

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-SIXTH GENERAL ASSEMBLY

91ST LEGISLATIVE DAY

PERFUNCTORY SESSION

MONDAY, FEBRUARY 1, 2010

4:02 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
91st Legislative Day**

Action	Page(s)
House Joint Resolutions Constitutional Amendments First Reading	3
Introduction and First Reading – HB 5166-5199	5
Reports	3
Resolutions	4

Bill Number	Legislative Action	Page(s)
HJR 0083	Resolution	5
HJRCA 0043	Constitutional Amendment – First Reading	3
HR 0843	Resolution	4
HR 0870	Resolution	4

The House of Representatives met in Perfunctory Session pursuant to adjournment.

REPORTS

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

Illinois State Treasurer's Report For Fiscal Year Ending June 20, 2009, submitted by Illinois State Treasurer on January 27, 2010.

Property Tax Appeal Board's 2009 Annual Report, submitted by Property Tax Appeal Board on January 28, 2010.

The Military and Veterans Court Task Force Study and Recommendations, submitted by Department of Veteran Affairs on January 29, 2010.

How the Federal VA, Specifically the Chicago, IL VA Regional Office Adjudicates Veteran's Disability Claims, submitted by Illinois Department of Veteran's Affairs on January 29, 2010

Collection Statistics for the Attorney General's Office for 2009, submitted by Office of the Attorney General on January 29, 2010.

Summary of Approved Waivers and Modifications: A Cumulative Report, submitted by Illinois State Board of Education on January 29, 2010.

HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING

Representative Bellock introduced the following:

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 43

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 Section 2 of Article VIII of the Illinois Constitution as follows:

ARTICLE VIII FINANCE

SECTION 2. STATE FINANCE

(a) The Governor shall prepare and submit to the General Assembly, at a time prescribed by law, a State budget for the ensuing fiscal year. The budget shall set forth the estimated balance of funds available for appropriation at the beginning of the fiscal year, the estimated receipts, and a plan for expenditures and obligations during the fiscal year of every department, authority, public corporation and quasi-public corporation of the State, every State college and university, and every other public agency created by the State, but not of units of local government or school districts. The budget shall also set forth the indebtedness and contingent liabilities of the State and such other information as may be required by law. Proposed expenditures shall not exceed funds estimated to be available for the fiscal year as shown in the budget.

(b) The General Assembly by law shall make appropriations for all expenditures of public funds by the State. Appropriations for a fiscal year shall not exceed funds estimated by the General Assembly to be available during that year. General fund expenditures in a fiscal year shall not exceed the amount of the general fund revenues in the immediately prior fiscal year.

(Source: Illinois Constitution.)

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 43 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 843

Offered by Representative Reis:

WHEREAS, Because biodiesel fuel is made in the United States from renewable resources, such as soybeans, its use decreases our dependence on foreign oil and contributes to the growth of our economy; and

WHEREAS, Biodiesel fuel is better for the environment than petroleum diesel because biodiesel generates fewer emissions than petroleum diesel; and

WHEREAS, Over 170 companies have invested millions of dollars in the development of biodiesel manufacturing plants in the United States and are actively marketing biodiesel; and

WHEREAS, The production capacity of these plants is approximately 2.7 billion gallons of biodiesel per year; and

WHEREAS, The federal government has offered biodiesel tax incentives, including an income tax credit, a blenders' excise tax credit, and a small producers' tax credit; and

WHEREAS, The federal Energy Improvement and Extension Act of 2008 (Public Law 110-343) extended certain biodiesel tax incentives for one year; and

WHEREAS, These federal biodiesel tax incentives expired on December 31, 2009 but should be extended in order to continue to promote the development, production, and use of biodiesel fuel; and

WHEREAS, Only about 15% of the nation's biodiesel plants were in operation during the first week of 2010, primarily due to concerns about the availability of a \$1 per gallon biodiesel fuel blenders credit; and

WHEREAS, A December 2009 study warned that eliminating the credit would have a substantial negative impact on biodiesel production and the consequent economic and environmental benefits made by the biodiesel industry; and

WHEREAS, Efforts are underway in Washington to extend the credit retroactively to January 1, 2010 in order to spur biodiesel purchases; and

WHEREAS, The elimination of the credit would result in a loss of regional jobs and income, an increased demand for diesel from foreign oil, and degradation of energy security; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the United States Congress to quickly enact legislation to extend the tax incentives for domestic biodiesel production; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the President of the United States and each member of the Illinois congressional delegation.

HOUSE RESOLUTION 870

Offered by Representative Madigan:

WHEREAS, The Family-Law Study Committee was reconstituted pursuant to House Resolution 11 of the 96th General Assembly to study and recommend how the Illinois Marriage and Dissolution of Marriage Act should be amended to improve and update it; and

WHEREAS, As of the required reporting date, the Family-Law Study Committee's work is still ongoing and further investigation and consideration is needed prior to the preparation and submission of its report; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that no later than December 31, 2010, the Family-Law Study Committee shall submit its final report to the Governor and the House of Representatives; and that the Family-Law Study Committee shall be dissolved after the filing of this report; and be it further

RESOLVED, That a copy of this resolution be delivered to the members of the Family-Law Study Committee and the Governor of the State of Illinois.

HOUSE JOINT RESOLUTION 83

Offered by Representative Ford:

WHEREAS, Illinois is experiencing a budget crisis that is one of the worst in the State's long history; and

WHEREAS, The financial condition of the State is affecting individuals, families, social services providers and their clients, State employees, units of local governments, educational institutions, businesses and other enterprises, large and small, and in some cases the State's financial condition is leaving those impacted without any avenue for relief; and

WHEREAS, Hundreds of millions of dollars of revenue to the State have been lost due to the recession that has gripped the entire nation; and

WHEREAS, At present Illinois has a budget shortfall that all agree is measured in billions of dollars; and

WHEREAS, The State of Illinois cannot ignore the talent of experienced Illinois citizen leaders who can assist the Governor and the General Assembly in identifying all appropriate means of effecting savings and gathering more income; and

WHEREAS, The effort made by the officials who share responsibility for governing the State of Illinois in this budget crisis must give a high priority to serving the people of Illinois and allow that important principle to guide all decisions made, in matters temporary or permanent; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the 2010 State Financial Crisis Task Force is established to address all appropriate means of cutting State government costs, identifying efficiencies that can be effected in State government and in the other entities that the State funds or serves, and obtaining more revenue and funding for the State of Illinois, all while maintaining as a high priority service to the people of Illinois; and be it further

RESOLVED, That the Task Force shall consist of 8 persons, to be appointed as follows:

(1) Two members appointed by the Speaker of the House of Representatives; and

(2) Two members appointed by the Minority Leader of the House of Representatives;

and

(3) Two members appointed by the President of the Senate; and

(4) Two members appointed by the Minority Leader of the Senate; and be it further

RESOLVED, That the Task Force shall deliver a written report to the General Assembly and the Governor by an early date, jointly established by the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, and the Minority Leader of the Senate, that makes findings and recommendations, and upon filing this report, the Task Force shall be available to assist the General Assembly as it addresses the budget crisis during 2010; and be it further

RESOLVED, That the House of Representatives and the Senate shall provide administrative and other support to the Task Force and that the members of the Task Force shall be reimbursed for their travel expenses and subject to the rules of the appropriate travel control board; and be it further

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

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 5166. Introduced by Representative Eddy, AN ACT concerning public safety.

- HOUSE BILL 5167. Introduced by Representative Chapa LaVia, AN ACT concerning civil law.
- HOUSE BILL 5168. Introduced by Representative Chapa LaVia, AN ACT concerning education.
- HOUSE BILL 5169. Introduced by Representative Chapa LaVia, AN ACT concerning revenue.
- HOUSE BILL 5170. Introduced by Representative Chapa LaVia, AN ACT concerning finance.
- HOUSE BILL 5171. Introduced by Representative Chapa LaVia, AN ACT concerning transportation.
- HOUSE BILL 5172. Introduced by Representative Chapa LaVia, AN ACT concerning firearms.
- HOUSE BILL 5173. Introduced by Representative Chapa LaVia, AN ACT concerning appropriations.
- HOUSE BILL 5174. Introduced by Representative Ford, AN ACT concerning health.
- HOUSE BILL 5175. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 5176. Introduced by Representative Flowers, AN ACT concerning State government.
- HOUSE BILL 5177. Introduced by Representative McAuliffe, AN ACT concerning criminal law.
- HOUSE BILL 5178. Introduced by Representative Winters, AN ACT concerning revenue.
- HOUSE BILL 5179. Introduced by Representative Sacia, AN ACT concerning revenue.
- HOUSE BILL 5180. Introduced by Representative Winters, AN ACT concerning State government.
- HOUSE BILL 5181. Introduced by Representative Winters, AN ACT relating to aerospace competitiveness.
- HOUSE BILL 5182. Introduced by Representative Winters, AN ACT concerning public employee benefits.
- HOUSE BILL 5183. Introduced by Representative Moffitt, AN ACT concerning regulation.
- HOUSE BILL 5184. Introduced by Representative Senger, AN ACT concerning transportation.
- HOUSE BILL 5185. Introduced by Representative Jakobsson, AN ACT concerning employment.
- HOUSE BILL 5186. Introduced by Representative May, AN ACT concerning public employee benefits.
- HOUSE BILL 5187. Introduced by Representative May, AN ACT concerning revenue.
- HOUSE BILL 5188. Introduced by Representative Hannig, AN ACT concerning education.
- HOUSE BILL 5189. Introduced by Representative Fortner, AN ACT concerning revenue.
- HOUSE BILL 5190. Introduced by Representative Fortner, AN ACT concerning professional regulation.
- HOUSE BILL 5191. Introduced by Representative Fortner, AN ACT concerning government.
- HOUSE BILL 5192. Introduced by Representative Black, AN ACT concerning elections.
- HOUSE BILL 5193. Introduced by Representative Pritchard, AN ACT concerning transportation.
- HOUSE BILL 5194. Introduced by Representative Brady, AN ACT concerning State government.

HOUSE BILL 5195. Introduced by Representative Brady, AN ACT concerning utilities.

HOUSE BILL 5196. Introduced by Representative Brady, AN ACT concerning criminal law.

HOUSE BILL 5197. Introduced by Representative Brady, AN ACT concerning criminal law.

HOUSE BILL 5198. Introduced by Representative Brady, AN ACT concerning criminal law.

HOUSE BILL 5199. Introduced by Representative Cavaletto, AN ACT concerning revenue.

At the hour of 4:07 o'clock p.m., and in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 82, the House stood adjourned.