

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-NINTH GENERAL ASSEMBLY

3RD LEGISLATIVE DAY

PERFUNCTORY SESSION

FRIDAY, JANUARY 23, 2015

3:09 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
3rd 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 adjournment.

STATE OF ILLINOIS
OATH OF OFFICE

I, John D'Amico, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of Representative in the General Assembly of the State of Illinois, for the **15th Representative District** of the State of Illinois to the best of my ability.

Representative s/John D'Amico
Signature

Subscribed and sworn to before me on this **22nd** day of **January, 2015**.

Honorable s/William T. O'Brien
Signature

REPORTS

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

Report #7-15 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of the Auditor General on December 4, 2014.

Fiscal Year 2014 Annual Report, submitted by the Illinois Power Agency on December 4, 2014.

Financial Statements June 30, 2014/ Illinois Development Authority, submitted by the on Office of the Auditor General on December 4, 2014.

Compliance Examination for the Two Years Ended June 30, 2014/Property Tax Appeal Board, submitted by the Office of the Auditor General on December 4, 2014.

Elected Officials to serve as members of the House of Representative, submitted by the Office of the State Board of Elections on December 5, 2014.

Illiana Expressway Will, Kankakee (IL) and Lake (IN) Counties Legislative Report - December 1, 2014, submitted by the Illinois Department of Transportation on December 9, 2014.

Public Act 098-0295 or the "Open Access to Research Articles Act" Findings and Recommendations, submitted by the Governors State University Open Access Task Force on December 9, 2014.

Report December 12, 2014, submitted by Precious Metals Purchasers Task Force on December 11, 2014.

Illinois Abortion Statistics 2013, submitted by the Illinois Department of Public Health on December 17, 2014.

Hospital Capital Investment Program Annual Report December 2014, submitted by the Illinois Department of Public Health on December 17, 2014.

Illinois Historic Preservation Tax Credit Program, submitted by the Illinois Department of Commerce and Economic Opportunity on December 17, 2014.

Illinois Workforce Development Annual Report, submitted by the Department of Commerce and Economic Opportunity on December 19, 2014.

Illinois Office of the Comptroller, Fiscal Officer - Financial Audit and Compliance Examination, submitted by the Office of the Auditor General On December 19, 2014.

IMSA Fund for Advancement of Education - Financial Audit, submitted by the Office of the Auditor General on December 19, 2014.

Illinois State Board of Investment - Financial Audit, submitted by the Office of the Auditor General on December 19, 2014.

Management Audit of the Department of Children and Family Services' Search for Missing Children, submitted by the Office of the Auditor General on December 19, 2014.

Annual Review of Information Submitted by the Chicago Transit Authority's Retiree Health Care Trust, submitted by the Office of the Auditor General on December 19, 2014.

Annual Report for Fiscal Year 2014, submitted by the State's Attorneys Appellate Prosecutor on December 22, 2014.

Report on the Use of Emerging Investment Managers December 1, 2014, submitted by State Universities Retirement System of Illinois on December 24, 2014.

Report/January 2015, submitted by the Department of Children and Family Services on December 29, 2014.

Report on Emerging Money Managers, submitted by the Illinois State Board of Investment on December 29, 2014.

Report #8-15 Pursuant to the Taxpayer Accountability and Budget Stabilization Act, submitted by the Office of the Auditor General on December 30, 2014.

Report on Transitional Housing Facilities for sex offenders, submitted by the Illinois Department of Corrections on December 30, 2014.

Annual Report for Supplemental Sentence Credit, submitted by the Illinois Department of Corrections on December 30, 2014.

Illinois Revenue Volatility Study, submitted by the Commissions on Government Forecasting and Accountability on December 30, 2014.

Annual Report on the Public University Tuition and Fee Waivers, submitted by the Illinois Board of Higher Education on December 30, 2014.

Report for 2014, submitted by the Social Security Task force on December 30, 2014.

Report on efforts to assist other agencies in collection debt owed to the State of Illinois, submitted by the Illinois Department of Revenue on December 31, 2014.

Annual Report of the Violent Crimes Advisory Commission, submitted by the Office of the Attorney General on December 31, 2014.

Annual Report of Revenue and Fee Collections, submitted by the Illinois Department of Revenue on December 31, 2014.

Illinois Revenue Volatility Study, submitted by the Commission on Government Forecasting Accountability on January 3, 2015.

Report on the Education Funding Advisory Board, submitted by the Illinois State Board of Education on January 3, 2014.

2014 Report, submitted by Retirement Board for County Employees' and Officers' Annuity and Benefit Fund of Cook County on January 3, 2015.

2014 Annual Report, submitted by the Office of the Inspector General-Chicago Board of Education on January 3, 2015.

Report of the Illinois Delegation to the Nation Conference of Commissioners on Uniform State Laws, submitted by the Commissioners of the Illinois Delegation on January 3, 2015.

The Bilingual Needs and Bilingual Pay Survey Report for Fiscal Year 2013 July, 2013-June 30, 2014, submitted by the Illinois Department of Central Management Services on January 3, 2015.

State Employee Child Care Centers 2014 Annual Report, submitted by the Illinois Department of Central Management Services on January 3, 2015.

Illinois State Use Program Annual Report FY2014, submitted by the Illinois Department of Central Management Services on January 3, 2014.

FY 14 Report on the Hiring of Ex-Offenders by State Vendors, submitted by the Illinois Department of Central Management Services on January 3, 2015.

State Government Suggestion Award Board 2014 Annual Report, submitted by the Illinois Department of Central Management Services on January 3, 2015.

Report of the University of Illinois Open Access to Research Articles Act Task Force October 15, 2014, submitted by the University of Illinois on January 3, 2015.

2014 State Mandates Catalog, submitted by the Illinois Department of Commerce & Economic Opportunity on January 5, 2015.

Final Report, submitted by the Task Force on the Advancement of Materials Recycling on January 5, 2015.

Annual Report 2014, submitted by the Carolyn Adams Ticket for the Cure Advisory Board on January 5, 2014.

The Illinois Task Force on Civic Education Report (Addendum), submitted by the Illinois State Board of Elections on January 5, 2014.

School District Transportation Shared Services Study, submitted by the Illinois State Board of Elections on January 5, 2014.

Illinois State Diabetes Commission/Illinois Diabetes Prevention and Control Program Report, submitted by the Illinois Department of Public Health on January 5, 2014.

Local Government Legislative Report, submitted by the Illinois Department of Commerce & Economic Opportunity on January 5, 2014.

Fiscal Year 2014 Annual Report, submitted by the Illinois Board of Higher Education on January 5, 2014.

2014 Actuary's Report on the Actuarial Assumptions and Valuations of the Five State-funded Retirement Systems, submitted by the Office of the Auditor General on January 5, 2015.

2014 Violence Prevention Task Force, submitted by the Illinois Department of Public Health on January 6, 2014.

Potential Nuclear Power Plant Closing in Illinois/Impacts and Market-Based Solutions, submitted by the Illinois Commerce Commission, Illinois Power Agency, Illinois Environmental Protection Agency and the Illinois Department of Commerce and Economic Development on January 7, 2015.

Monthly Briefing for the Month Ended: December 2014, submitted by the Commission on Government Forecasting and Accountability on January 7, 2015.

Illinois Revenue Volatility Study, submitted by Commission on Government Forecasting and Accountability on January 7, 2014.

Weatherization Assistance Program, submitted by the Illinois Department of Commerce and Economic Development on January 7, 2015.

Illiana Expressway Will, Kankakee (IL) and Lake (IN) Counties Legislative Report - January 1, 2015, submitted by the Illinois Department of Transportation on January 8, 2015.

Office of the Treasurer, Fiscal Officer Responsibilities - Financial Audit and State Compliance Examination, submitted by the Office of the Auditor General on January 8, 2015.

Governors State University - Financial Audit, submitted by the Office of the Auditor General on January 8, 2014.

Illinois Worker Compensation - Financial Audit, submitted by the Office of the Auditor General on January 8, 2015.

2014 Annual Report/Veterans Health Insurance Program Act, submitted by the Illinois Department of Healthcare and Family Services on January 8, 2015.

Monthly Briefing for the Month Ended: December 2014, submitted by the Commission on Government Forecasting and Accountability on January 9, 2015.

Prisoner Review Board - State Compliance Examination, submitted by Office of the Auditor General on January 9, 2015.

Annual Report 2014, submitted by the Illinois Department of Transportation on January 12, 2015.

Report for Period covered by this report is July 1, 2014 to December 31, 2014, submitted by the Illinois labor Relations Board on January 14, 2015.

2014 Annual Report, submitted by the Illinois State Board of Education on January 14, 2014.

Final Certification of FY 2016 TRS State Contribution Requirement, submitted by the Teachers Retirement System of the State of Illinois on January 15, 2015.

Certification of Required State Contribution for Fiscal Year 2015, submitted by the State Universities Retirement System of the State of Illinois on January 15, 2015.

Annual Report on Lead Poisoning Cases from January 1, 2015 - December 31, 2015, submitted by the Office of the Attorney General on January 15, 2015.

Status of Revolving Loan Program, submitted by the Illinois Department of Transportation on January 15, 2015.

Disclosure of Personal/Confidential Information, submitted by the Illinois Department of Human Services on January 16, 2015.

University of Illinois - Financial Audit, submitted by the Office of the Auditor General on January 16, 2015.

Southern Illinois University - Financial Audit, submitted by the Office of the Auditor General on January 16, 2015.

Illinois State University Financial Audit and State Compliance Examination, submitted by the Office of the Auditor General on January 16, 2015.

Western Illinois University - Financial Audit, submitted by the Office of the Auditor General on January 16, 2015.

Illinois Financial Authority - Financial Audit, submitted by the Office of the Auditor General on January 16, 2015.

Office of the Attorney General - Compliance Audit, submitted by the Office of the Auditor General on January 16, 2015.

Regional Office of Education #3 - Bond/Fayette/Effingham Counties, submitted by the Office of the Auditor General on January 16, 2015.

Regional Office of Education #3 - Bond/Fayette/Effingham Counties, submitted by the Office of the Auditor General on January 16, 2015.

Regional Office of Education #50 - St. Clair County, submitted by the Office of the Auditor General on January 16, 2015.

Final Certification of FY 2016 TRS State Contribution Requirement (Revised), submitted by the Teachers Retirement System of the State of Illinois on January 20, 2015.

Policy Statement/Public Act 87-552 - Day Care, submitted by the State Retirement System on January 20, 2015.

Report #9-15 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of the Auditor General on January 21, 2015.

Child Care Flex Time Report, submitted by the Capital Development Board on January 23, 2015.

Day Care Plan, submitted by the Illinois State Board of Investments on January 23, 2015.

Report (P.A. 87-552), submitted by the Illinois Department of Natural Resources on January 23, 2015.

Report on Plan to Reduce Employee Need for Day Care Outside the Home, submitted by the Civil Service Commission on January 23, 2015.

Teachers' Retirement System - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

University Retirement System - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

State Employees' Retirement System - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

Judges Retirement System - Financial Audit, submitted by the Office of the Auditor General On January 23, 2015.

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General Assembly Retirement System - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

Office of the Treasurer, Illinois Funds - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

Office of the Treasurer, College Savings Program - Financial Audit, submitted by the Office of the Auditor General on January 23, 2015.

Report - Regional Office of Education #39 Macon/Piatt Counties, submitted by the Office of the Auditor General on January 23, 2015.

Report pursuant to Public Act 87-552, submitted by the Illinois Department of Juvenile Justice on January 26, 2015.

Report pursuant to Public Act 88-552 for 2015, submitted by the Illinois Commerce Commission on January 26, 2015.

LETTERS OF TRANSMITTAL

January 21, 2015

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

Dear Mr. Clerk:

Please be advised of the following appointments to the 99th General Assembly Rules Committee.

- **Rules**

Representative Ed Sullivan is appointed Minority Spokesperson.
Representative David Leitch is appointed.

Thank you for your attention regarding this matter.

Sincerely,

s/Jim Durkin
House Republican Leader

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 0217. Introduced by Representatives Cassidy, Williams and Wallace, AN ACT concerning regulation.

HOUSE BILL 0218. Introduced by Representative Cassidy, AN ACT concerning criminal law.

- HOUSE BILL 0219. Introduced by Representative Chapa LaVia, AN ACT concerning local government.
- HOUSE BILL 0220. Introduced by Representative Moffitt, AN ACT concerning local government.
- HOUSE BILL 0221. Introduced by Representatives Mitchell, Christian and Wallace, AN ACT concerning officer-involved deaths.
- HOUSE BILL 0222. Introduced by Representative Mautino, AN ACT concerning appropriations.
- HOUSE BILL 0223. Introduced by Representative Pritchard, AN ACT concerning education.
- HOUSE BILL 0224. Introduced by Representative Cavaletto, AN ACT concerning criminal law.
- HOUSE BILL 0225. Introduced by Representative Cavaletto, AN ACT concerning State government.
- HOUSE BILL 0226. Introduced by Representative Cavaletto, AN ACT concerning education.
- HOUSE BILL 0227. Introduced by Representative Fine, AN ACT concerning transportation.
- HOUSE BILL 0228. Introduced by Representative Franks, AN ACT concerning State government.
- HOUSE BILL 0229. Introduced by Representative Franks, AN ACT concerning local government.
- HOUSE BILL 0230. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0231. Introduced by Representative Flowers, AN ACT concerning appropriations.
- HOUSE BILL 0232. Introduced by Representative Bradley, AN ACT concerning transportation.
- HOUSE BILL 0233. Introduced by Representative Brady, AN ACT concerning local government.
- HOUSE BILL 0234. Introduced by Representative Verschoore, AN ACT concerning agriculture.
- HOUSE BILL 0235. Introduced by Representative Fine, AN ACT concerning insurance.
- HOUSE BILL 0236. Introduced by Representative Yingling, AN ACT concerning revenue.
- HOUSE BILL 0237. Introduced by Representative Yingling, AN ACT concerning revenue.
- HOUSE BILL 0238. Introduced by Representative Yingling, AN ACT concerning revenue.
- HOUSE BILL 0239. Introduced by Representative Yingling, AN ACT concerning public employee benefits.
- HOUSE BILL 0240. Introduced by Representative Harris, Greg, AN ACT concerning revenue.
- HOUSE BILL 0241. Introduced by Representative Mautino, AN ACT concerning appropriations.
- HOUSE BILL 0242. Introduced by Representative Willis, AN ACT concerning criminal law.
- HOUSE BILL 0243. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0244. Introduced by Representative Bradley, AN ACT concerning transportation.
- HOUSE BILL 0245. Introduced by Representative Zalewski, AN ACT concerning local government.
- HOUSE BILL 0246. Introduced by Representative Stewart, AN ACT concerning government.

- HOUSE BILL 0247. Introduced by Representative Willis, AN ACT concerning criminal law.
- HOUSE BILL 0248. Introduced by Representative Kay, AN ACT concerning government.
- HOUSE BILL 0249. Introduced by Representative Kay, AN ACT concerning health.
- HOUSE BILL 0250. Introduced by Representative Wehrli, AN ACT concerning safety.
- HOUSE BILL 0251. Introduced by Representative Sosnowski, AN ACT concerning education.
- HOUSE BILL 0252. Introduced by Representative Sosnowski, AN ACT concerning government.
- HOUSE BILL 0253. Introduced by Representative Sosnowski, AN ACT concerning public employee benefits.
- HOUSE BILL 0254. Introduced by Representative Sosnowski, AN ACT concerning public employee benefits.
- HOUSE BILL 0255. Introduced by Representative Sosnowski, AN ACT concerning education.
- HOUSE BILL 0256. Introduced by Representative Sosnowski, AN ACT concerning limited liability companies.
- HOUSE BILL 0257. Introduced by Representative Franks, AN ACT concerning elections.
- HOUSE BILL 0258. Introduced by Representative Sosnowski, AN ACT concerning State government.
- HOUSE BILL 0259. Introduced by Representative Sosnowski, AN ACT concerning gaming.
- HOUSE BILL 0260. Introduced by Representative Sosnowski, AN ACT concerning revenue.
- HOUSE BILL 0261. Introduced by Representative Sosnowski, AN ACT concerning notices.
- HOUSE BILL 0262. Introduced by Representative Sosnowski, AN ACT concerning elections.
- HOUSE BILL 0263. Introduced by Representative Sosnowski, AN ACT concerning local government.
- HOUSE BILL 0264. Introduced by Representative Sosnowski, AN ACT concerning local government.
- HOUSE BILL 0265. Introduced by Representative Manley, AN ACT concerning criminal law.
- HOUSE BILL 0266. Introduced by Representative Manley, AN ACT concerning criminal law, which may be referred to as Eric's Law.
- HOUSE BILL 0267. Introduced by Representative Manley, AN ACT concerning revenue.
- HOUSE BILL 0268. Introduced by Representative Manley, AN ACT concerning State government.
- HOUSE BILL 0269. Introduced by Representative Manley, AN ACT concerning criminal law.
- HOUSE BILL 0270. Introduced by Representative Verschoore, AN ACT concerning public aid.

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative Christian Mitchell, introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 8**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IX of the Illinois Constitution as follows:

ARTICLE IX
REVENUE

SECTION 3. LIMITATIONS ON INCOME TAXATION

(a) ~~There may be one tax on the income of individuals and corporations. This may be a fair tax where lower rates apply to lower income levels and higher rates apply to higher income levels. No government other than the State may impose a tax on or measured by income. A tax on or measured by income shall be at a non-graduated rate. At any one time there may be no more than one such tax imposed by the State for State purposes on individuals and one such tax so imposed on corporations. In any such tax imposed upon corporations the rate shall not exceed the rate imposed on individuals by more than a ratio of 8 to 5.~~

(b) Laws imposing taxes on or measured by income may adopt by reference provisions of the laws and regulations of the United States, as they then exist or thereafter may be changed, for the purpose of arriving at the amount of income upon which the tax is imposed.

(Source: Illinois Constitution.)

SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 8 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Sosnowski introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 9**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 5 of Article XIII of the Illinois Constitution as follows:

ARTICLE XIII
GENERAL PROVISIONS

SECTION 5. PENSION AND RETIREMENT RIGHTS (REPEALED)

~~Membership in any pension or retirement system of the State, any unit of local government or school district, or any agency or instrumentality thereof, shall be an enforceable contractual relationship, the benefits of which shall not be diminished or impaired.~~

(Source: Illinois Constitution.)

SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 9 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Sosnowski introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 10**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend the Illinois Constitution by adding Section 2.5 to Article IV and by changing Section 2 of Article 5 as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 2.5. TERM LIMITS

A person may not hold the office of State Senator or State Representative or a combination of those offices for more than 20 years; provided that service before the second Wednesday in January of 2017 shall not be considered in the calculation of a person's service.

ARTICLE V
THE EXECUTIVE

SECTION 2. TERMS

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

(b) A person may not serve more than 2 consecutive terms of office within the same Executive Branch office. A person who has served 2 consecutive terms within the same Executive Branch office may not serve another term of office in that office until 8 years after the conclusion of the person's second consecutive term.

A person is considered to serve a term of office for the purpose of this subsection if the person is elected or appointed to serve any portion of the term.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to the election of officers of the executive branch in 2018 and thereafter.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 10 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Franks introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 11**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 3, 7, and 18 and by repealing Section 17 as follows:

ARTICLE V
THE EXECUTIVE

SECTION 1. OFFICERS

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

SECTION 3. ELIGIBILITY

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

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

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

(Source: Illinois Constitution.)

SECTION 17. COMPTROLLER - DUTIES (REP.)

~~The Comptroller, in accordance with law, shall maintain the State's central fiscal accounts, and order payments into and out of the funds held by the Treasurer.~~

(Source: Illinois Constitution.)

SECTION 18. COMPTROLLER OF THE TREASURY ~~TREASURER~~ - DUTIES

The ~~Comptroller of the Treasury~~ Treasurer, in accordance with law, shall (i) maintain the State's central fiscal accounts, and order payments into and out of the funds held by him or her, (ii) be responsible for the safekeeping and investment of monies and securities deposited with him or her, and for their disbursement upon his or her order, and (iii) have the duties and powers that may be prescribed by law of the Comptroller.

(Source: Illinois Constitution.)

SCHEDULE

A Comptroller of the Treasury, but not a Comptroller or Treasurer, shall be elected in 2018 and thereafter. This Constitutional Amendment otherwise takes effect upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2014.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 11 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Franks introduced the following:

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 12

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

ARTICLE V THE EXECUTIVE

SECTION 1. OFFICERS

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

(Source: Illinois Constitution.)

SECTION 2. TERMS

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

(Source: Illinois Constitution.)

SECTION 3. ELIGIBILITY

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

(Source: Illinois Constitution.)

SECTION 4. JOINT ELECTION (REP.)

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

(Source: Illinois Constitution.)

SECTION 6. GUBERNATORIAL SUCCESSION

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

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

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

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

(Source: Illinois Constitution.)

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

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

(Source: Illinois Constitution.)

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REP.)

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

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2019.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 12 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 3:23 o'clock p.m., the House Perfunctory Session adjourned.