

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-SEVENTH GENERAL ASSEMBLY

154TH LEGISLATIVE DAY

PERFUNCTORY SESSION

FRIDAY, NOVEMBER 9, 2012

9:59 O'CLOCK A.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
154th Legislative Day**

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NOTE: Full text of Amendments will not be included in House Journals from the 97th GA forward; they can be viewed on the Illinois General Assembly website (www.ilga.gov). For inquiries regarding this, please contact the House Clerk's office.

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

RESIGNATIONS AND APPOINTMENTS

CERTIFICATE OF ORGANIZATION

Democratic Representative Committee for the
10th Representative District, State of Illinois

This is to certify that, in accordance with Section 8-5 of the Illinois Election Code, the Democratic Representative Committee of the 10th Representative District of the State of Illinois met on the 24th day of August, 2012, in the municipality of Chicago, County of Cook, and within the 10th Representative District of the State of Illinois, and organized by electing the following officers:

Jesse White
CHAIRMAN

300 W. Hill St. #714, Chicago, IL 60610
ADDRESS

Scott Waguespack
SECRETARY

1939 N. Wilmot, Chicago, IL 60647
ADDRESS

Signed: s/Jesse White 08/24/12
CHAIRMAN

Attest: s/Scott Waguespack 08/24/12
SECRETARY

August 29, 2012

Clerk of the House of Representatives
Attn: Tim Mapes
Capitol Building, Room 300
Springfield, Illinois 62706

Dear Mr. Mapes:

This office is forwarding herewith a copy of the Democratic Representative Committee's Certificate of Appointment to Fill Vacancy in the Office of Representative in the General Assembly, declaring the existence of a vacancy in the Office of Representative for the 10th Representative District, as a result of the expulsion and removal from office of **Representative Derrick Smith** on August 17, 2012.

The Democratic Representative Committee's Certificate of Appointment to Fill Vacancy appoints **Eddie Winters, 2238 W. Adams St., Chicago, Illinois 60612**, to fill the vacancy in the Office of Representative for the 10th Representative District.

I, Eddie Winters, do solemnly swear and affirm that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and I will faithfully discharge the duties of the office of Representative in the General Assembly for the 10th Representative District of the State of Illinois to the best of my ability.

Signed: s/Eddie Winters

Date: Sept. 9, 2012

Subscribed and Sworn to before me on this 9th day of Sept., 2012.

s/Paul P. Biebel Jr.
Judge

REPORTS

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

Minority Report of the Select Committee on Discipline Dissenting From Recommended Penalty, submitted by the Select Committee on Discipline of the Ninety-Seventh General Assembly on August 15, 2012.

Report on Qualified Energy Conservation Bonds (QECCB), submitted by the Illinois Finance Authority on August 16, 2012.

Disabled Hiring Initiative Report July 2011-July 2012 in accordance with Public Act 96-0078, submitted by the Illinois Department of Central Management Services on August 22, 2012.

Report on Illinois Power Agency-Financial Audit and State Compliance Examination, submitted by the Office of The Auditor General on August 23, 2012.

Nonhazardous Solid waste Management and Landfill Capacity in Illinois: 2011, submitted by the Illinois Environmental Protection Agency on August 24, 2012.

Disclosure under Personal Information Protection Act, submitted by the Illinois Department of Employment Security on August 31, 2012.

Unaudited financial results for the RTA system through the second quarter of 2012, -submitted by the Regional Transportation Authority on August 27, 2012.

Financial Audit and Compliance Examination Year ended December 31, 2011, submitted by the Illinois State Toll Highway Authority on September 7, 2012.

Bureau/Henry/Stark Counties Region Office of Education #28 Financial Audit (In accordance with the Single Audit Act and OMB Circular A-133) for the Year Ended June 30, 2011, submitted by the Office of the Auditor General on September 7, 2012.

2012 Annual Report to the Governor and the General Assembly identifying the economic opportunity investments under Public Act 96-0753, submitted by the Illinois State Board of Investments on September 4, 2012.

Primary Care Case Management Report Covering ALL KIDS Health Insurance Act, submitted by Healthcare and Family Services on September 5, 2012.

Monthly Status Report for the Illiana Expressway, submitted by the Illinois Department of Transportation on September 12, 2012.

Report #3-13 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of Auditor General on September 12, 2012.

Revised Quarterly Report for the period ending June 30, 2012, submitted by the Office of the Inspector General on September 13, 2012.

Illinois-Based Firm Utilization Report/County Employees' and Officers' Annuity and Benefit Fund of Cook County and Forest Preserve District Employees' Annuity and Benefit Fund of Cook County, submitted by the Cook County Pension Fund on September 13, 2012.

Annual Report for the Office of Inspector General for Calendar Year 2011, submitted by the Office of the Inspector General On September 18, 2012.

Establishing an open operating standard for Illinois: Using information technology to promote transparency, efficiency and savings, submitted by the Honorable Pat Quinn, Governor, on September 18, 2012.

Quarterly Report July 1, 2012, submitted by the Illinois Department of Corrections on September 20, 2012.

Report on Office of Consumer Health Insurance, submitted by the Illinois Department of Insurance on September 21, 2012.

Transfer of Responsibility for the State Worker's Compensation Program, submitted by the Illinois Department of Central Management Services on September 24, 2012.

Report on Qualified Energy Conservation Bonds, submitted by the Illinois Finance Authority on September 24, 2012.

Report in compliance with Public Act 096-753, specifically, Section 1A-108.5 of the Illinois Pension Code, 40 ILCS 5/1A-108.5, submitted by the Teachers; Retirement System of the State of Illinois on September 24, 2012.

2011 Annual Report, submitted by the Joint Committee on Administrative Rules on September 25, 2012.

2011 Annual Report from the Illinois Comprehensive Health Insurance Plan For the Year Ending December 31, 2011, submitted by CHIP on September 27, 2012.

Long-term Care Annual Report to the General Assembly September 2012, submitted by the Illinois Department of Public Health on September 26, 2012.

Status Report 2009-2011 for Transition Services for Students with Disabilities in Illinois, submitted by the Illinois State Board of Education, Illinois Department of Human Services, and Illinois Interagency Coordinating Council on September 27, 2012.

Annual Unified Economic Development Budget for Tax year 2010, submitted by the Illinois Department of Revenue on September 27, 2012.

Annual Unified Economic Development Budget for Tax Year 2009, submitted by the Illinois Department of Revenue on September 27, 2012.

Fiscal Year 2013 Equal Employment Opportunity/Affirmative Action Plan, submitted by the Metropolitan Pier and Exposition Authority on September 28, 2012.

Fiscal Year 2012 Minority and Women Owned Business Procurement Report, submitted by the Metropolitan Pier and Exposition Authority on September 28, 2012.

Report for Fall 2012 Summary of Waivers of School Code Mandates, submitted by the Illinois State Board of Education on September 28, 2012.

Summary Activity Report for the time Period April 1, 2012 through September 30, 2012, submitted by the Office of the Inspector General on October 2, 2012.

Annual Report on Communications Markets in Illinois, submitted by the Illinois Commerce Commission on October 3, 2012.

Staffing Level of Bi-lingual Employees, August 31, 2012 as required by Public Act 95-707, submitted by the Illinois Department of Human Services on October 3, 2012.

Annual Report of the State's Attorneys Appellate Prosecutor's Office for Fiscal Year 2012, submitted by the State's Attorney Prosecutor on October 3, 2012.

Disclosure of Personal/Confidential Information, submitted by the Illinois Department of Human Services on October 9, 2012.

2012 Workers' Compensation Data Call Summary, submitted by the Illinois Department of Insurance on October 1, 2012.

Legislative Report October 2012 for Illiana Expressway: Will, Kankakee and Lake Counties, submitted by the Department of Transportation on October 11, 2012.

Appointment of the Honorable Susan E Cox, Magistrate Judge for the Northern District, submitted by the Office of the Attorney General on October 10, 2012.

Appointment of Ms. Judith Levitan to the State Board of Educations Due Process Screening Committee, submitted by the Office of the Attorney General on October 11, 2012.

Annual Report Fiscal Years 2009 & 2010 for the Open Space Lands Acquisition And Development Grant Program, submitted by the Illinois Department of Natural Resources on October 12, 2012.

Annual Report Fiscal Year 2011 for the Open Space Lands Acquisition And Development Grant Program, submitted by The Illinois Department of Transportation on October 12, 2012.

Program Audit of the ALL KIDS Health Insurance Program, submitted by the Office of the Auditor General on October 16, 2012.

Legislative Information System - State Compliance Examination, submitted by the Office of the Auditor General on October 16, 2012.

Procurement Policy Board - State Compliance Examination on October 16, 2012, submitted by the Office of the Auditor General on October 18, 2012.

Annual Report to the General Assembly for Fiscal Year ending June 30, 2012, submitted by the Illinois Department of Transportation on October 18, 2012.

Report #4-13 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of the Auditor General on October 18, 2012.

Report on qualified Energy Conservation Bonds, submitted by the Illinois Finance Authority on October 18, 2012.

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Quarterly Report for the period from 7/1/12 through 9/30/12, submitted by the Office of the Legislative Inspector General on October 23, 2012.

Quarterly Report July 1, 2012, submitted by the Illinois Department of Corrections on October 23, 2012.

Annual Report to the General Assembly Public Act 96-0869, submitted by the Illinois Department of Corrections on October 23, 2012.

Annual Real Property Utilization Reports, submitted by the Illinois Department of Central Management Services on October 24, 2012.

Eight Annual Report Measuring Progress: Benchmarking Workforce Development in Illinois, submitted by the Illinois Workforce Investment Board on October 29, 2012.

State of Illinois energy Assurance Plan Publication Date: August 14, 2012, submitted by the Illinois Department of Commerce and Economic Opportunity State Energy Office on October 29, 2012.

PA 97-895 Requirement of State agencies to publish in the Illinois Procurement Bulletin notice of each contract entered under this section, submitted by the Chief Procurement Office General Services Matt Brown on October 30, 2012.

Preterm Birth in Illinois: Understanding the Problem, Forging a Solution, submitted by the Illinois Department of Public Health on November 1, 2012.

Annual Report Fiscal Year - 2012, submitted by the Office of the State Appellate Defender on November 1, 2012.

Summary of Operating Results vs. Budget For the Three Months Ended September 2012, submitted by the Metropolitan Pier and Exposition Authority on November 1, 2012.

Chief Procurement Officer for Public Institutions of Higher Education Waivers and Exemptions Authorized, submitted by the Chief Procurement Office on November 2, 2012.

Quarterly Report July 1, 2012, submitted by the Illinois Department of Juvenile Justice on November 8, 2012.

Report #5-13 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of the Auditor General on November 8, 2012.

LETTERS OF TRANSMITTAL

September 18, 2012

Mr. Tim Mapes
Clerk of the House
300 State House
Springfield, IL 62706

Dear Mr. Clerk:

Please be advised that the following change to the 97th General Assembly House Committee is effective immediately.

- **Telecommunications**

Representative Tim Schmitz is appointed Minority Spokesperson.

Thank you for you attention regarding this matter.

Sincerely,

s/Tom Cross
State Representative

September 18, 2012

Mr. Tim Mapes
Clerk of the House
300 State House
Springfield, IL 62706

Dear Mr. Clerk:

Please be advised that the following change to the 97th General Assembly House Committee is effective immediately.

- **Environmental Health**
Representative Mike Tryon is appointed Minority Spokesperson.

Thank you for your attention regarding this matter.

Sincerely,

s/Tom Cross
State Representative

September 18, 2012

Mr. Tim Mapes
Clerk of the House
300 State House
Springfield, IL 62706

Dear Mr. Clerk:

Please be advised that the following change to the 97th General Assembly House Committee is effective immediately.

Labor Committee
Representative Paul Evans is appointed.

Thank you for your attention regarding this matter.

Sincerely,

s/Tom Cross
State Representative

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September 18, 2012

Mr. Tim Mapes
Clerk of the House
300 State House
Springfield, IL 62706

Dear Mr. Clerk:

Please be advised that the following change to the 97th General Assembly House Committee is effective immediately.

- **Environment & Energy**
Representative John Cabello is appointed.
- **Environmental Health**
Representative John Cabello is appointed.
- **Public Utilities**
Representative John Cabello is appointed.
- **Telecommunications**
Representative John Cabello is appointed.

Thank you for your attention regarding this matter.

Sincerely,

s/Tom Cross
State Representative

November 9, 2012

Tim Mapes
Chief Clerk of the House
300 State House
Springfield, IL 62706

Dear Clerk Mapes:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will be in **Perfunctory Session on Friday, November 9, 2012.**

With kindest personal regards, I remain.

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

November 9, 2012

Timothy D. Mapes
Chief Clerk of the House

300 State House
Springfield, IL 62706

Dear Clerk Mapes:

Please be advised that I am extending the Final Action Deadline to January 8, 2013 for the following House and Senate Bills:

House Bills: 603, 6240

Senate Bills: 547, 551, 678, 2580, 2915, 3180, 3183, 3212, 3233, 3237, 3245, 3338, 3430, 3498

With kindest personal regards, I remain.

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

TEMPORARY COMMITTEE ASSIGNMENTS FOR COMMITTEES NOT REPORTING

Representative Reboletti replaced Representative Tracy in the Committee on Judiciary I - Civil Law on September 24, 2012.

Representative Berrios replaced Representative Hernandez in the Committee on Health & Healthcare Disparities on October 12, 2012.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Tryon replaced Representative Leitch in the Committee on Rules on November 9, 2012.

Representative Durkin replaced Representative Schmitz in the Committee on Rules on November 9, 2012.

Representative Greg Harris replaced Representative Lang in the Committee on Rules on November 9, 2012.

Representative Williams replaced Representative Mautino in the Committee on Rules on November 9, 2012.

MOTIONS SUBMITTED

Representative Zalewski submitted the following written motion, which was placed on the Calendar on the order of Concurrence:

MOTION

I move to non-concur with Senate Amendment No. 1 to HOUSE BILL 5547.

STATE DEBT IMPACT NOTE SUPPLIED

A State Debt Impact Note has been supplied for HOUSE BILL 30, as amended.

PENSION NOTE SUPPLIED

A Pension Note has been supplied for HOUSE BILL 30, as amended.

JUDICIAL NOTE SUPPLIED

A Judicial Note has been supplied for HOUSE BILL 30, as amended.

LAND CONVEYANCE APPRAISAL NOTE SUPPLIED

A Land Conveyance Appraisal Note has been supplied for HOUSE BILL 30, as amended.

HOUSING AFFORDABILITY IMPACT NOTE SUPPLIED

A Housing Affordability Impact Note has been supplied for HOUSE BILL 30, as amended.

BALANCED BUDGET NOTE SUPPLIED

A Balanced Budget Note has been supplied for HOUSE BILL 30, as amended.

STATE MANDATES FISCAL NOTE SUPPLIED

A State Mandates Fiscal Note has been supplied for HOUSE BILL 30, as amended.

HOME RULE NOTE SUPPLIED

A Home Rule Note has been supplied for HOUSE BILL 30, as amended.

CORRECTIONAL NOTE SUPPLIED

A Correctional Note has been supplied for HOUSE BILL 30, as amended.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Jefferson was removed as principal sponsor, and Representative Madigan became the new principal sponsor of SENATE BILL 3183.

With the consent of the affected members, Representative Beiser was removed as principal sponsor, and Representative Bradley became the new principal sponsor of SENATE BILL 3212.

With the consent of the affected members, Representative du Buclet was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 547.

HOUSE RESOLUTION

The following resolution was offered and placed in the Committee on Rules.

HOUSE JOINT RESOLUTION 102

Offered by Representative Chapa LaVia:

WHEREAS, The State Board of Education has filed its Report on Waiver of School Code Mandates, dated October 1, 2012, with the Senate, the House of Representatives, and the Secretary of State of Illinois as required by Section 2-3.25g of the School Code; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the General Assembly is encouraged to promptly review and evaluate the Report and determine whether to disapprove, in whole or in part, the Report or any waiver request or appealed request outlined in the Report.

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 6214. Introduced by Representative Cabello, AN ACT concerning revenue.

HOUSE BILL 6215. Introduced by Representatives Phelps - Bost - Bradley, AN ACT concerning finance.

HOUSE BILL 6216. Introduced by Representative Bradley, AN ACT concerning transportation.

HOUSE BILL 6217. Introduced by Representative Mayfield, AN ACT concerning government.

HOUSE BILL 6218. Introduced by Representative Mitchell, Bill, AN ACT concerning transportation.

HOUSE BILL 6219. Introduced by Representative Kay, AN ACT concerning revenue.

HOUSE BILL 6220. Introduced by Representatives Mussman, Walsh, Sente and Crespo, AN ACT concerning criminal law.

HOUSE BILL 6221. Introduced by Representative Hernandez, AN ACT concerning local government.

HOUSE BILL 6222. Introduced by Representative Halbrook, AN ACT concerning regulation.

HOUSE BILL 6223. Introduced by Representatives Morthland - Unes - Tracy, AN ACT concerning public aid.

HOUSE BILL 6224. Introduced by Representatives Pihos - Schmitz - Kosel - Unes - Roth, Rose, Watson, Harris, David, Cavaletto, Hammond, Halbrook, Hatcher, Reis, Evans, Paul, McAuliffe, Pritchard, Tryon, Bellock, Senger, Mitchell, Bill, Mitchell, Jerry, Cole and Osmond, AN ACT concerning elections.

HOUSE BILL 6225. Introduced by Representative Mitchell, Bill, AN ACT concerning criminal law.

HOUSE BILL 6226. Introduced by Representative Cassidy, AN ACT concerning criminal law.

HOUSE BILL 6227. Introduced by Representatives Sente and Mussman, AN ACT concerning revenue.

HOUSE BILL 6228. Introduced by Representatives Acevedo - Harris, Greg, AN ACT concerning transportation.

HOUSE BILL 6229. Introduced by Representative Farnham, AN ACT concerning liquor.

HOUSE BILL 6230. Introduced by Representative Turner, AN ACT concerning criminal law.

HOUSE BILL 6231. Introduced by Representative Franks, AN ACT concerning State government.

HOUSE BILL 6232. Introduced by Representative Morthland, AN ACT concerning the Secretary of State.

HOUSE BILL 6233. Introduced by Representative Watson, AN ACT concerning State government.

HOUSE BILL 6234. Introduced by Representative Mathias, AN ACT concerning local government.

HOUSE BILL 6235. Introduced by Representative Coladipietro, AN ACT concerning education.

HOUSE BILL 6236. Introduced by Representative Acevedo, AN ACT concerning transportation.

HOUSE BILL 6237. Introduced by Representative Harris, Greg, AN ACT concerning finance.

HOUSE BILL 6238. Introduced by Representative Sosnowski, AN ACT concerning local government.

HOUSE BILL 6239. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 6240. Introduced by Representative Golar, AN ACT concerning finance.

HOUSE BILL 6241. Introduced by Representative Chapa LaVia, AN ACT concerning education.

HOUSE BILL 6242. Introduced by Representative Sacia, AN ACT concerning local government.

At the hour of 10:02 o'clock a.m., the House Perfunctory Session adjourned.