

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-SEVENTH GENERAL ASSEMBLY

159TH LEGISLATIVE DAY

PERFUNCTORY SESSION

MONDAY, DECEMBER 3, 2012

1:07 O'CLOCK P.M.

HOUSE OF REPRESENTATIVES
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159th 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.

LETTERS OF TRANSMITTAL

December 3, 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 Monday, December 3, 2012.**

With kindest personal regards, I remain.

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

December 3, 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 Senate Bills:

Senate Bills: 281, 1076, 1280, 2936, 3456

With kindest personal regards, I remain.

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

VETO MOTIONS SUBMITTED

Representative Costello submitted the following written motion, which was placed on the order of Motions:

MOTION

I move that the House concur with the Senate in the passage of SENATE BILL 681, the Governor's Specific Recommendations for Change notwithstanding.

Representative Madigan submitted the following written motion, which was placed on the order of Motions:

MOTION

I move to restore the following Reduced Items of appropriation in SENATE BILL 2474, the reduction of the Governor notwithstanding.

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STATE DEBT IMPACT NOTE SUPPLIED

A State Debt Impact Note has been supplied for SENATE BILL 16, as amended.

PENSION NOTE SUPPLIED

A Pension Note has been supplied for SENATE BILL 16, as amended.

JUDICIAL NOTE SUPPLIED

A Judicial Note has been supplied for SENATE BILL 16, as amended.

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for SENATE BILL 16, as amended.

LAND CONVEYANCE APPRAISAL NOTE SUPPLIED

A Land Conveyance Appraisal Note has been supplied for SENATE BILL 16, as amended.

CORRECTIONAL NOTE SUPPLIED

A Correctional Note has been supplied for SENATE BILL 16, as amended.

STATE MANDATES FISCAL NOTE SUPPLIED

A State Mandates Fiscal Note has been supplied for SENATE BILL 16, as amended.

HOME RULE NOTE SUPPLIED

A Home Rule Note has been supplied for SENATE BILL 16, as amended.

MESSAGES FROM THE SENATE

A message from the Senate by

Mr. Anderson, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has restored the items, reduced by the Governor, which are attached, in a bill of the following title, in the passage of which I am instructed to ask the concurrence of the House, to-wit:

Senate Bill No. 2474

A bill for AN ACT concerning appropriations.

I am further directed to transmit to the House of Representatives the following copy of the Governor's item reduction message to the Senate:

Action taken by the Senate, November 28, 2012, by a three-fifths vote.

Tim Anderson, Secretary of the Senate

Items Reduced by the Governor in Senate Bill No. 2474, which were restored:

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June 30, 2012

To the Honorable Members of the Illinois Senate
97th General Assembly

Today I return Senate Bill 2474 with item and reduction vetoes in the amount of \$56,110,400.

These appropriation reductions reinforce our intention and need to close a number of facilities across Illinois.

These are difficult fiscal times and it is clear that we must employ a variety of methods to manage those who violate the laws of our State -- not just for the purpose of reducing the annual cost of operating State government, but because the policies that these facilities reinforce do not adequately reduce recidivism.

The Fiscal Year 2013 budget as passed by the General Assembly provides resources to maintain operations for a full fiscal year for the Murphysboro and Joliet Youth Centers. It is my intention to move forward with the Illinois Department of Juvenile Justice closures. We are in a time of scarce resources and cannot afford to staff empty facilities. The limited resources that we have are better spent providing services to these troubled youths in their communities, at a lower cost, with performance-based goals, so that these youths do not once again fall into our custody upon reaching adulthood.

The budget as passed by the General Assembly also funds the operations of North Lawndale Adult Transition Center, Peoria Adult Transition Center, Fox Valley Adult Transition Center, Crossroads Adult Transition Center, Westside Adult Transition Center, Decatur Adult Transition Center, and Southern Adult Transition Center. It is my intention to maintain operations at the North Lawndale, Crossroads, Peoria and Fox Valley Adult Transition Centers for the purpose of continuing to provide job training and programmatic support to those individuals that will soon be returning to our communities.

This budget also provides funding for the Tamms and Dwight Correctional Centers. The appropriation that is in the budget for Tamms provides for its operation, but for a different purpose than it is serving today. However, the General Assembly has not provided the necessary resources to repurpose Tamms so that it can be operated in a different capacity. The cost of operating this facility is \$62,000 per inmate per fiscal year, about three times the statewide cost for other facilities within the Department of Corrections. This cost can simply no longer be afforded. The Dwight Correctional Center is in need of substantial repairs and can no longer be operated efficiently. The Department of Corrections has also seen a 41% decrease in the number of female admissions, reducing the Department's need to maintain existing female capacity.

Therefore, pursuant to Article IV, Section 9(d) of the Illinois Constitution of 1970, I hereby return Senate Bill 2474, entitled "AN ACT concerning appropriations" with item and reduction vetoes in appropriations totaling \$56,110,400.

Item Veto

I hereby veto the appropriation item listed below:

Article	Section	Page	Line(s)	Amount Enacted
10	10	63	20	8,000

Reduction Vetoes

I hereby reduce the appropriation items listed below and approve each item in the amount set forth in the "Reduced Amount" column below:

Article	Section	Page	Line(s)	Amount Enacted	Reduced Amount
4	45	21	22	23,825,800	4,452,700
4	55	36	7	26,265,300	5,038,300
10	10	62	2	15,417,300	7,848,200
10	10	62	4	12,100	6,000
10	10	62	6	1,179,400	600,400
10	10	62	7	2,379,900	1,971,400

10	10	62	8	8,100	5,400
10	10	62	10	1,600	600
10	10	62	11	503,100	244,200
10	10	62	12	2,400	1,200
10	10	62	13	70,000	19,800
10	10	62	14	42,000	21,000
10	10	62	15	70,800	33,600
10	10	63	9	5,997,000	888,000
10	10	63	11	6,900	500
10	10	63	13	458,800	67,900
10	10	63	14	1,094,900	228,100
10	10	63	15	5,700	700
10	10	63	17	3,200	300
10	10	63	18	160,800	14,000
10	10	63	19	3,500	300
10	10	63	21	18,200	2,400
10	10	63	22	22,600	2,000

In addition to these specific item and reduction vetoes, I hereby approve all other appropriation items in Senate Bill 2474.

Sincerely,

PAT QUINN
Governor

A message from the Senate by
Mr. Anderson, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, the Governor's specific recommendations for change to the contrary notwithstanding, in the passage of which I am instructed to ask the concurrence of the House, to-wit:

Senate Bill No. 681

A bill for AN ACT concerning regulation.

I am further directed to transmit to the House of Representatives the following copy of the Governor's specific recommendations for change to the Senate:

Passed by the Senate, November 28, 2012, by a three-fifths vote.

Tim Anderson, Secretary of the Senate

July 31, 2012

To the Honorable Members of the Illinois Senate
97th General Assembly

Pursuant to my constitutional powers as Governor of the State of Illinois, I hereby return Senate Bill 681 with specific recommendations for change. In doing so, I propose to ban assault weapons and high-capacity ammunition magazines in our state.

As Governor, it is my foremost duty to protect the citizens of Illinois, especially our children, from deadly violence.

I am a strong supporter of the Second Amendment of the United States Constitution— the right to bear arms.

However, the proliferation of military-style assault weapons and high-capacity ammunition magazines undermines public safety and the right of personal security of every citizen.

Right now, anyone with a FOID card in Illinois is permitted by law to purchase an assault weapon. Illinois also does not impose any restrictions on the purchase or possession of high-capacity ammunition magazines, which automatically feed ammunition into a firearm chamber to allow the user to fire repeatedly without reloading.

Banning assault weapons and high-capacity ammunition magazines will make Illinois a safer place to live. Other states including California, Connecticut, Massachusetts, New Jersey and New York all have such bans in place. The ban would not pertain to law enforcement officials or members of the military.

There is no place in the State of Illinois for weapons designed to rapidly fire at human targets at close range.

My action today gives the members of the General Assembly an immediate opportunity to protect the people of Illinois by banning assault weapons and high-capacity ammunition magazines.

Therefore, pursuant to Article IV, Section 9(e) of the Illinois Constitution of 1970, I hereby return Senate Bill 681, entitled "AN ACT concerning regulation.", with the following specific recommendations for change:

By replacing everything after the enacting clause with the following:

"Section 5. The Criminal Code of 1961 is amended by adding Sections 24-1.9 and 24-1.10 as follows:

(720 ILCS 5/24-1.9 new)

Sec. 24-1.9. Manufacture, possession, delivery, sale and purchase of semi-automatic assault weapons, assault weapon attachments, .50 caliber rifles, and .50 caliber cartridges.

(a) Definitions. In this Section:

- (1) "Semi-automatic assault weapon" means:
 - A. Any of the firearms or types, replicas, or duplicates in any caliber of the firearms, known as:
 - i. Norinco, Mitchell, and Poly Technologies Avtomat Kalashnikovs (all models);
 - ii. Action Arms Israeli Military Industries UZI and Galil;
 - iii. Beretta AR-70 (SC-70);
 - iv. Colt AR-15;
 - v. Fabrique Nationale FN/FAL, FN/LAR, and FNC;
 - vi. SWD M-10, M-11, M-11/9, and M-12;
 - vii. Steyr AUG;
 - viii. INTRATEC TEC-9, TEC-DC9, and TEC-22; and
 - ix. Any shotgun which contains its ammunition in a revolving cylinder, such as (but not limited to) the Street Sweeper and Striker 12;
 - B. A semi-automatic rifle that has an ability to accept a detachable magazine and has any of the following:
 - i. A folding or telescoping stock;
 - ii. A pistol grip or thumbhole stock;
 - iii. A shroud that is attached to, or partially or completely encircles the barrel, and that permits the shooter to hold the firearm with the non-trigger hand without being burned; or
 - iv. A fixed magazine that has the capacity to accept more than 10 rounds of ammunition;
 - C. A semi-automatic pistol that has an ability to accept a detachable magazine and has any of the following:
 - i. A folding, telescoping, or thumbhole stock;
 - ii. A shroud that is attached to or partially or completely encircles the barrel, and that permits the shooter to hold the firearm with the non-trigger hand without being burned;

- iii. An ammunition magazine that attaches to the pistol outside the pistol grip;
 - iv. A fixed magazine that has the capacity to accept more than 10 rounds of ammunition;
 - v. A manufactured weight of 50 ounces or more when the pistol is unloaded; or
 - vi. A semi-automatic version of an automatic firearm;
 - D. A semi-automatic shotgun that has any of the following:
 - i. A folding or telescoping stock;
 - ii. A pistol grip or thumbhole stock;
 - iii. A fixed magazine capacity in excess of 5 rounds; or
 - iv. An ability to accept a detachable magazine.
- “Semi-automatic assault weapon” does not include:
- A. Any firearm that:
 - i. Is manually operated by bolt, pump, lever, or slide action;
 - ii. Is an “unserviceable firearm” or has been made permanently inoperable; or
 - iii. Is an antique firearm;
 - B. Any air rifle as defined in Section 1 of the Air Rifle Act.

(2) “Assault weapon attachment” means any device capable of being attached to a firearm that is specifically designed for making or converting a firearm into any of the firearms listed in paragraph (1) of subsection (a) of this Section.

(3) “Antique firearm” has the meaning ascribed to it in 18 U.S.C. Section 921 (a)(16).

(4) “.50 caliber rifle” means a centerfire rifle capable of firing a .50 caliber cartridge. The term does not include any antique firearm as defined in 18 U.S.C. Section 921 (a)(16), any shotgun including a shotgun that has a rifle barrel, or a muzzle-loader used for “black powder” hunting or battle re-enactments.

(5) “.50 caliber cartridge” means a cartridge in .50 BMG caliber, either by designation or actual measurement, that is capable of being fired from a centerfire rifle. The term “.50 caliber cartridge” does not include any memorabilia or display item that is filled with a permanent inert substance or that is otherwise permanently altered in a manner that prevents ready modification for use as live ammunition or shotgun ammunition with a caliber measurement that is equal to or greater than .50 caliber.

(b) Except as provided in subsections (c) and (d), 90 days after the effective date of this amendatory Act of the 97th General Assembly, it is unlawful for any person within this State to knowingly manufacture, deliver, sell, purchase, or possess or cause to be manufactured, delivered, sold, purchased, or possessed, a semi-automatic assault weapon, an assault weapon attachment, any .50 caliber rifle, or .50 caliber cartridge.

(c) This Section does not apply to a person who possessed a weapon or attachment prohibited by subsection (b) before the effective date of this amendatory Act of the 97th General Assembly, provided that the person has provided proof of ownership to the Department of State Police within 90 days after the effective date of this amendatory Act of the 97th General Assembly as required by law. On or after the effective date of this amendatory Act of the 97th General Assembly, such person may transfer such weapon or attachment only to an heir, an individual residing in another state maintaining that weapon in another state, or a dealer licensed as a federal firearms dealer under Section 923 of the federal Gun Control Act of 1968.

(d) This Section does not apply to or affect any of the following:

(1) Peace officers as defined in Section 2-13 of this Code and retired peace officers not otherwise prohibited from receiving a firearm, in possession of a semi-automatic assault weapon, assault weapon attachment, or .50 caliber rifle transferred to the retired peace officer by his or her law enforcement agency upon retirement.

(2) Wardens, superintendents, and keepers of prisons, penitentiaries, jails, and other institutions for the detention of persons accused or convicted of an offense.

(3) Members of the Armed Services or Reserve Forces of the United State or the Illinois National Guard, while in the performance of their official duties or while traveling to or from their place of duty.

(4) Manufacture, transportation, or sale of weapons, attachments, or ammunition to persons authorized under subdivisions (1) through (3) of this subsection to possess those items.

(5) Possession of a semi-automatic assault weapon, an assault weapon attachment, a .50 caliber rifle, or a .50 caliber cartridge at events taking place at the World Shooting and Recreational Complex at Sparta, only while engaged in the legal use of the firearm or attachment, or while traveling to or from this location if the items are broken down in a non-functioning state, or are not immediately accessible, or are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container.

(6) Possession of any firearm if that firearm is sanctioned by the International Olympic Committee and by USA Shooting, the national governing body for international shooting competition in the United States, but only when the firearm is in the actual possession of an Olympic target shooting competitor or target shooting coach for the purpose of storage, transporting to and from Olympic target shooting practice or events if the firearm is broken down in a non-functioning state, is not immediately accessible, or is unloaded and enclosed in a case, firearm carrying box, shipping box, or other container, and when the Olympic target shooting competitor or target shooting coach is engaging in those practices or events. For the purposes of the paragraph (6), "firearm" is defined in Section 1.1 of the Firearm Owners Identification Card Act.

(7) Possession of a semi-automatic assault weapon, an assault weapon attachment, a .50 caliber rifle, or a .50 caliber cartridge only for a hunting use expressly permitted under the Wildlife Code, or while traveling to or from a location authorized for such hunting use under the Wildlife Code if the items are broken down in a non-functioning state, or are not immediately accessible, or are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container.

(8) Manufacture, transportation, possession, sale, or rental of blank-firing semi-automatic assault weapons and .50 caliber rifles or the weapons respective attachments to persons authorized or permitted, or both authorized and permitted to acquire and possess such weapons for the purposes of rental for use solely as props for a motion picture, television, or video production or entertainment event.

(e) Sentence.

(1) A person who knowingly manufactures, delivers, sells, purchases, or possesses or causes to be manufactured, delivered, sold, purchased, or possessed a semi-automatic assault weapon in violation of this Section commits a Class 3 felony for a first violation and a Class 2 felony for a second or subsequent violation or for the possession or delivery of 2 or more of these weapons at the same time.

(2) A person who knowingly manufactures, delivers, sells, purchases, or possesses or causes to be manufactured, delivered, sold, purchased, or possessed in violation of this Section an assault weapon attachment commits a Class 4 felony for a first violation and a Class 3 felony for a second or subsequent violation.

(3) A person who knowingly manufactures, delivers, sells, purchases, or possesses or causes to be manufactured, delivered, sold, purchased, or possessed in violation of this Section a .50 caliber rifle commits a Class 3 felony for a first violation and a Class 3 felony for a second or subsequent violation or for the possession or delivery of 2 or more of these weapons at the same time.

(4) A person who knowingly manufactures, delivers, sells, purchases, or possesses or causes to be manufactured, delivered, sold, purchased, or possessed in violation of this Section a .50 caliber cartridge commits a Class A misdemeanor.

Section 24-1.10. Manufacture, possession, delivery, sale, and purchase of large capacity ammunition feeding devices.

i. As used in this Section:

“Large capacity ammunition feeding device” means:

- 1) A magazine, belt, drum, feed strip, or similar device that has a capacity of, or that can be readily restored or converted to accept, more than 10 rounds of ammunition; or
- 2) Any combination of parts from which a device described in paragraph (1) can be assembled.

“Large capacity ammunition feeding device” does not include an attached tubular device designed to accept, and capable of operating only with, .22 caliber rimfire ammunition or any device that has been made permanently inoperable.

(b) Except as provided in subsections (c) and (d), it is unlawful for any person within this State, beginning 90 days after the effective date of this amendatory Act of the 97th General Assembly, to knowingly manufacture, deliver, sell, purchase, or possess or cause to be manufactured, delivered, sold, purchased, or possessed, a large capacity ammunition feeding device.

(c) This Section does not apply to a person who possessed a device prohibited by subsection (b) before the effective date of this amendatory Act of the 97th General Assembly, provided that the person has provided proof of ownership to the Department of State Police within 90 days after the effective date of this amendatory Act of the 97th General Assembly as required by law. On or after the effective date of this amendatory Act of the 97th General Assembly, such person may transfer such device only to an heir, an individual residing in another state maintaining that device in another state, or a dealer licensed as a federal firearms dealer under Section 923 of the federal Gun Control Act of 1968.

(d) This Section does not apply to or affect any of the following:

- 1) Peace officers as defined in Section 2-13 of this Code and retired peace officers not otherwise prohibited from receiving a firearm, in possession of a large capacity ammunition feeding device transferred to the retired peace officer by his or her law enforcement agency upon retirement.
- 2) Wardens, superintendents, and keepers of prisons, penitentiaries, jails, and other institutions for the detention of persons accused or convicted of an offense.
- 3) Members of the Armed Services or Reserve Forces of the United States or the Illinois National Guard, while in the performance of their official duties or while traveling to or from their place of duty.
- 4) Manufacture, transportation, or sale of large capacity ammunition feeding devices to persons authorized under subdivisions (1) through (3) of this subsection to possess those items.
- 5) Possession of a large capacity ammunition feeding device at events taking place at the World Shooting and Recreational Complex at Sparta, only while engaged in the legal use of the device, or while traveling to or from this location if the items are broken down in a non-functioning state, or are not immediately accessible, or are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container.
- 6) Possession of any large capacity ammunition feeding device if that large capacity ammunition feeding device is sanctioned by the International Olympic Committee and by USA Shooting, the national governing body for international shooting competition in the United States, but only when the large capacity ammunition feeding device is in the actual possession of an Olympic target shooting competitor or target shooting coach for the purpose of storage, transporting to and from Olympic target shooting practice or events if the device is broken down in a non-functioning state, is not immediately accessible, or is unloaded and enclosed in a case, firearm carrying box, shipping box, or other container, and when the Olympic target shooting competitor or target shooting coach is engaging in those practices or events.
- 7) Possession of a large capacity ammunition feeding device only for a hunting use expressly permitted under the Wildlife Code, or while traveling to or from a location authorized for such hunting use under the Wildlife Code if the items are broken down in a

non-functioning state, or are not immediately accessible, or are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container.

(e) Sentence. A person who knowingly manufactures, delivers, sells, purchases, or possesses or causes to be manufactured, delivered, sold, purchased, or possessed in violation of this Section a large capacity ammunition feeding device capable of holding more than 17 rounds of ammunition commits a Class 3 felony for a first violation and a Class 2 felony for a second or subsequent violation or for possession or delivery of 2 or more of these devices at the same time. A person who knowingly manufactures, delivers, sells, purchases, possesses or causes to be manufactured, delivered, sold, purchased, or possessed in violation of this Section a large capacity ammunition feeding device capable of holding more than 10 rounds but not more than 17 rounds of ammunition commits a Class 4 felony for a first violation and a Class 3 felony for a second or subsequent violation or for possession or delivery of more than one of these devices at the same time.

Section 97. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.”

With these changes, Senate Bill 681 will have my approval. I respectfully request your concurrence.
Sincerely,

PAT QUINN
Governor

A message from the Senate by
Mr. Anderson, Secretary:

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

HOUSE BILL 2083

A bill for AN ACT concerning State government.

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

Senate Amendment No. 3 to HOUSE BILL NO. 2083

Passed the Senate, as amended, November 29, 2012.

Tim Anderson, Secretary of the Senate

The foregoing message from the Senate reporting Senate Amendment No. 3 to HOUSE BILL 2083 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Mr. Anderson, Secretary:

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

HOUSE BILL 4074

A bill for AN ACT concerning regulation.

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

Senate Amendment No. 1 to HOUSE BILL NO. 4074

Passed the Senate, as amended, November 29, 2012.

Tim Anderson, Secretary of the Senate

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 4074 was placed on the Calendar on the order of Concurrence.

A message from the Senate by
Mr. Anderson, Secretary:

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

SENATE BILL NO. 547

A bill for AN ACT concerning local government.
House Amendment No. 1 to SENATE BILL NO. 547.
House Amendment No. 2 to SENATE BILL NO. 547.
Action taken by the Senate, November 29, 2012.

Tim Anderson, Secretary of the Senate

A message from the Senate by
Mr. Anderson, Secretary:

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

SENATE BILL NO. 3338

A bill for AN ACT concerning elections.
House Amendment No. 1 to SENATE BILL NO. 3338.
Action taken by the Senate, November 29, 2012.

Tim Anderson, Secretary of the Senate

A message from the Senate by
Mr. Anderson, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 80

WHEREAS, The 2012 drought has caused a significant impact on water levels on the Missouri and Mississippi Rivers; and

WHEREAS, In normal years, the Missouri River contributes 60% of the Mississippi River's flow south of St. Louis; the river currently contributes 78% of the flow; and

WHEREAS, The United States Army Corps of Engineers has stopped the release of water from upper Missouri River reservoirs, which has negatively impacted water levels on the Mississippi River; and

WHEREAS, With the continuing and projected lack of adequate precipitation, in combination with reduced flow, barge traffic restrictions or even the closure of the Mississippi River channel are imminent; and

WHEREAS, The Illinois and Midwest economies depend on the efficient shipment of grain, fertilizer, and other commodities on the Mississippi River; and

WHEREAS, The President of the United States has the authority to declare an emergency; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we urge the President to take emergency action to ensure water levels do not fall below a level needed by commercial navigation on the Mississippi River; and be it further

RESOLVED, That we urge the Administration to direct the Army Corps of Engineers to avert potential economic disaster on this vital avenue that American farmers use to get their goods into the world market; and be it further

RESOLVED, That we urge the Army Corps of Engineers to expedite and fully implement alternative emergency measures to remedy this situation, including the dredging and removal of rock pinnacles in the Mississippi River south of St. Louis; and be it further

RESOLVED, That we further urge the Army Corps of Engineers to deviate from planned operations outlined in the Missouri River Master Water Control Manual and exercise its authority to address situations when circumstances justify deviation from the plan; and be it further

RESOLVED, That suitable copies of this resolution be delivered to President Barack Obama, the U.S. Army Corps of Engineers, each member of the Illinois Congressional Delegation, and Governor Pat Quinn.

Adopted by the Senate, November 29, 2012.

Tim Anderson, Secretary of the Senate

A message from the Senate by

Mr. Anderson, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 104

Concurred in the Senate, November 29, 2012.

Tim Anderson, Secretary of the Senate

A message from the Senate by

Mr. Anderson, Secretary:

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

SENATE BILL NO. 1076

A bill for AN ACT concerning civil law.

SENATE BILL NO. 2936

A bill for AN ACT concerning regulation.

Passed by the Senate, November 29, 2012.

Tim Anderson, Secretary of the Senate

The foregoing SENATE BILLS 1076 and 2936 were ordered reproduced and placed on the appropriate order of business.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Lang was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 3456.

With the consent of the affected members, Representative Franks was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 282.

With the consent of the affected members, Representative Phelps was removed as principal sponsor, and Representative Rita became the new principal sponsor of SENATE BILL 3573.

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 6254. Introduced by Representative May, AN ACT concerning elections.

HOUSE BILL 6255. Introduced by Representative Fortner, AN ACT concerning regulation.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 1076 (Kay) and 2936 (Saviano).

SENATE RESOLUTIONS

The following Senate Joint Resolution, received from the Senate, was read by the Clerk and referred to the Committee on Rules: SENATE JOINT RESOLUTION 80 (Tracy).

At the hour of 1:08 o'clock p.m., the House Perfunctory Session adjourned.

At the hour of 3:36 o'clock p.m., the House reconvened perfunctory session.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Bost replaced Representative Leitch in the Committee on Rules on December 3, 2012.

Representative Dugan replaced Representative Mautino in the Committee on Rules on December 3, 2012.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on December 3, 2012, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 8 to SENATE BILL 16.
Amendment No. 2 to SENATE BILL 3233.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar:
HOUSE RESOLUTION 1310.

That the bill be reported "approved for consideration" and be placed on the order of Second Reading--
Short Debate: SENATE BILL 281.

That the bill be reported "approved for consideration" and be placed on the order of Concurrence:
HOUSE BILLS 1864 and 3636.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Agriculture & Conservation: SENATE JOINT RESOLUTION 80.
Executive: SENATE BILLS 1280 and 3456; HOUSE AMENDMENT No. 1 to SENATE BILL 3438.

Health Care Availability and Accessibility: HOUSE AMENDMENT No. 2 to HOUSE RESOLUTION 1041.

Health Care Licenses: SENATE BILL 2936.

Higher Education: Motion to concur with SENATE AMENDMENT NO. 1 to HOUSE BILL 1864.

Judiciary I - Civil Law: Motion to concur with SENATE AMENDMENT NO. 2 to HOUSE BILL 3636; SENATE BILL 1076; HOUSE RESOLUTION 1293; HOUSE AMENDMENT No. 1 to SENATE BILL 3341.

Revenue & Finance: HOUSE AMENDMENT No. 2 to SENATE BILL 1543 and HOUSE AMENDMENT No. 2 to SENATE BILL 3573.

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State Government Administration: HOUSE AMENDMENTS numbered 1 and 2 to SENATE BILL 3681.

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

Y Currie(D), Chairperson
Y Lang(D)
Y Dugan(D) (replacing Mautino)

A Schmitz(R), Republican Spokesperson
Y Bost(R) (replacing Leitch)

At the hour of 3:37 o'clock p.m., the House Perfunctory Session adjourned.