

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-SIXTH GENERAL ASSEMBLY

92ND LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

WEDNESDAY, FEBRUARY 3, 2010

2:38 O'CLOCK P.M.

HOUSE OF REPRESENTATIVES
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92nd Legislative Day

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The House met pursuant to adjournment.

Representative Turner in the chair.

Prayer by Reverend Monte Johnson, who is the Pastor of Immanuel Lutheran Church in Chicago, IL.

Representative Poe 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 Acevedo, Arroyo, Berrios, Burke, Dugan, Feigenholtz, Golar, Graham, Hamos, Mulligan, Reis, Soto, Wait, Yarbrough and Zalewski 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 Wait, should be recorded as present at the hour of 3:30 o'clock p.m.

REPORTS

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

2010 Older Adult Services Advisory Committee Report, submitted by Illinois Department on Aging on February 1, 2010.

Rock Falls Police Department Annual Report Pursuant to Public Act 94-0987 - Watch Guard In-Car Video Camera, submitted by Rock Falls Police Department on February 3, 2010.

July 2008 - June 2009 Illinois Health and Hazardous Substances Registry Annual Report, submitted by Illinois Department of Public Health on February 3, 2010.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Sacia replaced Representative Schmitz in the Committee on Rules on February 3, 2010.

Representative Bost replaced Representative Black in the Committee on Rules on February 3, 2010.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on February 3, 2010, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the bill be reported "approved for consideration" and be placed on the order of Third Reading: HOUSE BILL 180.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTION 870.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Agriculture & Conservation: HOUSE BILLS 4835, 4866, 4965, 5121 and HOUSE RESOLUTION 843.

Counties & Townships: HOUSE BILLS 4627, 4973, 5122 and 5128.

Disability Services: HOUSE BILL 5095.

Elections & Campaign Reform: HOUSE BILLS 4448 and 4842.
 Electric Generation & Commerce: HOUSE BILL 4649.
 Elementary & Secondary Education: HOUSE BILLS 4711 and 4879.
 Environment & Energy: HOUSE BILL 4612.
 Environmental Health: HOUSE BILLS 4936 and 5040.
 Executive: HOUSE BILLS 4713, 4841 and 5134.
 Health Care Availability and Accessibility: HOUSE BILL 5018.
 Health Care Licenses: HOUSE BILL 4935.
 Human Services: HOUSE BILLS 3764, 5054, 5108, 5124, 5129 and 5132.
 Insurance: HOUSE BILLS 1082, 4737, 4782, 5046 and SENATE BILL 660.
 Judiciary I - Civil Law: HOUSE BILL 4684.
 Judiciary II - Criminal Law: HOUSE BILLS 2515, 3975, 4577, 4578, 4579, 4647, 4715, 5019, 5114, 5148 and 5150.
 Mass Transit: HOUSE BILL 4654.
 Personnel and Pensions: HOUSE BILL 5149.
 Public Utilities: HOUSE BILL 4990.
 Revenue & Finance: HOUSE BILLS 4597, 4712, 4714, 4797, 4803, 4907, 4914, 4915, 4947, 4948, 5025, 5099 and 5111.
 State Government Administration: HOUSE BILLS 4623, 4681, 4708, 4798, 4966 and HOUSE JOINT RESOLUTION 83.
 Transportation, Regulation, Roads & Bridges: HOUSE RESOLUTION 695.
 Vehicles & Safety: HOUSE BILLS 4717, 4860, 4888, 4982, 5119 and 5120.
 Fire Protection: HOUSE BILL 4815.
 Juvenile Justice Reform: HOUSE BILL 4583.

The committee roll call vote on the foregoing Legislative Measures is as follows:
 5, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson	Y Bost(R) (replacing Black)
Y Lang(D)	Y Sacia(R) (replacing Schmitz)
Y Turner(D)	

MOTIONS SUBMITTED

Representative Mathias submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 5162.

Representative Pritchard submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 4716.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 830

Offered by Representative Reboletti:
 Congratulates Assistant Fire Chief Gregory J. McDonald of the Itasca Fire Protection District on his retirement.

HOUSE RESOLUTION 831

Offered by Representative Stephens:
Congratulates Robert J. Thull on the occasion of his retirement from the Illinois Department of Corrections after 25 years of distinguished service.

HOUSE RESOLUTION 832

Offered by Representative Phelps:
Congratulates Marilyn McGill for her years of service as a Chief County Assessment Officer with the Saline County Courthouse.

HOUSE RESOLUTION 833

Offered by Representative McCarthy:
Congratulates Charles Eugene Doll on the occasion of his retirement from the Orland Park Police Department.

HOUSE RESOLUTION 835

Offered by Representative Cross:
Mourns the death of George A. Beutel of Minooka.

HOUSE RESOLUTION 836

Offered by Representative Howard:
Mourns the death of Wesley South.

HOUSE RESOLUTION 837

Offered by Representative Yarbrough:
Recognizes and congratulates the members of the American Institute of Architects as the organization celebrates Architecture Week on April 12-18, 2010 and urges the citizens of this State to join the organization by helping to improve our communities.

HOUSE RESOLUTION 838

Offered by Representative Cross:
Congratulates Lisa Chesson of Plainfield on being named to the 2010 United States Olympic women's hockey team.

HOUSE RESOLUTION 840

Offered by Representative Lyons:
Mourns the death of Edmund "Bud" Summers of Chicago.

HOUSE RESOLUTION 841

Offered by Representative Nekritz:
Honors Sharon Smith for her many years of service with the Frisbie Senior Center in Des Plaines.

HOUSE RESOLUTION 842

Offered by Representative Hoffman:
Mourns the death of Cory M. Wilson of Collinsville.

HOUSE RESOLUTION 845

Offered by Representative Reis:
Mourns the death in Afghanistan of United States Marine Corps Corporal Jamie Russel Lowe of Johnsonville.

HOUSE RESOLUTION 846

Offered by Representative Lang:
Congratulates Frank and Cynthia Moscowitz on the occasion of their 80th birthdays and the couple's 57th wedding anniversary.

HOUSE RESOLUTION 849

Offered by Representative Reis:
Congratulates the St. Anthony Grade School 8th Grade Girls Class 8-1A Basketball team on winning the State Championship.

HOUSE RESOLUTION 850

Offered by Representative Reis:
Congratulates the Teutopolis Junior High School 8th Grade Girls Class 8-3A Basketball team on winning the State Championship.

HOUSE RESOLUTION 852

Offered by Representative Monique Davis:
Mourns the death of Albert W. Johnson of Chicago.

HOUSE RESOLUTION 853

Offered by Representative Cultra:
Congratulates Mary Bricker for her years of service as president of the Iroquois County Republican Women's Club.

HOUSE RESOLUTION 854

Offered by Representative Eddy:
Congratulates Allana Chittick on being selected to receive the National Youth Leadership Award from the Community Anti-Drug Coalitions of America.

HOUSE RESOLUTION 855

Offered by Representative Watson:
Congratulates the owners and employees of Bound to Stay Bound, Inc. on the occasion of the company's 90th anniversary.

HOUSE RESOLUTION 860

Offered by Representative Rose:
Mourns the death of General John Randolph Phipps of Mattoon.

HOUSE RESOLUTION 862

Offered by Representative May:
Acknowledges the National Junior Disability Championships, to be held in Deerfield and Lake Forest from July 17-24, 2010.

HOUSE RESOLUTION 863

Offered by Representative Howard:

Congratulates Reverend Janette C. Wilson-Howard of Chicago on the occasion of her installation as Assistant Pastor of Metropolitan Apostolic Community Church in Chicago.

HOUSE RESOLUTION 864

Offered by Representative Cross:

Congratulates the members of the Plainfield Fire Protection District on the occasion of the 75th anniversary of the District.

HOUSE RESOLUTION 865

Offered by Representative Lang:

Congratulates Frank and Cynthia Moscovitz on the occasion of their 80th birthdays and the couple's 57th wedding anniversary.

HOUSE RESOLUTION 866

Offered by Representative Coladipietro:

Congratulates the students, faculty, and staff of the Technology Center of DuPage in Addison on the occasion of the center's 35th anniversary.

HOUSE RESOLUTION 867

Offered by Representative Coladipietro:

Congratulates the student teams from Wheaton North High School for receiving first and second place in the Stock Market Game (SMG) program during the spring 2009 session.

HOUSE RESOLUTION 869

Offered by Representative Cross:

Congratulates Harold O. Martin III on the occasion of his retirement as Chief of the Yorkville Police Department.

HOUSE RESOLUTION 872

Offered by Representative Chapa LaVia:

Mourns the death of Cherisse Tiffany Wilson.

HOUSE RESOLUTION 874

Offered by Representative Franks:

Congratulates the members of the Jesse White Tumbling Team on the occasion of the team's 50th anniversary in 2009.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 830, 831, 832, 833, 835, 836, 837, 838, 840, 841, 842, 845, 849, 850, 852, 853, 854, 855, 860, 862, 863, 864, 865, 866, 867, 869, 872 and 874 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

[February 3, 2010]

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At the hour of 3:37 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, February 4, 2010, at 12:00 o'clock noon, allowing perfunctory time for the Clerk.
The motion prevailed.
And the House stood adjourned.

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

February 03, 2010

0 YEAS

0 NAYS

103 PRESENT

E Acevedo	P Davis, Monique	P Jefferson	E Reis
E Arroyo	P Davis, William	P Joyce	P Reitz
P Bassi	P DeLuca	P Kosel	P Riley
P Beaubien	E Dugan	P Lang	P Rita
P Beiser	P Dunkin	P Leitch	P Rose
P Bellock	P Durkin	P Lyons	P Sacia
E Berrios	P Eddy	P Mathias	P Saviano
P Biggins	P Farnham	P Mautino	P Schmitz
P Black	E Feigenholtz	P May	P Senger
P Boland	P Flider	P McAsey	P Sente
P Bost	P Flowers	P McAuliffe	P Smith
P Bradley	P Ford	P McCarthy	P Sommer
P Brady	P Fortner	P McGuire	E Soto
P Brauer	P Franks	P Mell	P Stephens
P Brosnahan	P Fritchey	P Mendoza	P Sullivan
E Burke	P Froehlich	P Miller	P Thapedi
P Burns	E Golar	P Mitchell, Bill	P Tracy
P Cavaletto	P Gordon, Careen	P Mitchell, Jerry	P Tryon
P Chapa LaVia	P Gordon, Jehan	P Moffitt	P Turner
P Coladipietro	E Graham	E Mulligan	P Verschoore
P Cole	E Hamos	P Myers	P Wait (ADDED)
P Collins	P Hannig	P Nekritz	P Walker
P Colvin	P Harris	P Osmond	P Washington
P Connelly	P Hatcher	P Osterman	P Watson
P Coulson	P Hernandez	P Phelps	P Winters
P Crespo	P Hoffman	P Pihos	E Yarbrough
P Cross	P Holbrook	P Poe	E Zalewski
P Cultra	P Howard	P Pritchard	A Mr. Speaker
P Currie	P Jackson	P Ramey	
P D'Amico	P Jakobsson	P Reboletti	

E - Denotes Excused Absence

92ND LEGISLATIVE DAY

Perfunctory Session

WEDNESDAY, FEBRUARY 3, 2010

At the hour of 6:20 o'clock p.m., the House convened perfunctory session.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 834

Offered by Representative Washington:

WHEREAS, The Dr. Reverend Martin Luther King Jr. was born on January 15, 1929; Dr. King dedicated his life to the pursuit of equality for all, regardless of race, creed, or origin; and

WHEREAS, Martin Luther King Jr. changed our nation forever through his leadership, service, and vision; and

WHEREAS, Through his determination and spirit, Martin Luther King Jr. led one of the greatest movements for equality and freedom in history; and

WHEREAS, Dr. King's movement still continues to this day; he advocated non-violent means to overcome the evil of racism in our society and broke down barriers within our society by encouraging Americans to look past their differences; and

WHEREAS, The citizens of this great nation are challenged to demonstrate a commitment toward ending prejudice in the United States and bring to fruition Dr. King's dream of making America a better place for all; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize the life and legacy of Dr. Reverend Martin Luther King Jr. and urge the people of the State of Illinois and the nation at large to observe Martin Luther King Jr. Day on the third Monday of January each year; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the North Shore Minister's Alliance of Lake County.

HOUSE RESOLUTION 839

Offered by Representative Ramey:

WHEREAS, Vasculitis is an inflammation of the blood vessels; also called angitis, vasculitis causes changes in the walls of blood vessels, including thickening, weakening, narrowing, and scarring; the inflammation from these changes can be short-term (acute) or long-term (chronic) and can be so severe that the tissues and organs supplied by the affected vessels don't receive enough blood; this shortage of blood can result in organ and tissue damage, and even death; and

WHEREAS, Many types of vasculitis exist and, although rare, vasculitis can affect anyone; some age groups are affected more than others, depending on the type of vasculitis; while some forms of vasculitis improve on their own, others require treatment, which often includes long-term medication; each year, 100,000 Americans are hospitalized for vasculitis care; and

WHEREAS, Diseases resulting from vasculitis include Behcet's disease, Buerger's disease, Central Nervous System, Churg Strauss syndrome, Cryoglobulinemia, Giant Cell Arteritis, Henoch-Schönlein purpura, Hypersensitivity vasculitis, Kawasaki disease, Microscopic Polyangiitis, Polyarteritis nodosa, Polymyalgia rheumatica, Rheumatoid vasculitis, Takayasu's arteritis, and Wegener's Granulomatosis; and

WHEREAS, The Vasculitis Foundation, with the help of grassroots support, works to support positive change in the lives of people who live with vasculitis; the foundation's members work in Washington D.C. to educate Congress about Vasculitis and the need to support research funding so that a modern science can better understand the disease and identify advanced treatments and, one day, find a cure; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the week of April 25 - May 1, 2010 as Vasculitis Awareness Week in the State of Illinois in order to help educate the public about vasculitis diseases and the need for research funding; with this resolution, Illinois will be the first State to officially recognize this disease with an Awareness Week; and be it further

RESOLVED, That a suitable copy of this resolution be presented to The Vasculitis Foundation as a symbol of our support.

HOUSE RESOLUTION 844

Offered by Representative Bassi:

WHEREAS, The United States Senate and the United States House of Representatives continue to work toward the development of health care reform legislation, which would seek to address the number of uninsured Americans and the escalating costs of the nation's health care system; and

WHEREAS, Both health care reform proposals, which have separately passed the U.S. Senate and the U.S. House of Representatives, would impose Medicare cuts for services provided to elderly citizens, estimated at roughly \$500 million; such cuts raise access to care concerns for individuals dependent on Medicare for health insurance coverage; and

WHEREAS, Cost-effective home-based services for the elderly are targeted for \$55 billion in reductions by the provisions favored by House Speaker Nancy Pelosi, representing 12.5% of the proposed Medicare cuts, even though such services represent only 4.5% of Medicare spending; and

WHEREAS, Proposed expansions of Medicaid eligibility will add to the unsustainable growth and payment backlogs that face the Illinois Medicaid program, thereby placing additional pressure on medical providers already facing reductions in Medicare payments; and

WHEREAS, Accompanying Medicaid regulations place additional restrictions on measures that states may implement to contain costs in order to keep Medicaid programs solvent; and

WHEREAS, Payroll tax increases and taxes on privately-purchased health care would be imposed in an attempt to mask the \$930 billion cost of new programs and coverage expansions contained in the proposed health care reforms; and

WHEREAS, The provisions passed by the United States Senate under the direction of Majority Leader Harry Reid place the federal Office of Personnel Management (OPM) in charge of regulating and administering the health plans that would be marketed to the uninsured; public employees unions have raised concerns about the OPM's ability to meet current responsibilities while undertaking the new requirements; and

WHEREAS, The Tenth Amendment to the United States Constitution states that, "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people"; and

WHEREAS, Individual states have developed a system for regulating the health insurance market focused on the unique characteristics of each state, including consumer protections and regulatory matters meant to ensure the solvency of insurance providers; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the members of the United States Congress to not institute the creation of healthcare reforms which reduce funding for Medicare, impose new payroll and private health insurance taxes, limit the states' abilities to effectively manage Medicaid programs, and/or infringe on the 10th Amendment to the United States Constitution; and be it further

RESOLVED, That suitable copies of this resolution be presented to the members of the Illinois congressional delegation, the Speaker of the United States House of Representatives, the Majority Leader of the United States Senate, and the President of the United States.

HOUSE RESOLUTION 847

Offered by Representative Black:

WHEREAS, The Illinois Department of Transportation (IDOT) Division of Aeronautics Bureau of Air Operations operates a Springfield-Chicago and Chicago-Springfield shuttle service between Abraham Lincoln Capital Airport in Springfield and Midway Airport in Chicago and also provides additional flight

services upon request for the Governor, Lieutenant Governor, members of the General Assembly, Judges of the Supreme Court, Attorney General, Secretary of State, Comptroller, Treasurer, and others, as provided by IDOT; and

WHEREAS, According to a 2007 audit by the State of Illinois Office of the Auditor General, the fleet of aircraft used by IDOT for the shuttle service and additional flight services consists of 4 Beechcraft King Air airplanes and 2 Sikorsky helicopters; and

WHEREAS, The 2007 Auditor General report found that IDOT charged users of the State's aircraft \$59.86 for a one-way shuttle flight between Springfield and Chicago, and the amount charged to users only covered approximately 14.3 percent of the actual expense to the State; and

WHEREAS, The 2007 Auditor General report found that the approximate cost of operating the IDOT fleet was \$20,000,000 from 2003-2006; and

WHEREAS, The 2007 Auditor General report estimated that IDOT would need to charge approximately \$270.10 for a one-way flight between Springfield and Chicago to cover the actual cost of operating the aircraft; and

WHEREAS, Flights between Springfield and Chicago are currently offered by commercial airlines, such as United Airlines; and

WHEREAS, The 2007 Auditor General Report found that IDOT did not include all costs of operating the State's aircraft in its cost reports, and IDOT has not fully analyzed the cost effectiveness of its air operation or the optimal fleet size needed; and

WHEREAS, A detailed breakdown of the actual costs of the air transportation services provided by IDOT is not easily obtainable; and

WHEREAS, Governor Quinn has estimated that the State of Illinois is expected to face an \$11 billion deficit for fiscal years 2009 and 2010; and

WHEREAS, The Commission on Government Forecasting and Accountability is charged with the duty to study and recommend State fiscal and economic policies to improve the functioning of State government and the economy of the various regions within the State by Section 3 of the Commission on Government Forecasting and Accountability Act; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we instruct the Commission on Government Forecasting and Accountability to study the actual costs associated the Illinois Department of Transportation (IDOT) Division of Aeronautics Bureau of Air Operation's Springfield-Chicago and Chicago-Springfield shuttle service between Abraham Lincoln Capital Airport in Springfield and Midway Airport in Chicago and additional flight services provided upon request of State employees and officials, and perform a cost-benefit analysis to determine whether such air transportation services is an efficient use of State revenue; and be it further

RESOLVED, That the Commission on Government Forecasting and Accountability analyze the actual costs of the air transportation services provided by IDOT by breaking down the costs of personnel, fuel, maintenance, insurance, landing fees charged by each airport, and other costs associated with the transportation services; and be it further

RESOLVED, That the Commission on Government Forecasting and Accountability analyze the actual costs of the air transportation services provided by IDOT by breaking down the costs attributable to the Governor, Lieutenant Governor, legislative leaders of the General Assembly, members of the General Assembly, Judges of the Supreme Court, Attorney General, Secretary of State, Comptroller, Treasurer, and other users; and be it further

RESOLVED, That the Commission on Government Forecasting and Accountability analyze whether it would be more cost efficient for the State to sell the aircraft used by IDOT for transportation of State employees and officials, except for one State aircraft to be used for the essential travel of the Governor, and requiring State employees and officials in need of air transportation services to be reimbursed for travel on commercial airlines, rather than IDOT providing the services; and be it further

RESOLVED, That the Commission on Government Forecasting and Accountability shall submit a report of its findings and recommendations to the General Assembly on or before January 1, 2011.

HOUSE RESOLUTION 848

Offered by Representative Black:

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

ASSEMBLY OF THE STATE OF ILLINOIS, that the Rules of the House of Representatives of the Ninety-Sixth General Assembly are amended by changing House Rules 18 and 22 as follows:

(House Rule 18)

18. Referrals to Committees.

(a) All House Bills and Senate Bills, after being initially read by the Clerk, are automatically referred to the Rules Committee.

(b) ~~The During odd-numbered years, the Rules Committee shall thereafter refer any such bill before it to a standing committee or a special committee within 3 legislative days, provided that referral shall not be required for a House bill that is introduced after the introduction deadline for House bills or a Senate bill that is referred to the Rules Committee after the deadline for House committee consideration of Senate bills. During even-numbered years, the Rules Committee shall refer to a standing committee or a special committee only appropriation bills implementing the budget and bills deemed by the Rules Committee, by the affirmative vote of a majority appointed, to be of an emergency nature or to be of substantial importance to the operation of government. This subsection (b) applies equally to House Bills and Senate Bills introduced into or received by the House.~~

(b-5) Notwithstanding subsection (b), the Rules Committee may refer bills to a joint committee of the House and Senate created by joint resolution. That joint committee shall report back to the Rules Committee any recommendation for action made by that joint committee. The Rules committee may, at any time, however, refer the bill to a standing or special committee of the House.

(c) A standing committee or a special committee may refer a subject matter or a legislative measure pending in that committee to a subcommittee of that committee.

(d) All legislative measures favorably reported by a standing committee or a special committee, or discharged from a standing committee or a special committee under Rule 58, shall be referred to the House and placed on the appropriate order of business, which shall appear on the daily calendar. All legislative measures, except bills or resolutions on the Consent Calendar, bills or resolutions assigned short debate status by a standing committee or special committee, and floor amendments, so referred are automatically assigned standard debate status, subject to Rule 52.

(e) All floor amendments, joint action motions for final action, conference committee reports, and motions to table committee amendments, upon filing with the Clerk, are automatically referred to the Rules Committee. The Rules Committee may refer any floor amendment, joint action motion for final action, conference committee report, or motion to table a committee amendment to the House or to a standing committee or a special committee for its review and consideration (in those instances, and notwithstanding any other provision of these Rules, the standing committee or special committee may hold a hearing on and consider those legislative measures pursuant to a one-hour advance notice). Any floor amendment, joint action motion for final action, conference committee report, or motion to table a committee amendment that is not referred to the House by, or discharged from, the Rules Committee is out of order, except that any floor amendment, joint action motion for final action, conference committee report, or motion to table a committee amendment favorably reported by, or discharged from, a standing committee or a special committee is deemed referred to the House by the Rules Committee for purposes of this Rule. All joint action motions for final action, conference committee reports and motions to table committee amendments so referred are automatically assigned standard debate status, subject to Rule 52. Floor amendments referred to the House under this Rule are automatically assigned amendment debate status.

(f) The Rules Committee may at any time refer or re-refer a legislative measure from a committee to a Committee of the Whole or to any other committee.

(g) Legislative measures may be discharged from the Rules Committee only by unanimous consent of the House. Any bill discharged from the Rules Committee shall be placed on the order of Second Reading and assigned standard debate status, subject to Rule 52.

(h) Except for those provisions that require unanimous consent, this Rule may be suspended only by the affirmative vote of 71 members elected.

(Source: H.R. 45, 96th G.A.)

(House Rule 22)

22. Committee Procedure.

(a) A committee may consider any legislative measure referred to it, except as provided in subsection (b), and may make with respect to that legislative measure one of the following reports to the House or to the parent committee, as appropriate:

- (1) that the bill "do pass";
- (2) that the bill "do not pass";

- (3) that the bill "do pass as amended";
- (4) that the bill "do not pass as amended";
- (5) that the resolution "be adopted";
- (6) that the resolution "be not adopted";
- (7) that the resolution "be adopted as amended";
- (8) that the resolution "be not adopted as amended";
- (9) that the floor amendment, joint action motion, conference committee report, or motion to table a committee amendment referred by the Rules Committee "be adopted";
- (10) that the floor amendment, joint action motion, conference committee report, or motion to table a committee amendment referred by the Rules Committee "be not adopted";
- (11) "without recommendation"; or
- (12) "tabled".

If a legislative measure has at least 16 co-sponsors, then the committee must consider it and must make one of the foregoing reports to the House.

Any of the foregoing reports may be made only upon the concurrence of a majority of those appointed. All legislative measures reported "do pass", "do pass as amended", "be adopted", or "be adopted as amended" are favorably reported to the House. Except as otherwise provided by these Rules, any legislative measure referred or re-referred to a committee and not reported under this Rule shall remain in that committee.

(b) No bill or committee amendment that provides for an appropriation of money from the State Treasury may be considered by an Appropriations Committee unless the bill or committee amendment is limited to appropriations to a single department, office, or institution; this provision does not apply to floor amendments, joint action motions, or conference committee reports.

No bill that provides for an appropriation of money from the State Treasury may be considered for passage by the House unless it has first been favorably reported by an Appropriations Committee or:

- (1) the bill was discharged from an Appropriations Committee under Rule 58;
- (2) the bill was exempted from this requirement by a majority of those appointed to the Rules Committee; or
- (3) this Rule was suspended under Rule 67.

(c) The Chairperson of each committee, or Co-Chairperson from the majority caucus of a standing or special committee, shall keep, or cause to be kept by the Clerk's Office, a record in which there shall be entered:

- (1) The time and place of each meeting of the committee.
- (2) The attendance of committee members at each meeting.
- (3) The votes cast by the committee members on all legislative measures acted on by the committee.
- (4) The "Record of Committee Witness" forms executed by each person appearing or registering in each committee meeting, which shall include identification of the witness, the person, group, or firm represented by appearance and the capacity in which the representation is made (if the person is representing someone other than himself or herself), his or her position on the legislation under consideration, and the nature of his or her desired testimony.
- (5) An audio recording of the proceedings.
- (6) Such additional information as may be requested by the Clerk.

(d) The committee Chairperson, or the Co-Chairperson from the majority caucus of a standing or special committee, shall file with the Clerk, along with every legislative measure reported upon, a written report containing such information as required by the Clerk. The Clerk may adopt forms, policies, and procedures with respect to the preparation, filing, and maintenance of the reports.

(e) When a committee fails to report a legislative measure pending before it to the House, or when a committee fails to hold a public hearing on a legislative measure pending before it, the exclusive means to bring that legislative measure directly before the House for its consideration is as provided in Rule 18 or Rule 58.

(f) No legislative measure may be called for a vote in a standing committee or special committee in the absence of the Principal Sponsor. The committee Chairperson, the committee Minority Spokesperson, or a chief co-sponsor may present a bill or resolution in committee with the approval of the Principal Sponsor when the committee consents. In the case of standing or special committees with Co-Chairpersons from different political parties, the "Chairperson" means the Co-Chairperson from the majority caucus, and the "Minority Spokesperson" means the Co-Chairperson from the minority caucus. This subsection may not be

suspended.

(g) Motions for committee approval of bills and resolutions are renewable, provided that no bill or resolution may be voted on more than twice in any committee on motions to report the bill or resolution favorably, or to reconsider the vote by which the committee adopted a motion to report the bill or resolution unfavorably. A bill or resolution having failed to receive a favorable recommendation after 2 such record votes shall be automatically reported with the appropriate unfavorable recommendation.

(h) A bill or resolution shall be given short debate status by report of the committee if the bill or resolution was favorably reported by a three-fifths vote of the members present and voting, including those voting "present". Bills and resolutions receiving favorable reports may be placed upon the Consent Calendar as provided in Rule 42.

(i) This Rule may be suspended only by the affirmative vote of 71 members elected.
(Source: H.R. 45, 96th G.A.)

HOUSE RESOLUTION 851

Offered by Representative Joyce:

WHEREAS, One of the sectors most vulnerable to terrorism in the United States is civil aviation; and

WHEREAS, On December 22, 2001, Richard Reid, a member of Al-Qaeda, attempted to destroy American Airlines Flight 63, a trans-Atlantic flight from Paris, France to Miami, Florida, by detonating explosives hidden in his shoes; and

WHEREAS, On December 25, 2009, Umar Farouk Abdulmutallab attempted to detonate plastic explosives hidden in his underwear on Northwest Airlines Flight 253, a trans-Atlantic flight en route from Amsterdam, The Netherlands to Detroit, Michigan; and

WHEREAS, The Federal Air Marshal Service (FAMS), a United States federal law enforcement agency under the supervision of the Transportation Security Administration (TSA), currently deploys Federal Air Marshals to detect, deter, and defeat hostile acts targeting U.S. air carriers, airports, passengers, and crews; and

WHEREAS, While the FAMS does a wonderful job in protecting domestic flights, such protection does not apply to the thousands of flights coming into the United States from foreign countries each day; and

WHEREAS, The use of well-trained air marshals in these flights would greatly decrease the risk of a successful terrorist attack in the future; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the President, the members of the United States Congress, the Federal Aviation Administration, and all commercial airlines to implement a requirement that all commercial passenger flights originating outside the U.S. must have at least one qualified air marshal on board; and be it further

RESOLVED, That suitable copies of this resolution be presented to President Barack Obama, the members of the Illinois congressional delegation, and FAA Administrator J. Randolph Babbitt.

HOUSE RESOLUTION 856

Offered by Representative Cross:

WHEREAS, Autism Spectrum Disorder is a complex neurobiological disorder that affects the social, learning, and behavioral skills of those affected by it; and

WHEREAS, Autism impacts one out of every 110 children in the United States and is the fastest growing developmental disability; and

WHEREAS, Autism can affect anyone, regardless of race, ethnicity, or other factors; and

WHEREAS, Because a cure for autism has not been found, individuals with autism can be assisted in reaching their greatest potential through accurate early diagnosis, appropriate education, and intervention; and

WHEREAS, Families of children with autism bear an enormous financial burden of providing needed services and healthcare; and

WHEREAS, Public information and awareness efforts are important in accelerating early identification efforts and the expansion of early intervention programs; and

WHEREAS, The United Nations has announced "World Autism Day", which will be held on April 2,

2010 in order to call attention to this worldwide disability; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize April 2, 2010 as "World Autism Day" in the State of Illinois; and be it further

RESOLVED, That every individual with autism is a valued and important member of our society and should be acknowledged and recognized on this important day; and be it further

RESOLVED, That we recognize the parents and relatives of those individuals with autism for their sacrifice and dedication in providing for the needs of individuals with autism.

HOUSE RESOLUTION 857

Offered by Representative Bellock:

WHEREAS, Approximately 15 million residents in the U.S. have their identities stolen each year; the costs associated with the theft is approximately \$50 billion; and

WHEREAS, The average individual loss from an identity theft case is around \$3,500; the average amount of time a person spends on recovering from the consequences of identity theft is approximately 25 hours; and

WHEREAS, There are many different types of identity theft, including financial identity theft, medical identity theft, criminal identity theft, and social security theft; the most common form of identity theft is financial identity theft; and

WHEREAS, Financial identity theft can lead to serious consequences, including damaged credit, credit and debit card fraud, checking and savings account fraud, investment account fraud, mortgage and other loan fraud, and tax fraud; and

WHEREAS, Identity theft is very difficult to recover from; while people with stable financial situations can deal with the consequences of identity theft and move on from the incident, lower-income families that are already struggling with their finances can find it harder to recover; and

WHEREAS, Education on financial concepts can assist individuals and families in securing a stable financial future by helping these individuals and families to learn the steps necessary to avoid becoming a victim of identity theft; and

WHEREAS, There are many ways for individuals to protect themselves from identity theft, including the purchase of a cross-cut shredder to shred any documents that may contain personal information in them, making sure that passwords for ATM or credit cards are not based on easily identifiable information, such as birthdays or Social Security numbers, ordering a credit report to check for any suspicious activity involving one's credit, and taking one's name off of pre-approved promotional lists; and

WHEREAS, State legislators can help address the growing problem of identity theft by implementing tougher penalties for people caught stealing someone's identity, providing help to victims of identity theft so that they do not have to suffer from the consequences permanently, and increasing awareness of identify theft; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the month of December as Illinois Identity Theft Awareness Month; and be it further

RESOLVED, That we encourage all citizens to be informed about identity theft and to take action to protect themselves against identity theft.

HOUSE RESOLUTION 858

Offered by Representative May:

WHEREAS, Modern medicine has made amazing advances in fighting pediatric cancer; pediatric cancer survivors are faced with a unique set of problems because of these advances; and

WHEREAS, Cure rates for pediatric cancers have risen dramatically during the past 20 years; it is estimated that one in every 900 people, ages 16 to 44, is a survivor of pediatric cancer; and

WHEREAS, Today, almost 70% of children that are diagnosed with brain cancer survive treatment; this statistic calls into focus the need to look at a child's quality of life in the years following treatment; and

WHEREAS, Pediatric cancer survivorship can come with a price in the form of long-term medical, financial, psychosocial, and/or neuro-cognitive problems due to chemotherapy, radiation, or surgery; and

WHEREAS, The major expenses of a pediatric cancer diagnosis and treatment program are associated with the direct costs of medical care, including charges for hospitalizations, clinic visits, medications, tests and procedures, home health services, services of doctors and other professionals, and treatment, including surgery, chemotherapy, radiation therapy, and bone marrow or peripheral stem cell transplantation; and

WHEREAS, Even well-insured, middle-class families with health insurance can find themselves in financial distress because of a single catastrophic illness; even when insurance doesn't run out, health care costs can be staggering for the families of children with cancer; and

WHEREAS, The State of Illinois recognizes that amazing advances have been made in the treatment of pediatric cancer and survivor rates; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the week of March 21-27, 2010 as Pediatric Cancer Survivorship Week in the State of Illinois and urge the citizens of this State to show their support for those who have survived pediatric cancer.

HOUSE RESOLUTION 859

Offered by Representative Rose:

WHEREAS, Lung cancer is the leading cause of cancer death in both men and women in the United States; and

WHEREAS, Former smokers and people who have never smoked comprise the majority of new cases of lung cancer each year; and

WHEREAS, 70% of new lung cancer cases will be diagnosed at a late stage, with a 15% 5-year survival rate; and

WHEREAS, Early lung cancer diagnosis and management protocols currently exist, but have not been embraced nation-wide as the standard of care; and

WHEREAS, Funding for lung cancer research falls far short of that for other, less fatal diseases; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate November of 2010 as "Illinois Lung Cancer Awareness Month" in the State of Illinois in order to raise awareness of lung cancer and its effects on Illinois residents and their families; and be it further

RESOLVED, That we urge the citizens of this State to help make lung cancer a national public health priority and offer compassion to people with lung cancer.

HOUSE RESOLUTION 861

Offered by Representative Pihos:

WHEREAS, Approximately 15 million residents in the United States have their identities stolen each year; the costs associated with these thefts are approximately \$50 billion; and

WHEREAS, The average individual loss from an identity theft case is around \$3,500; the average amount of time a person spends recovering from the consequences of identity theft is approximately 25 hours; and

WHEREAS, Among the many different types of identity theft, the most common form is financial identity theft, which can lead to serious consequences, including damaged credit, credit and debit card fraud, checking and savings account fraud, investment account fraud, mortgage and other loan fraud, and tax fraud; and

WHEREAS, Recovering losses from identity theft is very difficult, particularly for low-income families that are already struggling with their finances; and

WHEREAS, Many people are unaware of the need to protect themselves from identity thieves; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the month of December 2010 as Identity Theft Awareness Month in the State of Illinois in order to raise awareness of identity theft and its effects on Illinois citizens and their families.

HOUSE RESOLUTION 868

Offered by Representative Brady:

WHEREAS, The prescription of psychotropic drugs to treat psychiatric disorders has greatly increased in recent years; and

WHEREAS, The U.S. Food and Drug Administration has, since 2004, required manufacturers of selective serotonin reuptake inhibitor antidepressant medications (SSRIs) to add black box warnings to their product labeling, advising that studies have shown an increase in suicidal thinking and behavior among children and adolescents suffering from psychiatric disorders; and

WHEREAS, Health authorities in Canada, the European Union, Australia, and Great Britain have issued warnings regarding the increased risk of self-harm or harm to others associated with SSRIs; and

WHEREAS, In recent years there have been numerous documented instances of suicides and acts of violence against others by persons reported to have been taking antidepressants and/or other psychotropic medications; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Psychotropic Substances Suicide Risk Task Force be created within the Department of Public Health to (1) study and report upon the available research relevant to the reputed causal link between prescription of psychotropic substances and acts of suicide or violence against others; (2) to evaluate whether the State of Illinois' current policies with regard to psychotropic substances are adequate to protect the public; and (3) to make recommendations as to whether Illinois should consider adopting additional policies with regard to psychotropic substances, including but not limited to requiring county coroners to test for psychotropic substances in cases of suspected suicide; and be it further

RESOLVED, That the Task Force shall consist of the following members: 3 members appointed by the Speaker of the House of Representatives, one of whom shall be appointed co-chairperson, and 3 members appointed by the Minority Leader of the House of Representatives, one of whom shall be appointed co-chairperson; and 2 members appointed by the Director of the Department of Public Health; and be it further

RESOLVED, That the Task Force shall take voluntary assistance and testimony from individuals and/or professional organizations and institutions; and be it further

RESOLVED, That the members of the Task Force shall serve without compensation, but may be reimbursed for actual expenses while serving on the Task Force from funds appropriated to the Department of Public Health for that purpose; and be it further

RESOLVED, That the Task Force shall submit its final report to the Governor and the General Assembly no later than December 31, 2010.

HOUSE RESOLUTION 871

Offered by Representative Nekritz:

WHEREAS, The members of the Illinois House of Representatives recognize bicycling as one part of the solution for many issues, such as traffic congestion, health care costs, individual transportation needs, job access, and environmental concerns; and

WHEREAS, The greatest potential for increased bicycle usage is in urban areas where 40 percent of trips are two miles or less and 28 percent are less than one mile; and

WHEREAS, Bicyclists and motorists share the same rights and responsibilities on the road; and

WHEREAS, Most bicycle crashes can be prevented through the safe operation of bicycles and motor vehicles in accordance with traffic regulations; and

WHEREAS, Training of bicyclists and motorists on properly sharing the road is not presently mainstreamed into the education system; and

WHEREAS, Education of bicyclists and motorists will contribute to the safety of all, while equipping more citizens with the skills and confidence to use bicycles for commuting, exercising, recreation, and transportation; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge State agencies and local governments to improve their Share the Road outreach to bicyclists and motorists; and be it further

RESOLVED, That we strongly encourage Illinois schools to incorporate bicycling and Share the Road education into their driver education and physical education programs and other school initiatives.

HOUSE RESOLUTION 873

Offered by Representative Coladipietro:

WHEREAS, Each school day more than 1,100,000 children from public and private schools are transported to and from school in school buses in cities, towns, and suburbs across the State of Illinois; and

WHEREAS, School bus drivers additionally transport over 18,000 pre-kindergarten pupils and over 300,000 pupils on field trips; and

WHEREAS, School bus drivers travel each year over 122,000,000 miles on regular routes, 4,200,000 miles of field trip routes, 3,700,000 miles of vocational routes, and 8,800,000 miles of special education routes; and

WHEREAS, The safety and well-being of these children are of utmost concern to all Illinois parents; school administrators entrust school bus drivers with the welfare of these children; the position of a school bus driver requires tremendous responsibility; they have to maneuver through traffic regardless of road conditions while maintaining the conduct of children on the bus and are looked to for leadership and life-saving decision-making in the event of an emergency; and

WHEREAS, School bus drivers direct children while they are exiting the bus at their destination and when an adult who is normally at a bus stop to meet a child is not present, the bus driver will keep that child in their safe care until adult supervision is located or the child can be returned to school; school bus drivers are able to observe any suspicious activity or people along their bus route and communicate that information to proper authorities; and

WHEREAS, The National Safety Council has documented the far smaller number of accidents and fatalities per capita on school buses than in automobiles; and

WHEREAS, There are over 29,000 licensed school bus drivers in the State of Illinois, operating approximately 30,000 registered school buses; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare October 22, 2010, and each year thereafter, as School Bus Driver Appreciation Day in the State of Illinois as a tribute to the hard work and dedication of the men and women who provide a safe ride to school for our children.

HOUSE JOINT RESOLUTION 84

Offered by Representative Brady:

WHEREAS, The State College Housing Construction Act limits the authority of the governing boards of State colleges and universities to construct or operate, directly or indirectly through any other public or private organization, any new housing project without the prior approval and determination of the General Assembly that the specific project is in the public interest; and

WHEREAS, Through legislation, the General Assembly has authorized the Town of Normal and encouraged local improvements, revitalization efforts, and a public-private partnership in economic development through the creation of a tax increment financing district, which is located in proximity to the Illinois State University campus; and

WHEREAS, Illinois State University wishes to fulfill some of its needs for additional student housing near campus by encouraging private investment and cooperatively expand its role in economic development and its efforts to work with appropriate State and private agencies, local community leaders, and others interested in economic development and redevelopment; and

WHEREAS, The General Assembly finds that the Board of Trustees of Illinois State University will be selecting a developer or developers through a competitive process to develop new, private apartment or suite-style student housing near campus to replace older, on-campus residence halls that will not comply with new State fire statutes and codes after 2012 without extensive remodeling that is cost-prohibitive to the University; and

WHEREAS, These new facilities would serve Illinois State University and its students, improve the community and region, promote local economic development and redevelopment, and create needed additional construction jobs; 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 we approve and determine to be in the public interest, pursuant to the State College Housing Construction Act, projects on land or lands owned by the Board of Trustees of Illinois State University or privately owned land or lands, or both, and leased for the purpose of construction, maintenance, and operation of a residential housing complex for students of Illinois State University by a private firm or firms, partnership or partnerships, or corporation or corporations selected through a competitive process, under the terms and conditions as the Board of Trustees may deem advisable; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Board of Trustees of Illinois State University.

HOUSE JOINT RESOLUTION 85

Offered by Representative Osmond:

WHEREAS, Propane, otherwise known as Liquefied Petroleum Gas or LPG, is a by-product of natural gas processing and petroleum refining; and

WHEREAS, Propane has been used as a transportation fuel since the 1940s; and

WHEREAS, Propane can be used to replace gasoline in light-duty vehicles and diesel in heavy-duty vehicles; and

WHEREAS, There are more than 270,000 on-road propane vehicles in the United States and more than 10 million worldwide; and

WHEREAS, Many of these vehicles are used in fleets, including light-duty and heavy-duty trucks, buses, taxicabs, police cars, and rental and delivery vehicles; and

WHEREAS, Certified installers can economically and reliably retrofit many light-duty vehicles for propane operation; and

WHEREAS, Compared with vehicles fueled with conventional diesel and gasoline, propane-powered vehicles can produce significantly lower amounts of some harmful emissions and the greenhouse gas carbon dioxide; and

WHEREAS, According to the Propane Education and Research Council, propane cuts emissions of toxins and carcinogens, such as benzene and toluene, by up to 96% compared to gasoline; and

WHEREAS, Propane in its liquid state has the lowest flammability range of any alternate fuel, which reduces the chances of a vehicle fire in propane-powered vehicles; and

WHEREAS, Propane is non-toxic and slightly soluble, and it biodegrades rapidly in soil, water, or air; and

WHEREAS, There are approximately 2,500 propane fueling stations in the United States, which is the largest fueling infrastructure of any alternative fuel; and

WHEREAS, According to the United States Department of Energy Alternative Fuels and Advanced Vehicles Data Center, there are approximately 74 propane fueling stations in Illinois; 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 there is established a Joint Task Force on Propane-Powered Vehicles to study the feasibility of converting State and local governmental vehicles to propane-powered vehicles; and be it further

RESOLVED, That the Joint Task Force shall examine, at a minimum, issues such as the availability of propane-powered vehicles and their cost, the types of vehicles to be converted to propane-powered vehicles, the potential costs and benefits of converting vehicles to propane-powered vehicles, the current infrastructure for the delivery of propane, the availability of propane, and a potential timeframe for converting State and local governmental vehicles to propane-powered vehicles; and be it further

RESOLVED, That the Joint Task Force shall be under the Department of Central Management Services, which shall provide staff support; and be it further

RESOLVED, That the members of the Joint Task Force shall include: 2 members appointed by the President of the Senate; 2 members appointed by the Minority Leader of the Senate; 2 members appointed by the Speaker of the House; 2 members appointed by the Minority Leader of the House; the Director of Central Management Services or his or her designee; the President of the University of Illinois or his or her designee; the Director of the Illinois Environmental Protection Agency or his or her designee; the Director of Commerce and Economic Opportunity or his or her designee; one member of an association representing municipal governments, appointed by the Director of Central Management Services; one member of an

association representing county governments, appointed by the Director of Central Management Services; one member of an association representing the petroleum industry, appointed by the Director of Central Management Services; one member of an association representing petroleum marketers, appointed by the Director of Central Management Services; one member representing automobile manufacturers, appointed by the Director of Central Management Services; one member representing propane suppliers, appointed by the Director of Central Management Services; one member of an association representing environmental interests, appointed by the Director of Central Management Services; one member of an association representing school districts, appointed by the Director of Central Management Services; and one member of an association representing a statewide health organization, appointed by the Director of Central Management Services; and be it further

RESOLVED, That one member of each political party shall be selected by the Joint Task Force to serve as co-chairpersons; and be it further

RESOLVED, That the Joint Task Force shall meet at the call of the co-chairs and that the members shall serve without compensation; and be it further

RESOLVED, That the Joint Task Force shall report its findings and recommendations to the Secretary of the Senate and the Clerk of the House by July 1, 2010; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Director of Central Management Services, the Director of the Illinois Environmental Protection Agency, the Director of Commerce and Economic Opportunity, and the President of the University of Illinois.

HOUSE JOINT RESOLUTION 86

Offered by Representative Eddy:

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to the truly great individuals who served our country and in doing so have gone above and beyond the call of duty to take part in truly heroic tasks; and

WHEREAS, Of the millions of men and women who have served this country, whether in the Army, Navy, Air Force, Marines, or Coast Guard, only 3,447 have ever been awarded the highest military decoration awarded by the United States government, the Congressional Medal of Honor; and

WHEREAS, The Congressional Medal of Honor is awarded for conspicuous gallantry and intrepidity at the risk of one's life above and beyond the call of duty while engaged in an action against any enemy of the United States; while engaged in military operations involving conflict with an opposing foreign force; or while serving with friendly foreign forces engaged in an armed conflict against an opposing armed force in which the United States is not a belligerent party; and

WHEREAS, It is beyond honor for an individual to be awarded the Congressional Medal of Honor, distinguishing this individual as a true American hero; and

WHEREAS, Sammy L. Davis, born in Dayton, Ohio, on November 1st, 1946, and who resided in Illinois for many years, was awarded the Congressional Medal of Honor for his service and conduct in Vietnam during the Vietnam War; and

WHEREAS, Sammy L. Davis was a private first class in the United States Army, Battery C, 2nd Battalion, 4th Artillery, 94th Infantry Division, at the time of his action which awarded him the Congressional Medal of Honor, leading to his promotion to Sergeant; and

WHEREAS, Sammy L. Davis was awarded the Congressional Medal for his actions on November 18th, 1967, when his unit came under enemy fire; injured, Private Davis risked his life to fight off the enemy, and under heavy fire managed to fire rounds from a burning howitzer on his own, and having pushed back the enemy, Private Davis rescued his injured combats who were no doubt alive because of his bravery; and

WHEREAS, Today, Sammy L. Davis, forced to retire from the United States Army in 1984 because of injuries, works to make sure the American message of freedom is never forgotten; visiting school children, speaking at special events, and telling his message to the countless troops that he continues to visit; and

WHEREAS, Troops stationed all over the world from wars that have passed and conflicts that are current, have written and spoken of the meaningfulness and inspiration that they have and continue to receive from meeting and speaking with Sammy L. Davis; 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 an appropriate plaque or sign be placed at the Illinois rest area on Route 33 near Palestine, honoring Sammy L. Davis, his triumphs and heroism, and his dedication to the patriotic good of this country; and be it further

RESOLVED, That the Illinois Department of Transportation is directed to erect, at a suitable location at the rest area, consistent with State and federal regulations, an appropriate plaque or sign giving recognition to Sammy L Davis; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation, the Robinson V.F.W., and to Sammy L. Davis.

HOUSE JOINT RESOLUTION 87

Offered by Representative Black:

WHEREAS, Farmers' markets provide not only a valuable marketplace for farmers to sell their products directly to consumers, but also a place for consumers to access fresh fruits, vegetables, and other agricultural products; and

WHEREAS, These markets successfully operate across Illinois; however, there is a lack of comprehensive regulation from one county to the next, resulting in discrepancies between counties regarding the products that may be sold; and

WHEREAS, In 1999, the Department of Public Health published "Technical Information Bulletin/Food #30" in order to outline the sanitation guidelines required for farmers' markets, producer markets, and other outdoor food sales events; and

WHEREAS, This bulletin has not been uniformly interpreted across the State; 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 there is created the Task Force on Farmers' Markets, consisting of 14 members appointed as follows: the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives shall each appoint one member; the Director of Public Health or his or her designee, the Director of Agriculture or his or her designee, a representative of a general agricultural production association, 3 representatives of local county public health departments appointed by the Director of Public Health and selected from 3 different counties representing each of the northern, central, and southern portions of Illinois, and 4 members of the general public who are engaged in local farmers' markets appointed by the Director of Agriculture; and be it further

RESOLVED, That the Director of Public Health shall serve as the chair; the Task Force shall meet at the call of the Chair; and the members of the Task Force shall serve without compensation; and be it further

RESOLVED, That the Task Force can appoint members as it sees fit to serve as representatives of local farmers' markets or other concerned parties; and be it further

RESOLVED, That the duty of the Task Force is to undertake a comprehensive and thorough review of the current implementation of the various Acts that define which products and practices are permitted and which products and practices are not permitted at farmers' markets and other outdoor food sale events; and be it further

RESOLVED, That the Task Force shall assist the Department of Public Health in developing interagency agreements and programs and procedures regarding the implementation of the various Acts that define which products and practices are permitted and which products and practices are not permitted at farmers' markets and other outdoor food sale events; and be it further

RESOLVED, That the Illinois Department of Public Health shall provide staffing support to the Task Force and shall administer and prepare all reports deemed necessary in conjunction with the Task Force; and be it further

RESOLVED, That the Task Force may request assistance from any entity necessary or useful for the performance of its duties; and be it further

RESOLVED, That the Task Force shall issue a report with its recommendations to the Secretary of the Senate and the Clerk of the House on or before December 31, 2010.

HOUSE JOINT RESOLUTION 88

Offered by Representative Chapa LaVia:

WHEREAS, The Illinois General Assembly recognizes that access to behavioral health services is critical for individuals with mental illness and substance use disorders; and

WHEREAS, A 2006 study conducted by the National Association of State Mental Health Program

Directors (NASMHPD) Medical Directors Council revealed that individuals with behavioral health issues die on average 25 years sooner than the general population; and

WHEREAS, A report by the U.S. Department of Health and Human Services' Substance Abuse and Mental Health Services Administration revealed the lack of coordination of behavioral health care with other health care provided in various settings; and

WHEREAS, Community mental health centers are safety net providers for individuals with behavioral, mental health, and substance use disorders; and

WHEREAS, Community mental health centers do not currently receive reimbursement that reflects the costs of providing behavioral health services; and

WHEREAS, Unlike other state vendors, community mental health centers serving a disproportionate number of Medicaid funded individuals do not have the ability to cost shift between public and private pay; and

WHEREAS, The United States Congress is likely to expand Medicaid coverage in comprehensive health care reform legislation, thus increasing the demand for behavioral health services; and

WHEREAS, Federally qualified health centers receive enhanced Medicare and Medicaid reimbursement, such as through federal grants under Section 330 of the Public Health Services Act, for serving underserved populations; and

WHEREAS, Community mental health centers typically serve large Medicaid or indigent populations, or both, but receive no enhanced reimbursement; and

WHEREAS, A federal designation similar to federally qualified health centers could provide community mental health centers an opportunity to receive enhanced reimbursement for behavioral, mental health, and substance use services, which could reduce the amount of uncompensated care provided in these settings and increase the capacity of community mental health centers to provide services and supports; and

WHEREAS, The creation of criteria for the certification of federally qualified behavioral health centers is included in the Affordable Health Care for America Act (H.R. 3962), which passed the United States House of Representatives on November 7, 2009; and

WHEREAS, The creation of criteria for the certification of federally qualified behavioral health centers is the first step in strengthening the community mental health safety net by providing accessible, affordable, and coordinated care to individuals with behavioral health issues, as well as creating a nationwide minimum reimbursement for community based behavioral health services, established at the federal level, that reflects the actual cost of providing those services; 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 we urge Congress to include criteria for the certification of federally qualified behavioral health centers in any comprehensive health care reform legislation; and be it further

RESOLVED, That suitable copies of this joint resolution be presented to President Barack Obama, the Speaker of the United States House of Representatives, the Minority Leader of the United States House of Representatives, the Majority Leader of the United States Senate, the Minority Leader of the United States Senate, and each member of the Illinois Congressional delegation.

HOUSE JOINT RESOLUTION 89

Offered by Representative Verschoore:

WHEREAS, The Vietnam War was fought in Vietnam from 1961 to 1975, and involved North Vietnam and the Viet Cong in conflict with the United States Armed Forces and South Vietnam; and

WHEREAS, The United States became involved by serving in an advisory role to the South Vietnamese in 1961; and

WHEREAS, In 1965, United States Armed Forces ground combat units arrived in Vietnam and by the end of that year there were 80,000 United States troops in Vietnam with a peak of approximately 500,000 troops reached in 1969; and

WHEREAS, On January 27, 1973, the Treaty of Paris was signed, which required the release of all United States prisoners-of-war held in North Vietnam and the withdrawal of all United States Armed Forces from South Vietnam; and by March 30, 1973, the United States Armed Forces completed the withdrawal of combat troops from Vietnam; and

WHEREAS, More than 58,000 members of the United States Armed Forces lost their lives in Vietnam

and more than 300,000 members of the Armed Forces were wounded; and

WHEREAS, In 1982, the Vietnam Veterans Memorial was dedicated in the District of Columbia to commemorate those members of the United States Armed Forces who died or were declared missing-in-action in Vietnam; and

WHEREAS, Members of the United States Armed Forces who served bravely and faithfully for the United States during the Vietnam War were caught upon their return home in the crossfire of public debate about the involvement of the United States in the Vietnam War; and

WHEREAS, The 96th General Assembly supports the United States House of Representatives in the establishment of a "Welcome Home Vietnam Veterans Day" as an appropriate way to honor those members of the United States Armed Forces who served in Vietnam during the Vietnam War; and

WHEREAS, The 96th General Assembly agrees that March 30 would be an appropriate day to establish "Welcome Home Vietnam Veterans Day" from this day forth; 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 we proclaim March 30 as "Welcome Home Vietnam Veterans Day"; and be it further

RESOLVED, That all citizens of Illinois are encouraged to join communities across America in honoring our Vietnam Veterans.

HOUSE JOINT RESOLUTION 90

Offered by Representative Mautino:

WHEREAS, The State of Illinois spent over \$11 billion on the Medicaid program in Fiscal Year 2007; and

WHEREAS, The Department of Healthcare and Family Services (DHFS) is the single State agency ultimately responsible for the Medicaid program in Illinois and serves as the State source for submitting claims to the federal government and for receiving federal reimbursements; and

WHEREAS, While DHFS is the primary State agency responsible for the expenditure and efficient and effective management of Medicaid funding, there are other State agencies that administer portions of the program, including but not limited to the Department of Human Services, the Department on Aging, the Department of Children and Family Services, the Department of Public Health, the University of Illinois, the Department of Corrections, and the State Board of Education; and

WHEREAS, Audits, evaluations, and reviews of Medicaid expenditures and functions have been performed by various entities, including but not limited to the Illinois Auditor General, the Attorney General, the Illinois Office of Internal Audits, Illinois Inspectors General, the Illinois State Police Medicaid Fraud Control Unit, and entities responsible for internal State agency integrity, quality control, and quality review functions; there also have been audits, evaluations, and reviews conducted by federal entities; and

WHEREAS, These audits, evaluations, and reviews of Medicaid expenditures and functions contained numerous findings and recommendations for management of State agencies to consider to improve the economy, efficiency, and effectiveness of the Medicaid program; and

WHEREAS, Timely and appropriate action by State agency management is essential to resolving these findings and recommendations and thereby improving the economy, efficiency, and effectiveness of the Medicaid program; and

WHEREAS, Given the current financial condition of the State and the need to make the most efficient and effective use of limited State resources, knowing the status of the various findings and recommendations could assist members of the General Assembly and the Governor's Office in their decision-making process; 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 Auditor General is directed to follow up on the status of findings and recommendations from audits, evaluations, and reviews of the Illinois Medicaid program and expenditures that have been conducted by State and federal agencies since 2005; and be it further

RESOLVED, That the follow-up shall include, but not be limited to, the following determinations:

- (1) What audits, evaluations, and reviews have been conducted;
- (2) What the response of agency management was to those reports; and
- (3) Whether the recommendations have been timely implemented by management of the State agencies responsible for these Medicaid functions; and be it further

RESOLVED, That the Department of Healthcare and Family Services, the Department of Human Services, the Department on Aging, the Department of Public Health, the State Board of Education, the Department of Corrections, the Department of Children and Family Services, the University of Illinois, the Office of the Attorney General, the Illinois State Police, and any other agency, entity, or person that may have information relevant to this follow-up shall cooperate fully and promptly with the Auditor General's Office; and be it further

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

RESOLVED, That suitable copies of this resolution be delivered to each of the following: the Auditor General; the Attorney General; the Governor; the heads of each of the following State agencies: the Department of Healthcare and Family Services, the Department of Human Services, the Department on Aging, the Department of Public Health, the Department of Corrections, the Department of Children and Family Services, and the Department of State Police; the State Superintendent of Education; and the Board of Trustees of the University of Illinois.

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative Franks introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 44**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETIETH 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 repeal Section 8 of Article VI, amend Sections 10, 11, and 12 of Article VI, and add Section 12.5 to Article VI of the Constitution to read as follows:

ARTICLE VI
THE JUDICIARY

SECTION 8. ASSOCIATE JUDGES

~~(Repealed). Each Circuit Court shall have such number of Associate Judges as provided by law. Associate Judges shall be appointed by the Circuit Judges in each circuit as the Supreme Court shall provide by rule. In the First Judicial District, unless otherwise provided by law, at least one fourth of the Associate Judges shall be appointed from, and reside, outside Chicago. The Supreme Court shall provide by rule for matters to be assigned to Associate Judges.~~

(Source: Illinois Constitution.)

SECTION 10. TERMS OF OFFICE

The terms of office of Supreme and Appellate Court Judges shall be ten years; and of Circuit Judges, six years; ~~and of Associate Judges, four years.~~

(Source: Illinois Constitution.)

SECTION 11. ELIGIBILITY FOR OFFICE

No person shall be eligible to be a Judge ~~or Associate Judge~~ unless he or she is a United States citizen, a licensed attorney-at-law of this State, and a resident of the district or circuit unit which selects him or her. No change in the boundaries of a unit shall affect the tenure in office of a Judge ~~or Associate Judge~~ incumbent at the time of such change.

(Source: Illinois Constitution.)

SECTION 12. ELECTION AND RETENTION

(a) Supreme Court, ~~Appellate and Circuit~~ Judges shall be nominated at primary elections or by petition and ~~Judges~~ shall be elected at general or judicial elections as the General Assembly shall provide by law. A person eligible for the office of Judge may cause his or her name to appear on the ballot as a candidate for Judge at the primary and at the general or judicial elections by submitting petitions. The General Assembly shall prescribe by law the requirements for petitions.

(a-5) Appellate and Circuit Judges shall be appointed by the Supreme Court from nominees submitted by

Judicial Nominating Commissions in accordance with subsection (c-5) of this Section.

(b) The office of a Judge shall be vacant upon his or her death, resignation, retirement, removal, or upon the conclusion of his or her term without retention in office. Whenever an additional Appellate or Circuit Judge is authorized by law, the office shall be filled in the manner provided for filling a vacancy in that office.

(c) A vacancy occurring in the office of Supreme ~~Court~~, ~~Appellate or Circuit~~ Judge shall be filled as the General Assembly may provide by law. In the absence of a law, vacancies may be filled by appointment by the Supreme Court. A person appointed to fill a vacancy 60 or more days prior to the next primary election to nominate Supreme Court Judges shall serve until the vacancy is filled for a term at the next general or judicial election. A person appointed to fill a vacancy less than 60 days prior to the next primary election to nominate Judges shall serve until the vacancy is filled at the second general or judicial election following such appointment.

(c-5) As soon as a vacancy occurs in the office of Appellate or Circuit Judge, or if such a vacancy will occur within 6 months by a day certain, the Administrative Director of the Illinois Courts shall promptly notify the chairperson of the appropriate Judicial Nominating Commission, who shall immediately convene the Commission and give notice to the public.

Within 60 days after receiving the notice of a vacancy, the Judicial Nominating Commission shall submit to the Supreme Court a list of 3 nominees who, by their character, background, temperament, professional aptitude, experience, and commitment to justice are deemed by the Commission to be best qualified to fill the vacancy. The Commission shall also give due consideration to diversity of representation on the bench. The Commission shall submit the nominees' names in alphabetical order. The selection of Judges for appointment by the Supreme Court shall be from among those persons best qualified to hold judicial office in this State. All such qualified persons have the right to be considered for selection by a Judicial Nominating Commission free from discrimination on the basis of race, color, creed, national ancestry, or sex. The Commission may not include on a list a nominee who is on another list then pending before the Supreme Court. The function of a list of nominees shall terminate upon the making of the required appointment from the list.

Immediately upon receiving a list of nominees from a Judicial Nominating Commission, the Supreme Court shall make the list public. Not fewer than 28 nor more than 56 days after receiving a list, the Supreme Court shall appoint from the list a person to fill the vacancy. If the Supreme Court does not make an appointment within 56 days, the Commission shall immediately submit the list to the Governor, who shall make the appointment from the list within 28 days after receiving the list.

A person appointed to fill a vacancy pursuant to this subsection shall serve an initial term equal to the term specified in Section 10.

(d) Not less than six months before the general election preceding the expiration of his or her term of office, a Supreme, Appellate or Circuit Judge who has been elected or appointed to that office may file in the office of the Secretary of State a declaration of candidacy to succeed himself or herself. The Secretary of State, not less than 63 days before the election, shall certify the Judge's candidacy to the proper election officials. The names of Judges seeking retention shall be submitted to the electors, separately and without party designation, on the sole question whether each Judge shall be retained in office for another term. The retention elections shall be conducted at general elections in the appropriate Judicial District, for Supreme and Appellate Judges, and in the circuit for Circuit Judges. The affirmative vote of 50% three-fifths of the electors voting on the question shall elect the Judge to the office for a term commencing on the first Monday in December following his or her election for retention.

(e) A law reducing the number of Appellate or Circuit Judges shall be without prejudice to the right of the Judges affected to seek retention in office. A reduction shall become effective when a vacancy occurs in the affected unit.

(f) The office of Associate Judge is abolished, and all Associate Judges in office on the effective date of this amendment shall on that date assume the office of Circuit Judge. In order to end the terms of those Judges, the Administrative Director of the Illinois Courts, as soon as possible after the effective date of this amendment, shall by lot divide those Judges into 3 groups that are as equal in number as possible. The terms of the Judges in the first group shall end on the first Monday in December after the next general election following the adoption of this amendment and every 6 years thereafter. The terms of the Judges in the second group shall end on the first Monday in December after the second general election following the adoption of this amendment and every 6 years thereafter. The terms of the Judges in the third group shall expire on the first Monday in December after the third general election following the adoption of this amendment and every 6 years thereafter.

The Judges described in this subsection may be retained in the same manner as other Circuit Judges.
(Source: Illinois Constitution.)

SECTION 12.5. JUDICIAL NOMINATING COMMISSIONS

(a) There shall be a Judicial Nominating Commission in each Judicial District for the nomination of Judges for the Appellate Court, in each Judicial Circuit for the nomination of Judges for the Circuit Court, and in each Judicial Subcircuit for the nomination of Judges for the Subcircuit Courts.

(b) Each Judicial Nominating Commission shall consist of 11 members. Six of the members must be persons who are not licensed to practice as an attorney or counselor at law within this State and are residents of the appropriate District, Circuit, or Subcircuit ("non-lawyer members"). The remaining 5 members must be persons who are licensed to practice as an attorney or counselor at law within this State and are residents of the appropriate District, Circuit, or Subcircuit ("lawyer members").

(c) Three of the non-lawyer members of each Judicial Nominating Commission shall be appointed by the Attorney General. The remaining 3 non-lawyer members shall be appointed by the officer first in the following order who is not affiliated with the same political party as the Attorney General: the President of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the Senate.

(d) The lawyer members of each Judicial Nominating Commission shall be selected in the manner provided by Supreme Court Rule.

(e) Upon appointment of the initial non-lawyer members of each Judicial Nominating Commission, the Attorney General shall divide the appointees by lot into 3 groups as equal in number as possible, with one of the Attorney General's appointees in each group. The Attorney General shall by lot designate the members in those groups to serve initial terms of 2, 4, and 6 years respectively. The initial lawyer members of each Judicial Nominating Commission shall also be divided by lot into 3 groups as equal in number as possible, and the members in those groups shall by lot be designated to serve initial terms of 2, 4, and 6 years respectively, all in the manner provided by Supreme Court Rule. Thereafter, the terms of all Commission members shall be 6 years.

(f) A vacancy in the non-lawyer membership of a Judicial Nominating Commission shall be filled for the remainder of the unexpired term or for a full term, as the case may be, by the Attorney General (if the Attorney General is affiliated with the same political party as the official who appointed the member whose vacancy is to be filled) or by the other officer specified in subsection (c) of this Section (if the Attorney General is affiliated with a political party different from that of the official who appointed the member whose vacancy is to be filled). A vacancy at the end of a term in the lawyer membership of a Judicial Nominating Commission shall be filled in the manner provided by Supreme Court Rule.

(g) The members of each Judicial Nominating Commission shall select a Chairperson of the Commission. The Chairperson shall serve for a term of 3 years unless his or her remaining term as a member of the Commission expires sooner.

(h) A person is not eligible to serve on a Judicial Nominating Commission if he or she (i) holds any office under the United States or this State, or any political subdivision, municipal corporation, municipality, or unit of local government of this State, and receives compensation for services rendered in that office or (ii) holds any office or official position in a political party. Compensation for service in the State militia or the armed services of the United States, for the period of time determined by Supreme Court Rule, does not disqualify a person from serving on a Judicial Nominating Commission under this subsection. A member of a Judicial Nominating Commission may not be appointed to judicial office while serving on the Commission or for a period of 6 months thereafter.

(i) A person who has served a full term of 6 years as a member of a Judicial Nominating Commission may not serve on a Commission during the next 3 years following expiration of that 6-year term. A person may not serve on more than one Judicial Nominating Commission at the same time.

(j) A Judicial Nominating Commission may conduct investigations, meetings, and hearings, all of which may be secret, and may employ staff members as necessary to perform the Commission's duties. Judicial Nominating Commission members may not receive any compensation for their services on the Commission but shall be reimbursed for their necessary expenses actually incurred in performing their duties. The General Assembly shall appropriate funds to the Supreme Court for that reimbursement and for all other administrative expenses of the Judicial Nominating Commissions.

(k) A Judicial Nominating Commission shall submit nominees for the office of Appellate or Circuit Judge to the Supreme Court upon the concurrence of not less than three-fifths of the members of the Commission voting on the nominations.

(l) Lawyer and non-lawyer members of Judicial Nominating Commissions are not subject to economic disclosure requirements as provided by law.

SCHEDULE

This Constitutional Amendment takes effect upon approval by the electors of this State.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 44 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 5200. Introduced by Representative Brady, AN ACT concerning local government.
- HOUSE BILL 5201. Introduced by Representative Coladipietro, AN ACT concerning revenue.
- HOUSE BILL 5202. Introduced by Representative Coladipietro, AN ACT concerning revenue.
- HOUSE BILL 5203. Introduced by Representative Fortner, AN ACT concerning nuclear safety.
- HOUSE BILL 5204. Introduced by Representatives Reitz - Brauer - Mautino - Lyons - Chapa LaVia, AN ACT concerning public aid.
- HOUSE BILL 5205. Introduced by Representative Brady, AN ACT concerning education.
- HOUSE BILL 5206. Introduced by Representative Brady, AN ACT concerning elections.
- HOUSE BILL 5207. Introduced by Representative Brady, AN ACT concerning revenue.
- HOUSE BILL 5208. Introduced by Representative Brady, AN ACT concerning revenue.
- HOUSE BILL 5209. Introduced by Representative Brady, AN ACT concerning revenue.
- HOUSE BILL 5210. Introduced by Representatives Currie - Lyons, AN ACT concerning financial regulation.
- HOUSE BILL 5211. Introduced by Representative Osterman, AN ACT concerning elections.
- HOUSE BILL 5212. Introduced by Representative Tryon, AN ACT concerning State government.
- HOUSE BILL 5213. Introduced by Representative Tryon, AN ACT concerning revenue.
- HOUSE BILL 5214. Introduced by Representative Tryon, AN ACT concerning courts.
- HOUSE BILL 5215. Introduced by Representative Tryon, AN ACT concerning agriculture.
- HOUSE BILL 5216. Introduced by Representative Tryon, AN ACT concerning education.
- HOUSE BILL 5217. Introduced by Representatives Mautino - Osmond, AN ACT concerning insurance.
- HOUSE BILL 5218. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 5219. Introduced by Representatives Lang - Brady, AN ACT concerning public aid.
- HOUSE BILL 5220. Introduced by Representative Cavaletto, AN ACT concerning education.
- HOUSE BILL 5221. Introduced by Representative Phelps, AN ACT concerning weapons.

HOUSE BILL 5222. Introduced by Representative Reitz, AN ACT concerning State government.

HOUSE BILL 5223. Introduced by Representative Reitz, AN ACT concerning aging.

HOUSE BILL 5224. Introduced by Representative Reitz, AN ACT concerning civil law.

HOUSE BILL 5225. Introduced by Representative Reboletti, AN ACT concerning criminal law.

HOUSE BILL 5226. Introduced by Representative Holbrook, AN ACT concerning safety.

HOUSE BILL 5227. Introduced by Representative Reboletti, AN ACT concerning criminal law.

HOUSE BILL 5228. Introduced by Representative Reboletti, AN ACT concerning criminal law.

HOUSE BILL 5229. Introduced by Representative Reboletti, AN ACT concerning criminal law.

HOUSE BILL 5230. Introduced by Representative Bradley, AN ACT concerning State government.

HOUSE BILL 5231. Introduced by Representative Bradley, AN ACT concerning criminal law.

HOUSE BILL 5232. Introduced by Representative Bradley, AN ACT concerning notices.

HOUSE BILL 5233. Introduced by Representative Bellock, AN ACT concerning utilities.

HOUSE BILL 5234. Introduced by Representative Bellock, AN ACT concerning human rights.

HOUSE BILL 5235. Introduced by Representative Bellock, AN ACT concerning deeds.

HOUSE BILL 5236. Introduced by Representative Bellock, AN ACT concerning revenue.

HOUSE BILL 5237. Introduced by Representative Bellock, AN ACT concerning revenue.

HOUSE BILL 5238. Introduced by Representative Bellock, AN ACT concerning revenue.

HOUSE BILL 5239. Introduced by Representative Bellock, AN ACT concerning revenue.

HOUSE BILL 5240. Introduced by Representative Bellock, AN ACT concerning State benefits.

HOUSE BILL 5241. Introduced by Representative Bellock, AN ACT concerning public aid.

HOUSE BILL 5242. Introduced by Representative Bellock, AN ACT concerning public aid.

HOUSE BILL 5243. Introduced by Representative Bellock, AN ACT concerning public aid.

HOUSE BILL 5244. Introduced by Representative Bellock, AN ACT concerning medical oversight.

HOUSE BILL 5245. Introduced by Representative Osterman, AN ACT concerning elections.

HOUSE BILL 5246. Introduced by Representative Osterman, AN ACT concerning housing.

HOUSE BILL 5247. Introduced by Representative Mendoza, AN ACT concerning employment.

HOUSE BILL 5248. Introduced by Representative Sacia, AN ACT concerning finance.

HOUSE BILL 5249. Introduced by Representative Osterman, AN ACT concerning housing.

HOUSE BILL 5250. Introduced by Representative Chapa LaVia, AN ACT concerning insurance.

HOUSE BILL 5251. Introduced by Representative Osterman, AN ACT concerning health.

HOUSE BILL 5252. Introduced by Representative Osterman, AN ACT concerning housing.

HOUSE BILL 5253. Introduced by Representative Osterman, AN ACT concerning housing.

HOUSE BILL 5254. Introduced by Representative Osterman, AN ACT concerning housing.

HOUSE BILL 5255. Introduced by Representative Osterman, AN ACT concerning professional regulation.

HOUSE BILL 5256. Introduced by Representative Osterman, AN ACT concerning civil law.

HOUSE BILL 5257. Introduced by Representative Osterman, AN ACT concerning civil law.

HOUSE BILL 5258. Introduced by Representative Osterman, AN ACT concerning civil law.

HOUSE BILL 5259. Introduced by Representative Osterman, AN ACT concerning civil law.

HOUSE BILL 5260. Introduced by Representative Osterman, AN ACT concerning safety.

HOUSE BILL 5261. Introduced by Representative Osterman, AN ACT concerning safety.

HOUSE BILL 5262. Introduced by Representative Hatcher, AN ACT concerning public employee benefits.

HOUSE BILL 5263. Introduced by Representative Hatcher, AN ACT concerning revenue.

HOUSE BILL 5264. Introduced by Representative Hatcher, AN ACT concerning public aid.

HOUSE BILL 5265. Introduced by Representative Hatcher, AN ACT concerning revenue.

HOUSE BILL 5266. Introduced by Representative Osterman, AN ACT concerning safety.

HOUSE BILL 5267. Introduced by Representative Osterman, AN ACT concerning safety.

HOUSE BILL 5268. Introduced by Representative Osterman, AN ACT concerning public aid.

HOUSE BILL 5269. Introduced by Representative Osterman, AN ACT concerning public aid.

HOUSE BILL 5270. Introduced by Representative Osterman, AN ACT concerning public aid.

HOUSE BILL 5271. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5272. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5273. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5274. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5275. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5276. Introduced by Representative Osterman, AN ACT concerning regulation.

HOUSE BILL 5277. Introduced by Representative Nekritz, AN ACT concerning local government.

- HOUSE BILL 5278. Introduced by Representative Nekritz, AN ACT concerning elections.
- HOUSE BILL 5279. Introduced by Representative Flowers, AN ACT concerning children.
- HOUSE BILL 5280. Introduced by Representative Sacia, AN ACT concerning criminal law.
- HOUSE BILL 5281. Introduced by Representative Dunkin, AN ACT concerning professional regulation.
- HOUSE BILL 5282. Introduced by Representative Connelly, AN ACT concerning real property.
- HOUSE BILL 5283. Introduced by Representative Hatcher, AN ACT concerning local government.
- HOUSE BILL 5284. Introduced by Representative Moffitt, AN ACT concerning veterans.
- HOUSE BILL 5285. Introduced by Representative Moffitt, AN ACT concerning transportation.
- HOUSE BILL 5286. Introduced by Representative Lyons, AN ACT concerning public employee benefits.
- HOUSE BILL 5287. Introduced by Representative Lyons, AN ACT concerning employment.
- HOUSE BILL 5288. Introduced by Representative Bost, AN ACT concerning government.
- HOUSE BILL 5289. Introduced by Representative Davis, William, AN ACT concerning finance.
- HOUSE BILL 5290. Introduced by Representative Coladipietro, AN ACT concerning civil law.
- HOUSE BILL 5291. Introduced by Representative Mautino, AN ACT concerning appropriations.
- HOUSE BILL 5292. Introduced by Representative Lyons, AN ACT concerning elections.
- HOUSE BILL 5293. Introduced by Representative Black, AN ACT concerning civil law.
- HOUSE BILL 5294. Introduced by Representative Black, AN ACT concerning education.
- HOUSE BILL 5295. Introduced by Representative Black, AN ACT concerning local government.
- HOUSE BILL 5296. Introduced by Representative Mautino, AN ACT concerning transportation.
- HOUSE BILL 5297. Introduced by Representative May, AN ACT concerning public employee benefits.
- HOUSE BILL 5298. Introduced by Representative Mitchell, Jerry, AN ACT concerning education.
- HOUSE BILL 5299. Introduced by Representative Reis, AN ACT concerning transportation.
- HOUSE BILL 5300. Introduced by Representative Reis, AN ACT concerning regulation.
- HOUSE BILL 5301. Introduced by Representative Reis, AN ACT concerning transportation.
- HOUSE BILL 5302. Introduced by Representative Reis, AN ACT concerning education.
- HOUSE BILL 5303. Introduced by Representative Leitch, AN ACT concerning State government.
- HOUSE BILL 5304. Introduced by Representative Leitch, AN ACT concerning State government.
- HOUSE BILL 5305. Introduced by Representative Leitch, AN ACT concerning health.

HOUSE BILL 5306. Introduced by Representative Leitch, AN ACT concerning health.

HOUSE BILL 5307. Introduced by Representative Leitch, AN ACT concerning wildlife.

HOUSE BILL 5308. Introduced by Representative Leitch, AN ACT concerning professional regulation.

HOUSE BILL 5309. Introduced by Representative Gordon, Careen, AN ACT concerning civil procedure.

HOUSE BILL 5310. Introduced by Representative Chapa LaVia, AN ACT concerning education.

HOUSE BILL 5311. Introduced by Representative Pritchard, AN ACT concerning education.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bill was taken up, read by title a first time and placed in the Committee on Rules: SENATE BILL 380 (Turner).

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Ford replaced Representative Crespo in the Committee on State Government Administration on February 3, 2010.

Representative Harris replaced Representative Dugan in the Committee on State Government Administration on February 3, 2010.

Representative William Davis replaced Representative Farnham in the Committee on State Government Administration on February 3, 2010.

Representative Flowers replaced Representative McAsey in the Committee on State Government Administration on February 3, 2010.

Representative Colvin replaced Representative Boland in the Committee on State Government Administration on February 3, 2010.

Representative Sente replaced Representative Dugan in the Committee on Veterans' Affairs on February 3, 2010.

Representative Lang replaced Representative Golar in the Committee on Judiciary II - Criminal Law on February 3, 2010.

REPORTS FROM STANDING COMMITTEES

Representative Franks, Chairperson, from the Committee on State Government Administration to which the following were referred, action taken on February 3, 2010, reported the same back with the following recommendations:

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTIONS 551 and 618.

That the resolution be reported "recommends be adopted as amended" and be placed on the House Calendar: HOUSE RESOLUTION 712.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4650 and 4667.

The committee roll call vote on House Bill 4650 is as follows:

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

Y Franks(D), Chairperson	Y Harris(D) (replacing Dugan)
N Wait(R), Republican Spokesperson	N Bassi(R)
Y Colvin(D) (replacing Boland)	A Bost(R)
Y Burns(D)	Y Collins(D)
Y Ford(D) (replacing Crespo)	Y Davis, Monique(D)
Y Davis, W(D) (replacing Farnham)	Y Froehlich(D)
Y Flowers(D) (replacing McAsey)	N Moffitt(R)
N Myers(R)	N Poe(R)
N Ramey(R)	

The committee roll call vote on House Bill 4667 is as follows:

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

Y Franks(D), Chairperson	Y Harris(D) (replacing Dugan)
A Wait(R), Republican Spokesperson	Y Bassi(R)
Y Colvin(D) (replacing Boland)	Y Bost(R)
Y Burns(D)	A Collins(D)
Y Ford(D) (replacing Crespo)	Y Davis, Monique(D)
Y Davis, W(D) (replacing Farnham)	Y Froehlich(D)
Y Flowers(D) (replacing McAsey)	Y Moffitt(R)
Y Myers(R)	Y Poe(R)
Y Ramey(R)	

The committee roll call vote on House Resolution 551 is as follows:

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

Y Franks(D), Chairperson	Y Harris(D) (replacing Dugan)
Y Wait(R), Republican Spokesperson	Y Bassi(R)
Y Colvin(D) (replacing Boland)	A Bost(R)
Y Burns(D)	Y Collins(D)
Y Ford(D) (replacing Crespo)	Y Davis, Monique(D)
Y Davis, W(D) (replacing Farnham)	Y Froehlich(D)
Y Flowers(D) (replacing McAsey)	Y Moffitt(R)
Y Myers(R)	Y Poe(R)
N Ramey(R)	

The committee roll call vote on House Resolutions 618 and 712 is as follows:

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

Y Franks(D), Chairperson	Y Harris(D) (replacing Dugan)
A Wait(R), Republican Spokesperson	Y Bassi(R)
Y Colvin(D) (replacing Boland)	Y Bost(R)
Y Burns(D)	Y Collins(D)
Y Ford(D) (replacing Crespo)	Y Davis, Monique(D)
Y Davis, W(D) (replacing Farnham)	Y Froehlich(D)
Y Flowers(D) (replacing McAsey)	Y Moffitt(R)
Y Myers(R)	Y Poe(R)
Y Ramey(R)	

Representative Howard, Chairperson, from the Committee on Judiciary II - Criminal Law to which the following were referred, action taken on February 3, 2010, 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: HOUSE BILLS 3869 and 4776.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 4765.

The committee roll call vote on House Bills 3869, 4765 and 4776 is as follows:
7, Yeas; 0, Nays; 0, Answering Present.

Y Howard(D), Chairperson	Y Collins(D), Vice-Chairperson
Y Reboletti(R), Republican Spokesperson	Y Lang(D)(replacing Golar)
Y McAsey(D)	Y Sacia(R)
Y Wait(R)	

Representative McAuliffe, Chairperson, from the Committee on Veterans' Affairs to which the following were referred, action taken on February 3, 2010, 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: HOUSE BILL 4738.

The committee roll call vote on House Bill 4738 is as follows:
19, Yeas; 3, Nays; 0, Answering Present.

Y McAuliffe(R), Chairperson	Y Chapa LaVia(D), Vice-Chairperson
Y Bost(R), Republican Spokesperson	Y Connelly(R)
Y Sente(D)(replacing Dugan)	Y Farnham(D)
Y Flider(D)	Y Franks(D)
Y Gordon, Jehan(D)	Y Joyce(D)
Y Lyons(D)	Y McAsey(D)
Y Mitchell, Jerry(R)	Y Moffitt(R)
N Nekritz(D)	Y Osmond(R)
A Phelps(D)	N Pritchard(R)
Y Reboletti(R)	Y Sacia(R)
Y Verschoore(D)	A Wait(R)
N Walker(D)	Y Watson(R)

At the hour of 6:40 o'clock p.m., the House Perfunctory Session adjourned.