

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

102nd Legislative Day

2/16/2012

Clerk Bolin: "House Perfunctory Session will come to order. Introduction and First Reading of House Bills. House Bill 5655, offered by Representative Golar, a Bill for an Act concerning regulation. House Bill 5656, offered by Representative Currie, a Bill for an Act concerning finance. House Bill 5657, offered by Representative Bradley, a Bill for an Act concerning finance. House Bill 5658, offered by Representative Gabel, a Bill for an Act concerning insurance. House Bill 5659, offered by Representative Gordon, a Bill for an Act concerning education. House Bill 5660, offered by Representative Winters, a Bill for an Act concerning State government. House Bill 5661, offered by Representative Gordon, a Bill for an Act concerning criminal law. House Bill 5662, offered by Representative Lyons, a Bill for an Act concerning transportation. House Bill 5663, offered by Representative Gordon, a Bill for an Act concerning criminal law. House Bill 5664, offered by Representative Farnham, a Bill for an Act concerning criminal law. House Bill 5665, offered by Representative Howard, a Bill for an Act concerning foreclosure. House Bill 5666, offered by Representative Fortner, a Bill for an Act concerning public employee benefits. House Bill 5667, offered by Representative Burke, Kelly, a Bill for an Act concerning local government. House Bill 5668, offered by Representative Cassidy, a Bill for an Act concerning regulation. House Bill 5669, offered by Representative Bradley, a Bill for an Act concerning local government. House Bill 5670, offered by Representative Bradley, a Bill

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for an Act concerning transportation. House Bill 5671, offered by Representative Pritchard, a Bill for an Act concerning education. House Bill 5672, offered by Representative Moffitt, a Bill for an Act concerning regulation. House Bill 5673, offered by Representative Moffitt, a Bill for an Act concerning regulation. House Bill 5674, offered by Representative Brown, a Bill for an Act concerning safety. House Bill 5675, offered by Representative Watson, a Bill for an Act concerning employment. House Bill 5676, offered by Representative Watson, a Bill for an Act concerning the lottery. House Bill 5677, offered by Representative Watson, a Bill for an Act concerning mental health. House Bill 5678, offered by Representative Sommer, a Bill for an Act concerning children. House Bill 5679, offered by Representative Bellock, a Bill for an Act concerning health. House Bill 5680, offered by Representative Ford, a Bill for an Act concerning finance. House Bill 5681, offered by Representative Morthland, a Bill for an Act concerning armed citizen liability. House Bill 5682, offered by Representative Penny, a Bill for an Act concerning criminal law. House Bill 5683, offered by Representative Phelps, a Bill for an Act concerning utilities. House Bill 5684, offered by Representative Sente, a Bill for an Act concerning orders of protection. House Bill 5685, offered by Representative Costello, a Bill for an Act concerning State government. House Bill 5686, offered by Representative Lilly, a Bill for an Act concerning regulation. House Bill 5687, offered by Representative

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Lilly, a Bill for an Act concerning public aid. House Bill 5688, offered by Representative Lilly, a Bill for an Act concerning public aid. House Bill 5689, offered by Representative Lilly, a Bill for an Act concerning education. House Bill 5690, offered by Representative Hernandez, a Bill for an Act concerning wages. House Bill 5691, offered by Representative Hernandez, a Bill for an Act concerning regulation. House Bill 5692, offered by Representative Hernandez, a Bill for an Act concerning public aid. House Bill 5693, offered by Representative Morthland, a Bill for an Act concerning criminal law. House Bill 5694, offered by Representative Turner, a Bill for an Act concerning State government. House Bill 5695, offered by Representative Tryon, a Bill for an Act concerning public aid. House Bill 5696, offered by Representative Tryon, a Bill for an Act concerning higher education. House Bill 5697, offered by Representative Tryon, a Bill for an Act concerning revenue. House Bill 5698, offered by Representative Berrios, a Bill for an Act concerning State government. House Bill 5699, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5700, offered by Representative Ford, a Bill for an Act concerning health. House Bill 5701, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5702, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5703, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5704, offered by Representative Ford, a Bill for an Act

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concerning education. House Bill 5705, offered by Representative Ford, a Bill for an Act concerning public aid. House Bill 5706, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5707, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5708, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5709, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5710, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5711, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5712, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5713, offered by Representative Ford, a Bill for an Act concerning employment. House Bill 5714, offered by Representative Ford, a Bill for an Act concerning regulation. House Bill 5715, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5716, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5717, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5718, offered by Representative Ford, a Bill for an Act concerning census information. House Bill 5719, offered by Representative Ford, a Bill for an Act concerning census information. House Bill 5720, offered by Representative Ford, a Bill for an Act concerning criminal law. House Bill 5721, offered by Representative Ford, a Bill for an Act concerning State

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employment. House Bill 5722, offered by Representative Ford, a Bill for an Act concerning employment. House Bill 5723, offered by Representative Ford, a Bill for an Act concerning criminal law. House Bill 5724, offered by Representative Yarbrough, a Bill for an Act concerning revenue. House Bill 5725, offered by Representative Ford, a Bill for an Act concerning finance. House Bill 5726, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5727, offered by Representative Ford, a Bill for an Act concerning education. House Bill 5728, offered by Representative Ford, a Bill for an Act concerning finance. House Bill 5729, offered by Representative Golar, a Bill for an Act concerning wages. House Bill 5730, offered by Representative Flowers, a Bill for an Act concerning police procedure. House Bill 5731, offered by Representative Davis, Monique, a Bill for an Act concerning civil law. House Bill 5732, offered by Representative Golar, a Bill for an Act concerning criminal law. House Bill 5733, offered by Representative Fortner, a Bill for an Act concerning redistricting. House Bill 5734, offered by Representative Pritchard, a Bill for an Act concerning criminal law. House Bill 5735, offered by Representative Sosnowski, a Bill for an Act concerning employment. House Bill 5736, offered by Representative Mitchell, Bill, a Bill for an Act concerning aging. House Bill 5737, offered by Representative Mitchell, Bill, a Bill for an Act concerning local government. House Bill 5738, offered by Representative Phelps, a Bill for an Act concerning

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regulation. House Bill 5739, offered by Representative Phelps, a Bill for an Act concerning transportation. House Bill 5740, offered by Representative Phelps, a Bill for an Act concerning civil law. House Bill 5741, offered by Representative Rita, a Bill for an Act concerning safety. House Bill 5742, offered by Representative Durkin, a Bill for an Act concerning education. House Bill 5743, offered by Representative Bradley, a Bill for an Act concerning government. House Bill 5744, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 5745, offered by Representative Phelps, a Bill for an Act concerning firearms. House Bill 5746, offered by Representative Lilly, a Bill for an Act concerning public aid. House Bill 5747, offered by Representative Hernandez, a Bill for an Act concerning business. House Bill 5748, offered by Representative Mautino, a Bill for an Act concerning local government. House Bill 5749, offered by Representative Mautino, a Bill for an Act concerning criminal law. House Bill 5750, offered by Representative Ford, a Bill for an Act concerning criminal law. House Bill 5751, offered by Representative Lyons, a Bill for an Act concerning regulation. House Bill 5752, offered by Representative Zalewski, a Bill for an Act concerning regulation. House Bill 5753, offered by Representative Crespo, a Bill for an Act concerning State government. House Bill 5754, offered by Representative Fortner, a Bill for an Act concerning public employee benefits. House Bill 5755, offered by Representative Senger, a Bill for an Act concerning

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revenue. House Bill 5756, offered by Representative Dunkin, a Bill for an Act concerning finance. House Bill 5757, offered by Representative Dunkin, a Bill for an Act concerning agriculture. House Bill 5758, offered by Representative Dunkin, a Bill for an Act concerning State government. House Bill 5759, offered by Representative Arroyo, a Bill for an Act concerning civil law. House Bill 5760, offered by Representative Cassidy, a Bill for an Act concerning civil law. House Bill 5761, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 5762, offered by Representative Kosel, a Bill for an Act concerning revenue. House Bill 5763, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 5764, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 5765, offered by Representative Barickman, a Bill for an Act concerning revenue. House Bill 5766, offered by Representative Gaffney, a Bill for an Act concerning revenue. House Bill 5767, offered by Representative Evans, a Bill for an Act concerning revenue. House Bill 5768, offered by Representative Cavaletto, a Bill for an Act concerning revenue. House Bill 5769, offered by Representative Hatcher, a Bill for an Act concerning revenue. House Bill 5770, offered by Representative Hatcher, a Bill for an Act concerning revenue. House Bill 5771, offered by Representative Golar, a Bill for an Act concerning certificates of good conduct and relief from disabilities. House Bill 5772, offered by Representative Rita, a Bill for an Act concerning

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regulation. House Bill 5773, offered by Representative Rita, a Bill for an Act concerning regulation. House Bill 5774, offered by Representative Rita, a Bill for an Act concerning local government. House Bill 5775, offered by Representative Phelps, a Bill for an Act concerning State government. House Bill 5776, offered by Representative Cross, a Bill for an Act concerning revenue. House Bill 5777, offered by Representative Schmitz, a Bill for an Act concerning local government. House Bill 5778, offered by Representative Moffitt, a Bill for an Act concerning safety. House Bill 5779, offered by Representative Bost, a Bill for an Act concerning local government. House Bill 5780, offered by Representative Bost, a Bill for an Act concerning transportation. House Bill 5781, offered by Representative Mitchell, Bill, a Bill for an Act concerning education. House Bill 5782, offered by Representative Winters, a Bill for an Act concerning education. House Bill 5783, offered by Representative Gaffney, a Bill for an Act concerning education. House Bill 5784, offered by Representative Hatcher, a Bill for an Act concerning higher education. House Bill 5785, offered by Representative Evans, a Bill for an Act concerning education. House Bill 5786, offered by Representative Hatcher, a Bill for an Act concerning education. House Bill 5787, offered by Representative Lang, a Bill for an Act concerning transportation. House Bill 5788, offered by Representative Reis, a Bill for an Act concerning the Lottery. House Bill 5789, offered by Representative Osmond, a Bill for an Act concerning State government. House Bill 5790, offered by



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Representative Winters, a Bill for an Act concerning public employee benefits. House Bill 5791, offered by Representative Senger, a Bill for an Act concerning public employee benefits. House Bill 5792, offered by Representative Mitchell, Bill, a Bill for an Act concerning employment. House Bill 5793, offered by Representative Morthland, a Bill for an Act concerning revenue. House Bill 5794, offered by Representative Kosel, a Bill for an Act concerning employment. House Bill 5795, offered by Representative Barickman, a Bill for an Act concerning revenue. House Bill 5796, offered by Representative Gaffney, a Bill for an Act concerning revenue. House Bill 5797, offered by Representative Gaffney, a Bill for an Act concerning jobs creation. House Bill 5798, offered by Representative Kay, a Bill for an Act concerning economic development. House Bill 5799, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 5800, offered by Representative Morthland, a Bill for an Act concerning economic development. House Bill 5801, offered by Representative Rosenthal, a Bill for an Act concerning revenue. House Bill 5802, offered by Representative Evans, a Bill for an Act concerning economic development. House Bill 5803, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 5804, offered by Representative Hatcher, a Bill for an Act concerning revenue. House Bill 5805, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 5806, offered by Representative Mathias, a Bill for an Act concerning civil law. House Bill 5807, offered

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by Representative Kay, a Bill for an Act concerning civil law. House Bill 5808, offered by Representative Kay, a Bill for an Act concerning civil law. House Bill 5809, offered by Representative Kay, a Bill for an Act concerning civil law. House Bill 5810, offered by Representative Kay, a Bill for an Act concerning civil law. House Bill 5811, offered by Representative Fortner, a Bill for an Act concerning local government. House Bill 5812, offered by Representative Fortner, a Bill for an Act concerning finance. House Bill 5813, offered by Representative Tracy, a Bill for an Act concerning civil law. House Bill 5814, offered by Representative Sosnowski, a Bill for an Act concerning local government. House Bill 5815, offered by Representative Evans, a Bill for an Act concerning State government. House Bill 5816, offered by Representative Kosel, a Bill for an Act concerning State government. House Bill 5817, offered by Representative Hatcher, a Bill for an Act concerning State government. House Bill 5818, offered by Representative Hatcher, a Bill for an Act concerning State government. House Bill 5819, offered by Representative Hatcher, a Bill for an Act concerning finance. House Bill 5820, offered by Representative Kosel, a Bill for an Act concerning the legislature. House Bill 5821, offered by Representative Mathias, a Bill for an Act concerning State government. House Bill 5822, offered by Representative Cavaletto, a Bill for an Act concerning criminal law. House Bill 5823, offered by Representative Thapedi, a Bill for an Act concerning civil law. House Bill 5824, offered by Representative Chapa LaVia, a Bill

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for an Act concerning insurance. House Bill 5825, offered by Representative Chapa LaVia, a Bill for an Act concerning education. House Bill 5826, offered by Representative Chapa LaVia, a Bill for an Act concerning education. House Bill 5827, offered by Representative Chapa LaVia, a Bill for an Act concerning education. House Bill 5828, offered by Representative Gaffney, a Bill for an Act concerning revenue. House Bill 5829, offered by Representative Davis... Representative Will Davis, a Bill for an Act concerning health. House Bill 5830, offered by Representative Will Davis, a Bill for an Act concerning regulation. House Bill 5831, offered by Representative Will Davis, a Bill for an Act concerning safety. First Reading of these House Bills. First Reading of House Joint Resolution Constitutional Amendment #41, offered by Representative Fortner.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 Section 6 as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 6. ORGANIZATION

(a) A majority of the members elected to each house constitutes a quorum.

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(b)On the first day of the January session of the General Assembly in odd-numbered years, the Secretary of State shall convene the House of Representatives to elect from its membership a Speaker of the House of Representatives as presiding officer, and the Governor shall convene the Senate to elect from its membership a President of the Senate as presiding officer. A person may serve no more than a total of 8 years in any one of the following offices and no more than a combined total of 12 years in any 2 or more of the following offices: Speaker of the House of Representatives, President of the Senate, Minority Leader of the House of Representatives, or Minority Leader of the Senate; provided that service before the second Wednesday in January of 2014 shall not be considered in the calculation of a person's service.

(c)For purposes of powers of appointment conferred by this Constitution, the Minority Leader of either house is a member of the numerically strongest political party other than the party to which the Speaker or the President belongs, as the case may be.

(d)Each house shall determine the rules of its proceedings, judge the elections, returns and qualifications of its members and choose its officers. No member shall be expelled by either house, except by a vote of two-thirds of the members elected to that house. A member may be expelled only once for the same offense. Each house may punish by imprisonment any person, not a member, guilty of disrespect to the house by disorderly or contemptuous behavior in its presence. Imprisonment shall not extend beyond twenty-four

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hours at one time unless the person persists in disorderly or contemptuous behavior.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading of House Joint Resolution Constitutional Amendment #41. The First Reading of House Joint Resolution Constitutional Amendment #42, offered by Representative Fortner.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 Sections 2 and 5 of Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a)One Senator shall be elected from each Legislative District. Senators elected in 2014 shall serve two-year terms. Senators elected in 2016 shall serve six-year terms. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into two groups. During each ten-year period, beginning with the general election in 2022, Senators from one group shall first be elected for

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terms of six years and then for terms of four years and Senators from the other group shall first be elected for terms of four years and then for terms of six 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. One Representative shall be elected from each Representative District. Representatives elected in 2012 shall serve two-year terms. Representatives elected in 2014 shall serve four-year terms. Representatives elected in 2018 shall serve 4 year terms. During each ten-year period, beginning with the general election in 2022, Representatives shall first be elected for terms of four years, then for terms of two years, and then for terms of four 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

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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.

SECTION 5. SESSIONS

(a) The General Assembly shall convene each year on the second Wednesday of January. The General Assembly shall be a continuous body for a period beginning and ending at noon on the second Wednesday of January of consecutive odd-numbered years.

(b) The Governor may convene the General Assembly or the Senate alone in special session by a proclamation stating the purpose of the session; and only business encompassed by such purpose, together with any impeachments or confirmation of appointments shall be transacted. Special sessions of the General Assembly may also be convened by

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joint proclamation of the presiding officers of both houses, issued as provided by law.

(c) Sessions of each house of the General Assembly and meetings of committees, joint committees and legislative commissions shall be open to the public. Sessions and committee meetings of a house may be closed to the public if two-thirds of the members elected to that house determine that the public interest so requires; and meetings of joint committees and legislative commissions may be so closed if two-thirds of the members elected to each house so determine.

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 members of the General Assembly in 2014 and thereafter. It does not affect the terms of members elected before 2014. This has been the First Reading of House Joint Resolution Constitutional Amendment #42."

Clerk Hollman: "First Reading of House Joint Resolution Constitutional Amendment #43, offered by Representative Fortner.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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



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Article 4 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, 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) In 2022 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.

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(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.

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, be contiguous, be substantially equal in population, reflect minority voting strengths, promote competition, and consider political boundaries. Representative Districts shall be compact, be contiguous, be 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.

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The General Assembly shall establish by law a method to determine a score for any map for Legislative or Representative districts.

(b)A Legislative Redistricting Commission shall be constituted by March 1 of the year following each Federal decennial census year. 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. The President and Minority Leader of the Senate shall each appoint two persons to the Commission. 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

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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.

(d)A redistricting resolution or redistricting map 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.

SCHEDULE

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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. This was the First Reading of House Joint Resolution Constitutional Amendment #43. First Reading of House Joint Resolution Constitutional Amendment #44, offered by Representative Kosel.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 add Section 8.1 to Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

A bill that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

SCHEDULE

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

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Illinois Constitutional Amendment Act. This was First Reading of House Joint Resolution Constitutional Amendment #44. First Reading of House Joint Resolution Constitutional Amendment #45, offered by Representative Kay.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 add Section 8.1 to Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

Any bill considered by the General Assembly during the period following the most recent general election and before the convening of the next General Assembly in an odd numbered year that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This was First Reading of House Joint Resolution Constitutional Amendment

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#45. First Reading of House Joint Resolution Constitutional Amendment #46, offered by Representative Bost.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 add Section 8.1 to Article IV and to add Sections 2.1 and 2.2 to Article VIII of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

A bill that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

ARTICLE VIII

FINANCE

SECTION 2.1. LIMITATIONS ON APPROPRIATIONS AND TRANSFERS

(a) For the fiscal year ending in 2015 and each fiscal year thereafter, aggregate appropriations and transfers from the general funds are limited as provided in this Section. "General funds" include the General Revenue Fund, the Common School Fund, the General Revenue Common School Special Account Fund, and the Education Assistance Fund and any fund utilized for general or operating expenses.

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"Appropriations and transfers" do not include (i) reappropriations from a previous fiscal year, (ii) those made for debt service payments, and (iii) those made to a budget stabilization fund.

(b) Aggregate fiscal year appropriations and transfers from the general funds may not exceed the limitation amount. For the fiscal year ending in 2015, the limitation amount is the aggregate amount of appropriations and transfers from the general funds in the fiscal year ending in 2011, as adjusted as provided in this subsection (b) for the fiscal years ending in 2012, 2013, and 2014. For the fiscal year ending in 2016 and each fiscal year thereafter, the limitation amount is the aggregate amount of appropriations and transfers from the general funds in the previous fiscal year, as adjusted as provided in this subsection (b). For the fiscal year after a fiscal emergency is declared under subsection (c) of this Section, the limitation amount is the aggregate amount of appropriations and transfers from the general funds in the fiscal year in which the fiscal emergency is declared minus the specific dollar amount by which the limitation amount was increased for the fiscal emergency, as adjusted as provided in this subsection (b). The adjustment is the average annual percentage change in the average per capita personal income for Illinois for the 5 most recent calendar years for which data is available, as defined and reported by the United States Department of Commerce, or its successor.

(c) The Governor may declare a fiscal emergency by filing a declaration with the Secretary of State and copies with the



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Senate and House of Representatives. The declaration must be limited to only one State fiscal year, set forth compelling reasons for declaring a fiscal emergency, and request that the limitation amount for that fiscal year be increased by a specific dollar amount. If the Comptroller and Treasurer advise the General Assembly that they concur in the Governor's declaration, then by a record vote of three-fifths of the members elected to each house, the General Assembly, by law conditioned upon the approval of a majority of voters in the next general, primary, or special election, may authorize increased appropriations and transfers in a specific dollar amount that is no more than the increased amount requested by the Governor in the declaration. "Emergency" means extraordinary circumstances outside the control of the General Assembly, including catastrophic events, such as a natural disaster, terrorism, fire, war, and riot, and court orders or decrees.

(d) If the general funds revenues for a fiscal year exceed the limitation amount for that fiscal year, then those excess revenues must be deposited into the Past Due Paydown Fund, State Budget Stabilization Fund, and the Taxpayer Relief Fund as provided in subsections (e), (f), and (g).

(e) The Past Due Paydown Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period for each fiscal year beginning in 2012, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the Spending Growth Index limitation and transfer to the fund any amount necessary up

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to the total past due operating debt owed by the State as of the close of fiscal year 2011. The General Assembly may authorize transfers, appropriations, and allocations from the fund only to fund the costs of paying down the remaining past due debt until such debt is zero. Any remaining funds shall be transferred to the State Budget Stabilization Fund.

(f)The State Budget Stabilization Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period of each fiscal year, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the expenditure limitation described in subsection (b) of this Section and above the amount necessary to fully fund and pay down the past due operating debt to zero. The fund may not exceed 8% of the total General Fund revenues received in the immediately preceding fiscal year. The General Assembly may authorize transfers, appropriations, and allocations from the fund only to fund the costs of State government up to the expenditure limit calculated by law in years when State revenues are less than the amount necessary to finance the level of expenditures permitted by law. Transfers require a three-fifths supermajority vote of the General Assembly. The money in the fund may be invested as provided by law, with the earnings credited to the fund. At the close of every month during which the fund is at the 8% limitation, the State Comptroller shall transfer the excess to the Taxpayer Relief Fund.

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(g)The Taxpayer Relief Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period of each fiscal year, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the State expenditure limitation and above the amount necessary to fully fund the Past Due Paydown Fund and the Budget Stabilization Fund. By September 1st annually, the State Comptroller shall notify the Commission on Government Forecasting and Accountability and the Department of Revenue of the amount in the fund as a result of the transfers. If the amount in the fund exceeds 1% of General Fund expenditures, then the General Assembly shall, by September 15th, enact legislation to provide for the refund to taxpayers of amounts in the fund. Refunds may take the form only of temporary or permanent broad-based tax rate reductions. If the General Assembly does not enact legislation by September 15th to provide refunds, then the State Comptroller shall, by September 30th, notify the Department of Revenue of the amount in the fund. The Department of Revenue shall calculate a one-time bonus personal exemption refund. The amount of the personal exemption refund must be calculated by dividing the amount in the fund identified by the State Comptroller by the number of personal exemptions claimed on income tax returns filed for tax year beginning in the previous calendar year. The Department of Revenue shall issue a refund by October 30th to a taxpayer who filed an income tax return by April 15th of the same calendar year based on the number of

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exemptions claimed (times refund per exemption) on the taxpayer's return without regard to the taxpayer's tax liability for the year.

SECTION 2.2. OBLIGATIONS TO RETIREMENT SYSTEMS AND PENSION FUNDS

In each fiscal year, obligations of the State to retirement systems and pension funds created under the Illinois Pension Code must be met as provided in that Code.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This was First Reading of House Joint Resolution Constitutional Amendment #46. First Reading of House Joint Resolution Constitutional Amendment #47, offered by Representative Mathias.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 Treasurer elected by the electors of the State. They shall

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keep the public records and maintain a residence at the seat of government during their terms of office.

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, Lieutenant Governor, Attorney General, Secretary of State, 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.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, or Treasurer fails to qualify or if the 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 office becomes vacant, it shall remain vacant until the end of the term.

SECTION 17. COMPTROLLER - DUTIES (REPEALED)

SECTION 18. TREASURER - DUTIES

The 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.

SCHEDULE

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This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This Constitutional Amendment applies upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2012... correction, elected in 2010. This was the First Reading of House Joint Resolution Constitutional Amendment #47. First Reading of House Joint Resolution Constitutional Amendment #48, offered by Representative Bost.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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, 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.

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of

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January after their election and until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

SECTION 3. ELIGIBILITY

To be eligible to hold the office of 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.

SECTION 4. JOINT ELECTION (REPEALED)

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 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.

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(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.

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.

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

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 2015. This was First Reading of House Joint Resolution Constitutional Amendment #48."

Clerk Hollman: "Introduction and First Reading of House Bills. House Bill 5832, offered by Representative Evans, a Bill for an Act concerning civil law. House Bill 5833, offered by Representative Barickman, a Bill for an Act concerning revenue. House Bill 5834, offered by Representative Morthland, a Bill for an Act concerning revenue. House



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Bill 5835, offered by Representative Mathias, a Bill for an Act concerning elections. House Bill 5836, offered by Representative Gaffney, a Bill for an Act concerning government. House Bill 5837, offered by Representative Hatcher, a Bill for an Act concerning ethics. House Bill 5838, offered by Representative Evans, a Bill for an Act concerning elections. House Bill 5839, offered by Representative Osmond, a Bill for an Act concerning insurance. House Bill 5840, offered by Representative Harris, David, a Bill for an Act concerning civil law. House Bill 5841, offered by Representative Reboletti, a Bill for an Act concerning local government. House Bill 5842, offered by Representative Schmitz, a Bill for an Act concerning public employee benefits. House Bill 5843, offered by Representative Gaffney, a Bill for an Act concerning criminal law. House Bill 5844, offered by Representative Leitch, a Bill for an Act concerning public health. House Bill 5845, offered by Representative Durkin, a Bill for an Act concerning government. House Bill 5846, offered by Representative Rosenthal, a Bill for an Act concerning criminal law. House Bill 5847, offered by Representative Unes, a Bill for an Act concerning regulation. House Bill 5848, offered by Representative Moffitt, a Bill for an Act concerning health. House Bill 5849, offered by Representative Leitch, a Bill for an Act concerning regulation. House Bill 5850, offered by Representative Ford, a Bill for an Act concerning State government. House Bill 5851, offered by Representative Soto, a Bill for an Act concerning corrections. House Bill

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5852, offered by Representative Arroyo, a Bill for an Act concerning construction. House Bill 5853, offered by Representative Winters, a Bill for an Act concerning regulation. House Bill 5854, offered by Representative Fortner, a Bill for an Act concerning regulation. House Bill 5855, offered by Representative Cole, a Bill for an Act concerning revenue. House Bill 5856, offered by Representative Moffitt, a Bill for an Act concerning State government. House Bill 5857, offered by Representative Moffitt, a Bill for an Act concerning State government."

Clerk Hollman: "Instruction (sic-Introduction) and First Reading of these House Bills. House Bill 5858, offered by Representative Rose, a Bill for an Act concerning State government. House Bill 5859, offered by Representative Rose, a Bill for an Act concerning revenue. House Bill 5860, offered by Representative Rose, a Bill for an Act concerning safety. House Bill 5861, offered by Representative Rose, a Bill for an Act concerning employment. House Bill 5862, offered by Representative Rose, a Bill for an Act concerning public aid. House Bill 5863, offered by Representative Rose, a Bill for an Act concerning transportation. House Bill 5864, offered by Representative Rose, a Bill for an Act concerning civil procedure. House Bill 5865, offered by Representative Rose, a Bill for an Act concerning public employee benefits. House Bill 5866, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5867, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5868, offered by

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Representative Zalewski, a Bill for an Act concerning State government. House Bill 5869, offered by Representative Zalewski, a Bill for an Act concerning State government. House Bill 5870, offered by Representative Zalewski, a Bill for an Act concerning State government. House Bill 5871, offered by Representative Zalewski, a Bill for an Act concerning liquor. House Bill 5872, offered by Representative Zalewski, a Bill for an Act concerning liquor. House Bill 5873, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5874, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5875, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5876, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 5877, offered by Speaker Madigan, a Bill for an Act concerning the judiciary, which may be referred to as the Michael Lefkow and Donna Humphrey Judicial Privacy Improvement Act of 2012. House Bill 5878, offered by Representative Gabel, a Bill for an Act concerning State government. House Bill 5879, offered by Representative Dugan, a Bill for an Act concerning aging. House Bill 5880, offered by Representative Rose, a Bill for an Act concerning regulation. House Bill 5881, offered by Representative Rose, a Bill for an Act concerning business. House Bill 5882, offered by Representative Rose, a Bill for an Act concerning public aid. House Bill 5883, offered by Representative Durkin, a Bill for an Act concerning civil law. House Bill 5884, offered by Representative Rose, a

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Bill for an Act concerning local government. House Bill 5885, offered by Representative Sente, a Bill for an Act concerning liquor. House Bill 5886, offered by Representative Phelps, a Bill for an Act concerning finance. House Bill 5887, offered by Representative Kosel, a Bill for an Act concerning gaming. House Bill 5888, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5889, offered by Representative Reis, a Bill for an Act concerning oil and gas leasing. House Bill 5890, offered by Representative Bost, a Bill for an Act concerning revenue. House Bill 5891, offered by Representative Bost, a Bill for an Act concerning safety. House Bill 5892, offered by Representative Moffitt, a Bill for an Act concerning revenue. House Bill 5893, offered by Representative Kosel, a Bill for an Act concerning State government. House Bill 5894, offered by Representative Cavaletto, a Bill for an Act concerning animals. House Bill 5895, offered by Representative Moffitt, a Bill for an Act concerning State government. House Bill 5896, offered by Representative Eddy, a Bill for an Act concerning motor fuel. House Bill 5897, offered by Representative Morrison, a Bill for an Act concerning civil law. House Bill 5898, offered by Representative Fortner, a Bill for an Act concerning education. House Bill 5899, offered by Representative Fortner, a Bill for an Act concerning local government. House Bill 5900, offered by Representative Fortner, a Bill for an Act concerning local government. House Bill 5901, offered by Representative Eddy, a Bill for an Act

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concerning wildlife. House Bill 5902, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5903, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5904, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5905, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5906, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5907, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5908, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5909, offered by Representative Bellock, a Bill for an Act concerning public aid. House Bill 5910, offered by Representative Bellock, a Bill for an Act concerning civil law. House Bill 5911, offered by Representative Bellock, a Bill for an Act concerning public aid."

Clerk Hollman: "Introduction and First Reading of House Bills continued. House Bill 5912, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 5913, offered by Representative Rose, a Bill for an Act concerning criminal law. House Bill 5914, offered by Representative Rose, a Bill for an Act concerning higher education. House Bill 5915, offered by Representative Watson, a Bill for an Act concerning finance. House Bill 5916, offered by Representative Rose, a Bill for an Act concerning education. House Bill 5917, offered by Representative Sente, a Bill for an Act concerning safety.

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House Bill 5918, offered by Representative Sente, a Bill for an Act concerning veterans. House Bill 5919, offered by Representative Ford, a Bill for an Act concerning courts. House Bill 5920, offered by Representative Ford, a Bill for an Act concerning criminal law. House Bill 5921, offered by Representative Cunningham, a Bill for an Act concerning sex offenders. House Bill 5922, offered by Representative Cunningham, a Bill for an Act concerning civil law. House Bill 5923, offered by Representative Nekritz, a Bill for an Act concerning condominium property. House Bill 5924, offered by Representative Kay, a Bill for an Act concerning transportation. House Bill 5925, offered by Representative Rose, a Bill for an Act concerning safety. House Bill 5926, offered by Speaker Madigan, a Bill for an Act concerning workers' compensation. House Bill 5927, offered by Representative Rose, a Bill for an Act concerning regulation. There being no further business, the House Perfunctory Session will stand adjourned."