

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-NINTH GENERAL ASSEMBLY

144TH LEGISLATIVE DAY

PERFUNCTORY SESSION

WEDNESDAY, NOVEMBER 2, 2016

3:52 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
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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.

REPORTS

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

Annual Report for the Good Samaritan Trust Fund, May 2016, submitted by the Department of Commerce and Economic Opportunity on June 10, 2016.

Report of Possible Information Breach, submitted by the Illinois State University on June 10, 2016.

Report of High Impact Business Designation of Twin Forks Wind Farm LLC, submitted by the Illinois Department of Commerce & Economic Opportunity Office of Business Development on June 3, 2016.

Bilingual Advisory Task Force Report, submitted by the Illinois State Board of Education on June 2, 2016.

Report of Medicaid Accountability through Transparency, submitted by the Illinois Department of Healthcare and Family Services on July 1, 2016.

Report of Use of Undesignated Epinephrine for School Year 2014-2015, submitted by the Illinois State Board of Education on June 20, 2016.

2014-15 Illinois Liquor Control Commission Direct Wine Shipping Report, submitted by the Illinois Liquor Control Commission on June 30, 2016.

Report of security Breach pursuant to 815 ILCS 530/25, submitted by the Illinois Law Enforcement Training and Standards Board on August 29, 2014.

Incident Notification Report, submitted by the Teacher's Retirement System of the State of Illinois on November 16, 2015.

Law Enforcement Camera Grant Contract Report, submitted by the Illinois Law Enforcement Training and Standards Board on May 24, 2016.

Report on the Private Manager Agreement, submitted by the Illinois Lottery on May 31, 2016.

2015 Annual Report on Public University Tuition and Fee Waivers, submitted by the Illinois Board of Higher Education on June 1, 2016.

Report of Social Services Block Grant Fund and Local Initiative Fund Receipts and Transfers for FY 2016, submitted by the Illinois Department of Human Services on June 1, 2016.

Quarterly Report, submitted by the Illinois Department of Juvenile Justice on July 1, 2016.

2016 Annual Report, submitted by the Illinois Department of Insurance Worker's Compensation Fraud Unit.

Annual Report on Cable and Video Service Deployment By Providers Granted State-Issued Cable and Video Service Authorization, submitted by the Illinois Commerce Commission on June 7, 2016.

2016 Annual Report, submitted by the Illinois Commerce Commission Office of Retail Market Development on June 30, 2016.

Annual Report for FY 2015, submitted by the Illinois Department of Corrections on June 1, 2016.

2015 Annual Report, submitted by the Illinois Department of Transportation on July 1, 2016.

Report of Breach of Security, submitted by the State Board of Elections.

2015 Illinois Traffic Stop Study Annual Report, submitted by the Illinois Department of Transportation.

FY 2016 DNA Testing Accountability Report, submitted by the Illinois State Police.

Report on the Future of the Workforce in response to House Resolution 52, submitted by the Illinois Board of Higher Education.

Partial Statement of Revenues, Expenditures and Other Financing Sources and Uses and Statement of Expenditures Compared to Budget, submitted by the Governor's Office of Management and Budget on June 30, 2016.

Proposed Improvements for Illinois Highways FY 17, submitted by the Illinois Department of Transportation on August 5, 2016.

Sole Source Procurements Report, submitted by the State of Illinois Chief Procurement Office on August 1, 2016.

Illinois Live Theater Tax Credit Annual Report for FY 2016 July 1, 2015 - June 30, 2016, submitted by the Live Theater Tax Credit Program on July 1, 2016.

Illinois Film Production Services Tax Credit Annual Report for FY 2016 July 1, 2015 - June 30, 2016, submitted by the Illinois Film Production Services on July 1, 2016.

Monthly Briefing for the Month Ended: July 2016, submitted by the Commission on Government Forecasting and Accountability on August 1, 2016.

Report of Sole Source Procurement Method, submitted by the Chief Procurement Office on July 20, 2016.

Report of Sole Source Procurement Method, submitted by the Department of Transportation on July 31, 2016.

Attorney General Sole Source Procurement Report for FY 16, submitted by the Office of the Attorney General on July 26, 2016.

Illinois Medicaid Redetermination Project Quarterly Report, submitted by the Illinois Department of Human Services and the Illinois Department of Healthcare and Family Services.

Compliance Examination for the Two Years Ended June 30, 2015, submitted by the Office of the Governor.

Financial Audit for the Two Years Ended December 31, 2015, submitted by the Illinois Deferred Compensation Program.

Compliance Examination for the Period From November 18, 2013 thru June 30, 2015, submitted by the Office of the Auditor General.

Compliance Examination for the Two Years Ended June 30, 2015, submitted by the Illinois Department of Labor.

Compliance Examination for the Two Years Ended June 30, 2015, submitted by the State of Illinois Legislative Reference Bureau.

Financial Audit for the Year Ended June 30, 2015, submitted by the Champaign/Ford Counties Regional Office of Education #9.

Financial Audit for the Year Ended June 30, 2015, submitted by the Peoria County Regional Office of Education #48.

Anti-Predatory Lending Database Semi-Annual Summary Report, submitted by the Department of Financial and Professional Regulation.

Report on Changing Medicaid from 209(b) to 1634 Status, submitted by the Illinois Department of Healthcare and Family Services.

Annual Unified Economic Development Budget, submitted by the Illinois Department of Revenue.

Gubernatorial Boards and Commissions Act Report, submitted by the Office of the Governor.

Annual Report, submitted by the Illinois Independent Tax Tribunal.

Illinois State Collection Act Report, submitted by the Illinois Department of Revenue.

Monthly Report for the Month Ended September 2016, submitted by the Commission on Government Forecasting and Accountability.

Annual Report, submitted by the Illinois Commerce Commission.

Report and Recommendations Regarding On-Bill Financing Programs, submitted by the Illinois Commerce Commission.

Personal Information Protection Act Report, submitted by the Illinois Commerce Commission.

Quarterly Report for October 2016, submitted by the Illinois Department of Juvenile Justice.

Annual Report on the Development of Natural Gas Markets in Illinois, submitted by the Illinois Commerce Commission Office of Retail Market Development.

2015 Annual Report, submitted by the Illinois Comprehensive Health Insurance Plan.

Uniform Report of DBE Commitments/Awards and Payments, submitted by the Pace.

FY 2016 Minority Outreach Report, submitted by the Illinois Power Agency.

2015 Annual Report, submitted by the EDGE Tax Credit Program.

FY 15 Annual Report, submitted by the Illinois Department of Commerce & Economic Opportunity.

Semi-annual Report, submitted by the Illinois Labor Relations Board.

2015 Annual Report Cost Analysis, submitted by the Office of the Treasurer.

Report of Federal Funds to State Agencies for FYs 2014-2016, submitted by the Legislative Research Unit.

Adams/Pike Counties Regional Office of Education #1 Financial Audit report for the year ended June 30, 2015, submitted by the Office of the Auditor General.

Hancock/McDonough Counties Regional Office of Education #26 Financial Audit Report for the year ended June 30, 2015, submitted by the Office of the Auditor General.

Jackson/Perry Counties Regional Office of Education #30 Financial Audit Report for the year ended June 30, 2015, submitted by the Office of the Auditor General.

Macon/Piatt Counties Regional Office of Education #39 Financial Audit Report for the year ended June 30, 2015, submitted by the Office of the Auditor General.

Brown, Cass, Morgan and Scott Counties Regional Office of Education #46 Financial Audit Report for the year ended June 30, 2015, submitted by the Office of the Auditor General.

RESIGNATIONS AND APPOINTMENTS

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY
IN THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY
IN THE SEVENTY-FIFTH REPRESENTATIVE DISTRICT**

Republican Representative Committee)
of the 75th Representative District)
)
STATE OF ILLINOIS)
COUNTY OF Grundy)

WHEREAS, a vacancy has occurred in the office of Representative in the General Assembly in the 75th Representative District of the State of Illinois as a result of a resignation letter on June 16, 2016, with an effective date of June 17, 2016, at 8:26 a.m., of John Anthony, a duly elected member of the Republican Party from the 75th Representative District of the State of Illinois for the 99th General Assembly; and

WHEREAS, the Republican Representative Committee of the Republican Party of the 75th Representative District has met and voted to fill the vacancy in said office, as required by 10 ILCS 5/25-6;

NOW, THEREFORE, BE IT RESOLVED that the Republican Representative Committee of the 75th Representative District hereby appoints David Allen Welter of 2008 Mountain Road, Morris, Illinois, a member of the Republican Party, who has received the required number of votes for appointment to fill the vacancy in office, to the office of Representative in the General Assembly in the 75th Representative District for the 99th General Assembly, effective July 9, 2016;

AND BE IT FURTHER RESOLVED, that such appointment shall be effective upon the Appointee taking the oath of office.

s/Aren Hansen
Signature
Grundy County Chairman

s/James T. Marter
Signature
Kendall County Chairman

Aren Hansen
Print

James T. Marter
Print

s/Donald E. Jensen
Signature
LaSalle County Chairman

s/Kathy Havel
Signature
Will County Chairman

Donald E. Jensen
Print

Kathy Havel
Print

Dated: July 9, 2016

Subscribed and sworn to before me on this 9th day of July, 2016.

s/John Fogarty Jr.
Notary Public

**STATE OF ILLINOIS
OATH OF OFFICE**

I, David Allen Welter, do solemnly swear 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 75th Representative District of the State of Illinois to the best of my ability.

Signed: s/David Allen Welter

Subscribed and Sworn to before me on this 9th day of July 2016.

s/John Fogarty Jr.
Notary Public

July 25, 2016

Mr. Tim Mapes, Clerk of the House
Room 420, State House
Springfield, 62706

Dear Mr. Mapes,

As the duly elected Representative of the 81st District and a member of the 99th General Assembly, this letter shall serve as my official resignation as State Representative effective today, July 25, 2016 at 11:59 a.m.

Sincerely,

s/Ronald L. Sandack, State Representative 81st Dist.

**CERTIFICATE OF APPOINTMENT TO FILL VANCANCY
IN THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY
IN THE EIGHTY-FIRST REPRESENTATIVE DISTRICT**

Republican Representative Committee)
of the 81st Representative District)
)
STATE OF ILLINOIS)
COUNTY OF DuPage)

WHEREAS, a vacancy has occurred in the office of Representative in the General Assembly in the 81st Representative District of the State of Illinois as a result of a resignation letter on July 25, 2016, with an effective date of July 25, 2016, at 11:59 a.m., of Ron Sandack, a duly elected member of the Republican Party from the 81st Representative District of the State of Illinois for the 99th General Assembly; and

WHEREAS, the Republican Representative Committee of the Republican Party of the 81st Representative District has met and voted to fill the vacancy in said office, as required by 10 ILCS 5/25-6;

NOW, THEREFORE, BE IT RESOLVED that the Republican Representative Committee of the 81st Representative District hereby appoints David S. Olsen of 5613 Dunham Road, Downers Grove, Illinois, a

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member of the Republican Party, who has received the required number of votes for appointment to fill the vacancy in office, to the office of Representative in the General Assembly in the 81st Representative District for the 99th General Assembly, effective July 30, 2016;

AND BE IT FURTHER RESOLVED, that such appointment shall be effective upon the Appointee taking the oath of office.

s/Brian J. Krajewski
Signature
DuPage County Chairman

s/Kathy Havel
Signature
Will County Chairman

Brian J. Krajewski
Print

Kathy Havel
Print

Dated: July 30, 2016

Subscribed and sworn to before me on this 30th day of July, 2016.

s/Jeremy M. Wang
Notary Public

**STATE OF ILLINOIS
OATH OF OFFICE**

I, David S. Olsen, do solemnly swear 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 81st Representative District of the State of Illinois to the best of my ability.

Signed: s/David S. Olsen

Subscribed and Sworn to before me on this 30th day of July 2016.

s/Jeremy M. Wang
Notary Public

LETTERS OF TRANSMITTAL

November 2, 2016

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 Wednesday, November 2, 2016**.

With kindest personal regards, I remain

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

August 15, 2016

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

Dear Mr. Clerk:

Representative David Olsen has been appointed to the following 99th General Assembly Committees. These appointments are effective immediately.

- Community College Access & Affordability
- Elementary & Secondary Education School Curriculum Policies
- Judiciary – Criminal
- Public Utilities
- Renewable Energy & Sustainability
- Public Private Partnerships
- House Education Task Force

Thank you for your attention regarding this matter.

Sincerely,

s/Jim Durkin
House Republican Leader

August 17, 2016

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

Dear Mr. Clerk:

Representative Bob Pritchard has been appointed to be the Republican Spokesperson of the House Restorative Justice Committee, effective immediately.

Thank you for your attention regarding this matter.

Sincerely,

s/Jim Durkin
House Republican Leader

[November 2, 2016]

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August 18, 2016

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

Dear Mr. Clerk:

Representative Dan Brady has been appointed to be the Republican Spokesperson of the House Judiciary – Civil Committee, effective immediately.

Thank you for your attention regarding this matter.

Sincerely,

s/Jim Durkin
House Republican Leader

TEMPORARY COMMITTEE ASSIGNMENTS FOR COMMITTEES NOT REPORTING

Representative Wehrli replaced Representative Cabello in the Committee on Judiciary - Criminal on July 27, 2016.

Representative Brady replaced Representative Jesiel in the Committee on Personnel and Pensions on September 19, 2016.

Representative Pritchard replaced Representative Hammond in the Committee on Human Services on September 20, 2016.

Representative McDermed replaced Representative Jesiel in the Committee on Human Services on September 20, 2016.

Representative Andersson replaced Representative Kay in the Committee on Appropriations-Human Services on September 20, 2016.

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 concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 117

Concurred in the Senate, June 30, 2016.

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. 152

Concurred in the Senate, June 30, 2016.

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 a bill of the following title, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 635

A bill for AN ACT concerning transportation.

Passed by the Senate, June 30, 2016.

Tim Anderson, Secretary of the Senate

The foregoing SENATE BILL 635 was ordered reproduced and placed on the appropriate order of business.

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. 1810

A bill for AN ACT concerning State government.

House Amendment No. 1 to SENATE BILL NO. 1810.

Action taken by the Senate, June 30, 2016.

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 amendments to a bill of the following title, to-wit:

SENATE BILL NO. 318

A bill for AN ACT concerning government.

House Amendment No. 1 to SENATE BILL NO. 318.

House Amendment No. 3 to SENATE BILL NO. 318.

Action taken by the Senate, June 30, 2016.

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 amendments to a bill of the following title, to-wit:

SENATE BILL NO. 2562

A bill for AN ACT concerning local government.

House Amendment No. 1 to SENATE BILL NO. 2562.

House Amendment No. 2 to SENATE BILL NO. 2562.

House Amendment No. 4 to SENATE BILL NO. 2562.

House Amendment No. 5 to SENATE BILL NO. 2562.

Action taken by the Senate, June 30, 2016.

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 amendments to a bill of the following title, to-wit:

SENATE BILL NO. 2047

A bill for AN ACT concerning appropriations.
House Amendment No. 1 to SENATE BILL NO. 2047.
House Amendment No. 5 to SENATE BILL NO. 2047.
Action taken by the Senate, June 30, 2016.

Tim Anderson, Secretary of the Senate

MESSAGES FROM THE GOVERNOR

August 26, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 581, which would create the Social Services Contract Notice Act, with specific recommendations for change.

House Bill 581 would require a State agency to provide at least 30 days' prior written notice before suspending or reducing the estimated amount of a grant agreement, service agreement, or contract, regardless of the reason. If a State agency intends to suspend, reduce, or terminate an agreement or contract because of a lack of appropriations or a reduction on the amount of available funds, the bill would require the agency to provide at least 120 days' prior written notice to the Governor and each of the four legislative leaders.

Social service providers should receive as much notice as possible regarding potential changes in State funding, particularly given the State's current fiscal climate. But although this bill's intent is laudable, its requirements would place significant restrictions on agencies' ability to practically and realistically manage State programs. For example, many State contracts pay a fee-for-service determined by reconciling the contract amount against actual service after each contract period; this bill's requirement to give 30 days' prior notice of any reduction in the contract amount would leave some agencies unable to undertake that reconciliation, resulting in under- or over-payment.

I support reasonable measures that give greater certainty to social service providers. In particular, agencies should provide at least 30 days' prior notice before suspending or reducing the amount of a contract or agreement due to a lack of appropriation. This requirement would give sufficient notice to the provider, but also permit agencies to reconcile accounts at the end of a fiscal year and effectively manage taxpayer dollars.

The 120-day notice requirement is also unworkable and should be changed to 30 days. Agencies may not be able to anticipate gaps in funding that far in advance, particularly given the circumstances caused by the recent budget impasse.

Finally, to ensure that this bill applies only to social service providers and not any vendor that contracts with the State—as is the intent of the bill—I suggest clarifying the definition of State agency to include those agencies that actually contract with social service providers.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 581, entitled “AN ACT concerning State government”, with the following specific recommendations for change:

On page 1, by replacing line 20 with “provider, subject to the Grant Accountability and Transparency Act, and that are and that are designed to ensure the health, safety”; and

On page 1, by replacing lines 22 and 23 with the following:

““State agency” means the Department of Aging, the Department of Children and Family Services, the Department of Healthcare and Family Services, the Department of Human Services, and the Department of Public Health, and any commission, board, or other authority within these agencies.”; and

On page 2, by replacing line 9 with the following, “agreement, service agreement, or contract, due to the failure of an appropriation or a reduction in the amount of available funds to support the program, shall be subject to”; and

On page 2, by replacing line 20 with the following, “under the designated agreement or contract or as provided under the Grant Accountability and Transparency Act.”; and

On page 3, line 15, by replacing “120” with “30”; and

On page 3, by replacing line 20 with the following, “entered on or after the effective date of this Act.”

With these changes, House Bill 581 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

August 19, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 1380 with specific recommendations for change.

House Bill 1380 was intended to prevent parties to an arbitration award from delaying enforcement through bad faith litigation tactics that are intended to delay the hearing or exhaust the financial resources of the opposing side. The legislation sought to prevent these bad faith tactics by adopting a universal, state-wide “loser pays” system, in which the losing party in any effort to challenge or stay the enforcement of an arbitration award must pay the fees and cost of the winning side. This sweeping solution goes too far and, as drafted, would have the unintended consequence of preventing equal access to justice and the legal system. A more nuanced and hybrid approach will achieve the same purpose without preventing parties from seeking judicial review of hard, or close, cases.

American legal tradition discourages the “loser pays” concept in most forms of litigation. The “American Rule,” as it is known, provides that each party to litigation should pay for their own costs. However, to deter bad faith by the parties in litigation, many states including the Federal Courts have adopted narrow discretionary fee shifting rules. Under these fee shifting rules, if the prevailing party can show that the other side was acting in bad faith or pursuing frivolous claims in order to merely delay the outcome or exhaust the resources of their opponent, then a judge may exercise his or her discretion and order the losing party to pay the reasonable costs and attorney’s fees of the prevailing party. These fee shifting rules allow judges to decide when fee shifting is appropriate – not in every case, but when there is a showing of bad faith.

As written, House Bill 1380 goes a giant step farther than simply empowering judges to order reasonable costs and fees upon a showing of bad faith. House Bill 1380 makes the loser automatically and always responsible for the prevailing party’s fees and costs, even if they acted in good faith, or even if it was a close case upon which reasonable minds could differ as to the appropriate outcome. This automatic fee shifting – acting as an appeal penalty – will make it far more difficult for parties to seek redress in the courts, especially for those levels of government that already cannot meet all costs of their obligations. Rather than achieving fairness, this bill will have the practical and unintended effect of limiting access to justice for everyone except the most well financed litigants. It will have a chilling effect on all parties, regardless of whether they are a local government, labor union, or the State of Illinois itself.

Minor changes can prevent the unintended consequence and still achieve the goals of bill. Simply by changing “shall” to “may” and providing judges with a familiar standard of review will ensure that bad faith tactics are penalized but those parties acting in good faith can still have their day in court.

My recommendations for changed are modeled after the fee shifting rule applicable in Federal court. Parties will still have access to the courts, and the prevailing party will have the ability to recover reasonable costs and attorney’s fees by showing that the losing side acted in bad faith by unreasonably and vexatiously multiplying the proceedings in order to delay compliance or enforcement of the arbitration award. The “unreasonably and vexatiously” standard already exists in law, so it will be familiar to applying courts and parties alike.

These simple changes will allow judges use their independent judgment to ensure the proper dispensation of justice based on the totality of the circumstances, accomplish the purpose of the original bill, but not obstruct parties’ access to justice when they have good faith claims for relief.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 1380, entitled “AN ACT concerning government”, with the following specific recommendations for change:

On page 2, line 2, by replacing “shall” with “may be ordered by a reviewing court to”; and

On page 2, by replacing lines 9 and 10 with “non-compliant party if the prevailing party can demonstrate that the opposing party proceeded in bad faith by unreasonably and vexatiously multiplying the proceedings in order to delay compliance or enforcement of the arbitration award. Any mutual agreements otherwise shall be a permissive subject of bargaining.”; and

On page 12, line 20, by replacing “shall” with “may be ordered by a reviewing court to”; and

On page 13, by replacing line 24 with “to that party if the prevailing party can demonstrate that the opposing party proceeded in bad faith by unreasonably and vexatiously multiplying the proceedings in order to delay compliance or enforcement of the arbitration award. Any mutually agreed procedures providing for”.

With these changes, House Bill 1380 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

August 12, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 4477 with specific recommendations for change.

The bill is intended to ensure that Department of Transportation contractors pass along mobilization payments from the Department to their subcontractors. Since its passage, the Department and sponsors were made aware of corrections, specified below, that are needed to ensure compliance with federal regulations that apply to federally-funded Department projects. I thank the sponsors for working with the Department on these changes.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 4477, entitled “AN ACT concerning finance”, with the following specific recommendations for change:

On page 1, by replacing lines 8 through 13 with the following:

“(a) As used in this section, “mobilization payment” means an advance payment for the preparatory work and operations necessary for the movement of personnel, equipment, supplies, and incidentals to a project site and for all other work or operations that must be performed or costs incurred when beginning work on a project.”; and

On page 1, by deleting lines 14 through 16; and

On page 1, line 17, by replacing “(c)” with “(b)”; and

On page 1, line 23, by replacing “total” with “initial”; and

On page 2, line 12, by replacing “(d)” with “(c)”.

With these changes, House Bill 4477 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

August 26, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 5104 with specific recommendations for change. The bill would prohibit the Department of Corrections from considering outside vendors to provide medical care to inmates unless the Department retains every single medical personnel employed by the Department as of January 1, 2016. This mandate would hamstring the Department’s ability to determine how best to care for persons in its custody and waste taxpayer dollars.

The Department of Corrections, like every state agency, must be thoughtful when it considers using outside vendors. In deciding whether contracting with an outside vendor would more efficiently use scarce taxpayer dollars, the Department should analyze its operational needs, the needs of its inmates, and any impact on current state employees.

But House Bill 5104 does not afford the Department the opportunity to undertake this type of analysis. Instead, the bill would categorically prohibit the Department from contracting out medical services unless the Department continued to employ all medical personnel on its staff as of January 1, 2016. That date is arbitrary; no one testifying in support of the bill could explain why that date was selected. As we work together on a bipartisan basis to reform our criminal justice system and reduce our prison population, that date would become more and more artificial, potentially leading to a waste of taxpayer dollars.

The bill would also interfere with the Department’s ability to implement the court-approved settlement agreement reached between the Department and plaintiffs in *Rasho v. Baldwin*, which concerns mental health services for persons in the Department’s custody. The Department is undertaking a holistic look at how best to provide all medical services at Department facilities. Statutory restrictions, like the one proposed in House Bill 5104, could hamper the Department’s ability to successfully implement the settlement agreement.

Nor is the bill necessary for the Department to consider the impact of any contracting on its employees. The most recent collective bargaining agreement with the Illinois Nurses Association (INA) provided that it is State policy “to make every reasonable effort to utilize its employees to perform work they are qualified to do, and to that end, the [State] will avoid, insofar as is practicable, the sub-contracting of work performed by employees in the bargaining unit.” The agreement also required the State to provide the union with a cost comparison between performing the work with employees and with a third-party contractor before undertaking any subcontracting. If the State did move forward with any subcontracting, the State was required to provide advance notice to the union and to meet with the union to discuss the decision. The State proposed to retain these employee protections by agreement with the union and agreed to additional procedures in the form of a labor-management committee and a commitment to discussing alternatives to subcontracting.

The provisions described above—which were negotiated with INA—offer a more reasonable and flexible alternative to House Bill 5104. These provisions afford employees reasonable protections against the potential impacts of subcontracting and allow the union to submit alternative proposals, which is the type of

labor-management cooperation that we should welcome. These provisions also enable the Department to respond to its operational needs and ever-changing custodial population in a cost-effective manner. By contrast, requiring the Department to maintain a minimum level of staffing and restricting contracting rights will continue to drive up the cost of government at taxpayers' expense. House Bill 5104 is another special interest giveaway.

We should all acknowledge the circumstances under which INA pushed for this bill. During recent collective bargaining, representatives of INA and the State reached a tentative agreement, which included the provisions described above. Almost immediately after signing the tentative agreement, INA reneged on the deal and proceeded instead to lobby the General Assembly to take away the Department's ability to consider outside vendors. Like AFSCME's compulsory arbitration bill that I vetoed, House Bill 5104 is an unaffordable and dangerous end run around the collective bargaining process. Neither INA, AFSCME, nor any other union should be permitted to circumvent good faith collective bargaining negotiations.

My Administration stands by the subcontracting provisions negotiated with INA. The changes recommended below would codify the basic provisions, while more detailed provisions would be included in the collective bargaining agreement. Because subcontracting is one of the subjects of collective bargaining, the union retains its ability to advocate for further protections through the collective bargaining process.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5104, entitled "AN ACT concerning State government", with the following specific recommendation for change:

On page 13, by replacing lines 8 through 14 with "Act of the 99th General Assembly, before letting bids for contracts that would have the effect of reducing the number of Department employees whose employment is related to the provision of medical or mental health services, the Department shall prepare a cost comparison between the projected expenses if the work continued to be performed by Department employees and the projected expenses if a third party provided such services and shall allow for a reasonable time to meet with the affected employees or their labor organization representatives and discuss alternatives."

With this change, House Bill 5104 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

April 12, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 5785, an amendment to the Urban Weatherization Act, with specific recommendations for change. House Bill 5785 is identical to House Bill 3194, which passed last year, and to which I proposed the same changes.

Among other things, House Bill 5785 would require projects funded by weatherization grants to comply with federal prevailing wage rates. The proponents of House Bill 5785 want federal, not Illinois, prevailing wage rates to apply because Illinois rates are significantly higher than the federal rates for this type of work. This demonstrates the deficiencies and potential waste of the Illinois prevailing wage system.

But whether or not federal prevailing wage rates apply should be determined under federal law, not state statute. And if federal rates do apply, Illinois rates should not.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5785, entitled “AN ACT concerning finance”, with the following specific recommendations for change:

On page 2, by replacing lines 13 through 16 with the following: “subdivision thereof. Works financed or funded in whole or in part with grants awarded under this Article shall not be considered public works for purposes of the Prevailing Wage Act.”; and

On page 8, by replacing lines 2 through 8 with the following: “the weatherization program. Works financed or funded in whole or in part with grants awarded under this Article shall not be considered public works for the purposes of the Prevailing Wage Act.”.

With these changes, House Bill 5785 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

August 19, 2015

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 6027, which establishes the Healthy Local Food Incentives Program administered by the Illinois Department of Human Services.

The purpose of the program is to increase access to fresh fruits and vegetables for Illinois residents that receive Supplemental Nutrition Assistance Program (SNAP) benefits. The bill authorizes, subject to appropriation, the Department of Human Services to make an annual grant of \$1,000,000 to a qualified non-profit organization, which would then distribute the funds to participating farmers market. The funds would be used to match benefit amounts spent on fruits and vegetables at participating farmers markets.

I thank the sponsors for their work to expand access to fresh produce and encourage healthy eating. I am concerned, however, that the bill allows up to 40% of the funds to be used for administrative funds. All of the funds should be directed to help SNAP beneficiaries. I also believe that this program should be limited to a \$500,000 grant and a pilot program while we study its effectiveness and ensure that the funds are used to achieve the desired outcomes.

Therefore, pursuant to Section 9(e) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 6027, entitled “AN ACT concerning public aid”, with the following specific recommendations for change:

On page 3, line 3, by replacing “\$1,000,000” with “\$500,000”; and

On page 3, by replacing line 25 with the following: “(f) One-hundred percent of the moneys deposited into the Fund”; and

On page 4, by replacing lines 1 through 6 with the following: “for healthy local food incentives.”; and

On page 5, immediate after line 3, by inserting the following: “(i) This section is repealed on June 30, 2018.”

With these changes, House Bill 6027 will have my approval. I respectfully request your concurrence.

Sincerely,

Bruce Rauner
GOVERNOR

July 28, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 1052, which would allow the transfer of authority and control over certain private roads in Warren Township to the highway commissioner of the Warren Township Road District. Since its passage, the township and legislators have identified concerns with the bill's potential cost to taxpayers and how these private roads would comply with safety regulations. I am returning the bill to provide concerned parties with an additional opportunity to address these issues.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 1052 entitled "AN ACT transportation", with the foregoing objections, vetoed in its entirety.

Sincerely,
Bruce Rauner
GOVERNOR

August 19, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 3262.

House Bill 3262 would allow the Metropolitan Pier and Exposition Authority to issue \$293 million in bonds to replace its loan that funded construction of its second hotel adjacent to McCormick Place. The new bonds would be payable from local Authority taxes, freeing up the hotel revenue to be spent by the Authority on any of its operations rather than dedicating the hotel revenue to loan repayment.

Under current law, the State is required to cover any deficiency in Authority tax revenues needed to repay any of its tax-backed bonds, up to specified levels. House Bill 3262 would expand this State obligation within these levels by the debt service of the newly authorized bonds and extends the State's bond commitment by six years, until 2066. This bill would increase the amount of bonds to be repaid with existing Authority taxes and thus increase the risk to the State of having to cover any shortfalls needed for the higher bond debt over the next 50 years. The State is not in a financial position to accept this additional risk.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 3262 entitled "AN ACT concerning finance", with the foregoing objections, vetoed in its entirety.

Sincerely,
Bruce Rauner
GOVERNOR

August 12, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 3333.

Current law requires appraisal management companies – which manage real estate appraisers – to be registered with the Department of Financial and Professional Regulation. The law requires appraisal management companies to pay an initial registration fee and an annual renewal fee. The law also requires those companies to post a \$25,000 surety bond to ensure payment of fines and fees assessed by the Department.

House Bill 3333 would impose a new \$500 fee on appraisal management companies. The fees would be deposited into a new State fund, called the Appraisal Management Company Recovery Fund, administered by the Department of Financial and Professional Regulation. The proceeds of the fund would be used to compensate real estate appraisers for losses they might suffer when an appraisal management company goes bankrupt. The bill would also repeal the current requirement to post a surety bond.

I have several concerns with this bill. First, the bill would add another State-imposed fee to an industry that is already regulated and required to pay annual fees. We must be sensitive to the burdens we are placing on Illinois businesses in this economic climate.

Second, the bill would place the State in the position of managing private-sector risks for a specific industry, while eliminating surety bond protection for the State. Proponents of the bill are seeking to protect real estate appraisers from the potentially adverse consequences of bankruptcy. But that risk is not unique to this industry, and the State should not be in the position of using its regulatory power to effectively insure one part of one industry against this risk.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 3333 entitled "AN ACT concerning regulation", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

July 1, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I veto House Bill 4167 from the 99th General Assembly. As Public Act 99-524 is now law, House Bill 4167 is no longer necessary.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 4167, entitled "AN ACT concerning appropriations", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

August 19, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I veto House Bill 4326, which would require the Department of Corrections to reopen the Hardin County Work Camp, but provide no resources to fund repairs or operations.

Hardin County Work Camp closed in January 2016 as a result of high maintenance and repair costs from a fire at the Camp. Due to the burdens of the State's procurement process, the Department was initially unable to undertake such repairs and the costs continued to rise. The Department followed proper facility closure procedures and all the persons housed at the Camp were relocated to other similar facilities. Employees were offered other employment opportunities at nearby facilities.

While I appreciate the impact of this facility closure on the local economy, forcing the Department of Corrections to reopen the Camp is an unnecessary spend of taxpayer dollars. The funds required to complete

the repairs are not within the Department's budget nor were they appropriated in any budget proposed by the General Assembly. As such, this legislation would require the Department to reallocate resources from other vital services in order to comply.

I am committed to reducing our prison population and believe that work camp facilities play an important role in rehabilitating offenders. However, requiring the opening of a dilapidated facility hamstrings the Department's discretion in using its limited resources.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 4326, entitled "AN ACT concerning criminal law", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

July 28, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I veto House Bill 4351 from the 99th General Assembly, which would amend the Illinois Act on Aging to restrict the State's flexibility in how we assess and serve Illinois's elderly and physically disabled residents.

This bill is very similar to House Bill 2482, passed by the General Assembly last year, and which I returned with an amendatory veto for many of the same concerns I raise today. Although well intentioned, this bill would lead to serious unintended consequences.

First, this bill would lock into statute that an individual with a particular threshold score on the Determination of Need (DON) assessment tool would be eligible for both institutional and home and community-based long term care services. Instead, an individual with the threshold score should be entitled to institutional or home and community-based care. Many members of the General Assembly have long worked to transition the state from a reliance on institutional-based care to a focus on community care options that improve patient quality and cost efficiency. However, House Bill 4351 inhibits this transformation in the way the State delivers services for the elderly and disabled.

Second, to the extent that a motivating factor behind this legislation is to preclude a raise in the minimum DON score used to determine eligibility—as originally contemplated under the SMART Act (Public Act 97-0689)—I have no intention of raising the DON score. In light of this commitment, there can be no good reason to unnecessarily restrict the State's ability to move from institutional-based care to community-based care through this legislation.

Finally, this bill would inhibit the Illinois Department on Aging from creating a new program, the Community Reinvestment Program (CRP). This program is designed to provide a multitude of flexible services for non-Medicaid individuals currently being served under the Community Care Program (CCP), and it furthers the State's commitment to serving individuals in their own home and community rather than in nursing homes. CRP is also projected to produce savings of nearly \$200 million during the next fiscal year. By precluding the launch of CRP, this bill would prevent the State from managing ever-rising costs and jeopardize our ability to ensure that essential community services remain available for the approximately 44,000 non-Medicaid persons now served by CCP.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 4351, entitled "AN ACT concerning public aid", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner

GOVERNOR

August 19, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 5025. The bill would amend the School Code to classify chief administrative officers and assistant administrative officers from educational service centers as regional and assistant regional superintendents. Their salaries would then be funded by the State like regional superintendents of education.

We need to look more broadly at our education bureaucracy and funding system. Illinois is dead last in State support for schools, our property taxes are the highest in the nation, we impose countless unfunded mandates on our schools that divert money from our students and teachers, and we have too many layers of administrative bureaucracy.

We convened the bipartisan School Funding Reform Commission earlier this year to make specific recommendations to reform our funding system. We must also examine our bureaucratic structures and whether we can reduce administrative costs in order to put more money where it belongs: in the classroom. Until then, we should refrain from making these types of changes to our funding system and school bureaucracy.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5025 entitled “AN ACT education”, with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

August 19, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 5539.

The bill would prohibit the Department of Healthcare and Family Services from recovering overpayments or other amounts due from Medicaid providers after six years, unless there is an active law enforcement investigation or the recovery is required by the federal Centers for Medicare and Medicaid Services.

We understand the challenges of doing business with the State of Illinois, which were compounded by years of mismanagement. The Department should be expected to identify potential overpayments promptly – not wait six or more years. We must continue to improve fiscal practices across State agencies to avoid this type of problem.

But when the Department becomes aware of overpayments, it should be able to take appropriate action to recover those amounts. Although the intent of this bill is laudable, ultimately Illinois taxpayers would be forced to bear the cost, while businesses and providers profit at their expense.

[November 2, 2016]

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Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5539, entitled “AN ACT concerning State government”, with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

July 22, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 5764, which amends the Illinois Act on Aging to establish statutory wage increases for employees providing homemaker services.

This bill provides for successive rate increases in the Illinois Department on Aging’s Community Care Program (CCP) over the next four years and requires an enhanced rate for in-home service provider agencies that offer health insurance coverage for employees. The total projected cost to the Department on Aging of the rate increase over the four year period would be an estimated \$1.1 billion. The enhanced rate adjustment for providers that offer health insurance coverage would cost an additional \$50 million over four years. In total, this bill would *more than double* the costs of the entire Community Care Program over the next four years.

The monetary impact of this bill extends to the Illinois Department of Human Services (DHS), as DHS contracts with a number of vendors that employ individuals providing homemaker services. The costs to DHS would be \$66.5 million over the first four years and then \$23.9 million annually thereafter.

Importantly, there is no funding in House Bill 5764 to cover the more than \$1 billion in additional funding that will be needed pay for this bill. At a time of unprecedented financial difficulty in the State of Illinois, this is unaffordable piece of legislation that will create an even greater financial hole for the State and will ultimately result in cuts to—and eliminations of—other important State programs. I share your desire to support the workers and programs serving our elderly and physically disabled residents. But we must do so in a responsible way that recognizes our current fiscal reality and does not jeopardize the long term sustainability of the very programs that this legislation is intended to support.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5764, entitled “AN ACT concerning State government”, with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

August 26, 2016

To the Honorable Members of

The Illinois House of Representatives,

99th General Assembly:

Today I return House Bill 5931, which would require an immediate 40% increase in taxpayer-funded wages for certain professionals, but without providing any funding.

We should first acknowledge the difficult and important work of these professionals, who assist persons with intellectual and development disabilities in residential and day programs. Many of these professionals have not had a wage increase in years. I am open to finding a responsible way to increase wages for these professionals, but unfortunately this bill is not the answer.

The national average hourly wage for these workers is \$10.71, in line with current Illinois wages. House Bill 5931 would immediately increase the Illinois wage to \$15.00 per hour, significantly above the national average. The bill would increase the cost of caring for people with development disabilities by \$330 million per year, of which Illinois taxpayers would be required to pay at least half. The bill does not provide any mechanism for funding this additional cost.

We should work together to pass a balanced budget. In that context, we can examine savings, program changes, or funding sources that could enable us to better use taxpayer dollars for this and other priorities. Through such a process, we can find the appropriate and affordable way to fund an increase in wages. But until then, it would be fiscally irresponsible to commit the State to payments for which it has no available funding.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5931, entitled "AN ACT concerning State government", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce Rauner
GOVERNOR

August 4, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 5958, which allows the Illinois Department of Natural Resources and the Illinois Department of Transportation to convey specific parcels of land to certain townships. This bill is identical to Senate Bill 3063, which I approved.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 5958 entitled "AN ACT concerning land", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce
GOVERNOR

Rauner

August 19, 2016

To the Honorable Members of
The Illinois House of Representatives,
99th General Assembly:

Today I return House Bill 6299.

House Bill 6299 would impose another mandate on school districts in how they manage their personnel. The bill would require a school district to restore the rights of an employee who is rehired within a year after being laid-off.

I appreciate the important role that educational support personnel have in our schools. Those employees and their school district employers may negotiate for job protections, like the protections that would be mandated by this bill. But those decisions should be made at the local level, not mandated by statute. Our taxpayers are already suffering from the cost of unfunded Springfield mandates.

Therefore, pursuant to Section 9(b) of Article IV of the Illinois Constitution of 1970, I hereby return House Bill 6299 entitled "AN ACT concerning education", with the foregoing objections, vetoed in its entirety.

Sincerely,

Bruce
GOVERNOR

Rauner

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Sullivan was removed as principal sponsor, and Representative McAuliffe became the new principal sponsor of HOUSE BILL 6587.

With the consent of the affected members, Representative Durkin was removed as principal sponsor, and Representative Welter became the new principal sponsor of HOUSE BILL 171.

With the consent of the affected members, Representative Durkin was removed as principal sponsor, and Representative Welter became the new principal sponsor of HOUSE BILL 3319.

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 6594. Introduced by Representatives Hoffman - Beiser - Kay, AN ACT concerning employment.

HOUSE BILL 6595. Introduced by Representative Currie, AN ACT concerning criminal law.

HOUSE BILL 6596. Introduced by Representative McSweeney, AN ACT concerning safety.

HOUSE BILL 6597. Introduced by Representative Wheeler, Barbara, AN ACT concerning regulation.

HOUSE BILL 6598. Introduced by Representatives McSweeney - Morrison, AN ACT concerning government.

HOUSE BILL 6599. Introduced by Representative Wheeler, Keith, AN ACT concerning criminal law.

HOUSE BILL 6600. Introduced by Representative Smiddy, AN ACT concerning State Government.

HOUSE BILL 6601. Introduced by Representatives Cassidy - Sente, AN ACT concerning business.

HOUSE BILL 6602. Introduced by Representative McSweeney, AN ACT concerning public employee benefits.

HOUSE BILL 6603. Introduced by Representative McSweeney, AN ACT concerning criminal law.

HOUSE BILL 6604. Introduced by Representative Ford, AN ACT concerning local government.

HOUSE BILL 6605. Introduced by Representative Cabello, AN ACT concerning animals.

- HOUSE BILL 6606. Introduced by Representative McSweeney, AN ACT concerning criminal law.
- HOUSE BILL 6607. Introduced by Representative Arroyo, AN ACT concerning local government.
- HOUSE BILL 6608. Introduced by Representatives Beiser - Costello, AN ACT concerning education.
- HOUSE BILL 6609. Introduced by Representative Guzzardi, AN ACT concerning criminal law.
- HOUSE BILL 6610. Introduced by Representatives Jimenez - Butler, AN ACT concerning State government.
- HOUSE BILL 6611. Introduced by Representatives Jimenez - Butler, AN ACT concerning State government.
- HOUSE BILL 6612. Introduced by Representatives Jimenez - Butler, AN ACT concerning State government.
- HOUSE BILL 6613. Introduced by Representatives McSweeney - Franks - Ives - Morrison, AN ACT concerning education.
- HOUSE BILL 6614. Introduced by Representatives Cloonen - Ammons - Sims - Costello - Smiddy, DeLuca, Hoffman, Verschoore, Gordon-Booth and Scherer, AN ACT concerning transportation.
- HOUSE BILL 6615. Introduced by Representative Harper, AN ACT concerning criminal law.
- HOUSE BILL 6616. Introduced by Representative Dunkin, AN ACT concerning local government.
- HOUSE BILL 6617. Introduced by Representative Mitchell, Bill, AN ACT concerning transportation.
- HOUSE BILL 6618. Introduced by Representative McSweeney, AN ACT concerning safety.
- HOUSE BILL 6619. Introduced by Representative Dunkin, AN ACT concerning local government.
- HOUSE BILL 6620. Introduced by Representative Ives, AN ACT concerning public employee benefits.
- HOUSE BILL 6621. Introduced by Representative Andrade, AN ACT concerning gaming.
- HOUSE BILL 6622. Introduced by Representative Currie, AN ACT concerning criminal law.

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative Fortner introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 60**

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 IV of the Illinois Constitution by changing Sections 2 and 3 as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the Senate, by resolution, General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) ~~Each Legislative District shall be divided into two Representative Districts. In 2022 1982 and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.~~

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, ~~be~~ contiguous, ~~be and~~ substantially equal in population, reflect minority voting strengths, promote competition, and consider political boundaries. Representative Districts shall be compact, ~~be~~ contiguous, ~~be and~~ substantially equal in population, reflect minority voting strengths, promote competition, and consider political boundaries. A Representative District need not be entirely within a single Legislative District. The General Assembly shall establish by law a method to determine a score for any map for Legislative or Representative districts.

(b) ~~In the year following each Federal decennial census year, the General Assembly by law shall redistrict the Legislative Districts and the Representative Districts.~~

~~A If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted by March 1 of the year following each Federal decennial census year not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party.~~

~~The Speaker and Minority Leader of the House of Representatives shall each appoint two persons to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint two persons to the Commission one Senator and one person who is not a member of the General Assembly.~~

~~The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission. The Commission shall provide to the public data and tools to create Legislative and Representative districts not later than April 7. The Commission shall accept maps for the redistricting of Legislative and Representative districts through May 7.~~

~~The Commission shall evaluate all submitted maps according to criteria set forth in subsection (a) as implemented by law and assign each map a score. The Commission shall eliminate maps by a majority vote of the members appointed that fail to meet federal and State law and shall eliminate maps that are substantially the same as other maps of equal or better score. Not later than May 22 the Commission shall give to the~~

Senate the maps for Legislative Districts with the best three scores. Not later than May 22 the Commission shall give to the House of Representatives the maps for Representative Districts with the best three scores.

(c) The Senate by a record vote of three-fifths of the members elected may adopt a redistricting resolution from the three maps for Legislative Districts submitted by the Commission. If the Senate has failed to file a redistricting resolution with the Secretary of State by June 30, the Secretary of State shall certify the redistricting map for Legislative Districts that received the best score from the Commission.

The House by a record vote of three-fifths of the members elected may adopt a redistricting resolution from the three maps for Representative Districts submitted by the Commission. If the House has failed to file a redistricting resolution with the Secretary of State by June 30, the Secretary of State shall certify the redistricting map for Representative Districts that received the best score from the Commission.

~~Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

(d) A ~~An~~ approved redistricting resolution or redistricting map ~~plan~~ filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.

The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

(Source: Amendment adopted at general election November 4, 1980.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to redistricting beginning in 2021 and to the election of General Assembly members beginning in 2022.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 60 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 4:03 o'clock p.m., the House Perfunctory Session adjourned.