 4626. Introduced by Representatives Madigan - Poe - Brauer, AN ACT concerning finance.

HOUSE BILL 4627. Introduced by Representative Kosel, AN ACT concerning local government.

HOUSE BILL 4628. Introduced by Representative Black, AN ACT concerning business.

HOUSE BILL 4629. Introduced by Representative Franks, AN ACT concerning gaming.

At the hour of 12:13 o'clock p.m., the House Perfunctory Session adjourned.