



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

30TH LEGISLATIVE DAY

TUESDAY, APRIL 4, 2017

3:41 O'CLOCK P.M.

SENATE
Daily Journal Index
30th Legislative Day

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The Senate met pursuant to adjournment.
Senator Don Harmon, Oak Park, Illinois, presiding.
Prayer by Pastor Tim Kruzan, Jacksonville Assembly of God, Jacksonville, Illinois.
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Thursday, March 30, 2017, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Fiscal Year 2016 Report of IFA Contracts Entered into Pursuant to Exemption, submitted by the Chief Procurement Office.

Abuse and Neglect of Adults with Disabilities FY 16 Annual Report, submitted by the Department of Human Services.

DCFS report on the incidence of alcohol and other drug abuse among families, adults, and children served, submitted by the Department of Children and Family Services.

Illinois Children and Family Services Advisory Council Recommendations, submitted by the Department of Children and Family Services.

FY 2016 Annual Report of the Medical Assistance Program, submitted by the Department of Healthcare and Family Services.

Annual Flex Time Report pursuant to Public Act 87-552, submitted by the Human Rights Commission.

State Services Assurance Act report concerning bilingual employees, submitted by the Illinois Independent Tax Tribunal.

Racial Profiling Prevention and Data Oversight Board Fiscal Year 2016 Activities, submitted by the Department of Transportation.

2017 Annual Flex Time Report, submitted by the Department of Central Management Services.

2016 Annual Report of the Veterans Business Program for Service Disabled Veteran-owned Small Businesses and Veteran-owned Small Businesses, submitted by the Department of Central Management Services.

Annual Flex Time Report pursuant to Public Act 87-552, submitted by the Department of Central Management Services.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 3 to Senate Bill 641
Amendment No. 2 to Senate Bill 695
Amendment No. 1 to Senate Bill 1431
Amendment No. 3 to Senate Bill 1807

[April 4, 2017]

Amendment No. 1 to Senate Bill 2031

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 2 to Senate Bill 1
Amendment No. 3 to Senate Bill 263
Amendment No. 1 to Senate Bill 447
Amendment No. 1 to Senate Bill 646
Amendment No. 1 to Senate Bill 1075
Amendment No. 2 to Senate Bill 1524
Amendment No. 2 to Senate Bill 1532
Amendment No. 1 to Senate Bill 1585
Amendment No. 3 to Senate Bill 1775
Amendment No. 1 to Senate Bill 1829
Amendment No. 1 to Senate Bill 1905

MESSAGE FROM THE GOVERNOR

STATE OF ILLINOIS
OFFICE OF THE GOVERNOR
CAPITOL BUILDING, 207 STATE HOUSE
SPRINGFIELD, ILLINOIS 62706

BRUCE RAUNER
GOVERNOR

March 31, 2017

To the Honorable
Members of the Senate
One-Hundredth General Assembly

Mr. President:

On May 10, 2016 appointment message 990488 nominating Antwan Terpuea as Member of the Children and Family Services Advisory Council was delivered to your Honorable Body. As of the date of this letter, it is my understanding that the Senate has not taken action on this nomination.

Please be advised that, the Appointment Message, for which concurrence in and confirmation of your Honorable Body was sought, is hereby withdrawn, effective at 4:30 PM on Friday, March 31, 2017.

Sincerely,
s/Bruce Rauner
Governor

cc: The Honorable Jesse White, Secretary of State

COMMUNICATION FROM THE MINORITY LEADER

SPRINGFIELD OFFICE:
309G STATE HOUSE
SPRINGFIELD, IL 62706
217/782-9407
FAX: 217/782-7818

DISTRICT OFFICE:
1011 STATE STREET, SUITE 210
LEMONT, ILLINOIS 60439
PHONE: 630/243-0800
FAX: 630/243-0808
CHRISTINE@SENATORRADOGNO.COM

[April 4, 2017]

**ILLINOIS STATE SENATE
CHRISTINE RADOGNO
SENATE REPUBLICAN LEADER · 41ST SENATE DISTRICT**

April 4, 2017

Tim Anderson
Secretary of the Senate
401 State House
Springfield, Illinois 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Chapin Rose to temporarily replace Senator Pamela Althoff on the Senate Executive Appointments Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Executive Appointments Committee.

Sincerely,
s/Christine Radogno
Christine Radogno
Senate Republican Leader

Cc: Senate President John Cullerton
Assistant Secretary of the Senate Scott Kaiser

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 372

Offered by Senator Haine and all Senators:
Mourns the death of Ronald L. Milligan of Edwardsville.

SENATE RESOLUTION NO. 373

Offered by Senator Haine and all Senators:
Mourns the death of Rosemary R. Wuellner, formerly of Brighton.

SENATE RESOLUTION NO. 374

Offered by Senator Collins and all Senators:
Mourns the death of Carolyn A. Rush.

SENATE RESOLUTION NO. 375

Offered by Senator Collins and all Senators:
Mourns the death of Thomas Wallace Caillouet of Chicago.

SENATE RESOLUTION NO. 376

Offered by Senator Murphy and all Senators:
Mourns the death of Tennessee J. Rangel.

SENATE RESOLUTION NO. 378

Offered by Senator Koehler and all Senators:
Mourns the death of Ralph Edward Allison of Peoria.

SENATE RESOLUTION NO. 380

Offered by Senator McConaughay and all Senators:
Mourns the death of Julie Biernacki of Christiansen.

SENATE RESOLUTION NO. 381

Offered by Senator McConaughay and all Senators:

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Mourns the death of Robert Carl “Bob” Bruss of Huntley.

SENATE RESOLUTION NO. 382

Offered by Senator Althoff and all Senators:
Mourns the death of Carl J. Neiss of Johnsbury.

SENATE RESOLUTION NO. 383

Offered by Senator Althoff and all Senators:
Mourns the death of Sara J. Walkington of Woodstock.

SENATE RESOLUTION NO. 384

Offered by Senator Althoff and all Senators:
Mourns the death of John Michael Ferrero, Jr., Crystal Lake.

SENATE RESOLUTION NO. 385

Offered by Senator Althoff and all Senators:
Mourns the death of John Arthur Forbish of Harvard.

SENATE RESOLUTION NO. 386

Offered by Senator Althoff and all Senators:
Mourns the death of Lieutenant General Everett H. “Ev” Pratt, Jr., USAF, Retired, of Prairie Grove.

SENATE RESOLUTION NO. 387

Offered by Senator Althoff and all Senators:
Mourns the death of Jerome F. Hutchison of Harvard.

SENATE RESOLUTION NO. 388

Offered by Senator Althoff and all Senators:
Mourns the death of Anna Marie Alteno of Woodstock.

SENATE RESOLUTION NO. 389

Offered by Senator Althoff and all Senators:
Mourns the death of James Arthur LaGreca of Wonder Lake.

SENATE RESOLUTION NO. 390

Offered by Senator Althoff and all Senators:
Mourns the death of Richard H. “Shorty” Glawe of McHenry.

SENATE RESOLUTION NO. 391

Offered by Senator Althoff and all Senators:
Mourns the death of Rose Mary Weingart of McHenry.

SENATE RESOLUTION NO. 392

Offered by Senator Althoff and all Senators:
Mourns the death of Edith J. Nichols of Crystal Lake.

SENATE RESOLUTION NO. 393

Offered by Senator Althoff and all Senators:
Mourns the death of Bette Jane Ellis of Crystal Lake.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Koehler offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 377

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WHEREAS, The federal farm bill impacts all Illinoisans; agriculture represents a vital part of both rural and urban economies; and

WHEREAS, There is growing consumer demand from Illinois citizens for locally and regionally-produced farm and food products; and

WHEREAS, There is growing farmer and entrepreneur interest in meeting the consumer demand for local and regional farm and food products; and

WHEREAS, Local and regional food economies are a vital source of employment in our communities; and

WHEREAS, Supporting public health and protecting our environment are essential to the viability and livability of our communities and our economy; and

WHEREAS, Communities throughout Illinois face multiple health, social, and environmental issues connected to food, including hunger, malnutrition, increasing incidences of obesity, heart disease, type 2 diabetes, and other chronic diseases; and

WHEREAS, Increased access to healthy food is an important tool for communities to address the multifaceted health, social, and environmental issues connected to food; and

WHEREAS, Access to healthy food is increased when local and regional community-based food production, processing, aggregation, distribution, and retail work together to build markets for healthy food; and

WHEREAS, The policies, programs, and funding included in the 2018 Farm Bill will affect how successful Illinois communities can be in developing local and regional food systems that advance the goals of environmental sustainability, economic development, public health, racial and social justice, and emergency preparedness; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge Congress to adopt a farm bill that supports and promotes the development of local and regional food systems; and be it further

RESOLVED, That suitable copies of this resolution be delivered to President Donald Trump, U.S. Senate Majority Leader Mitch McConnell, U.S. Senate Minority Leader Chuck Schumer, U.S. Speaker of the House Paul Ryan, U.S. House of Representatives Minority Leader Nancy Pelosi, and all members of the Illinois Congressional Delegation.

Senator Hunter offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 379

WHEREAS, In 1996, the World Health Organization held the Forty-Ninth World Health Assembly in Geneva, Switzerland and declared violence a leading public health problem; and

WHEREAS, The World Health Organization developed a typology of violence that identified three categories: self-directed violence (by oneself), interpersonal violence (by another person), and collective violence (by larger groups), which includes hate crimes, terrorist acts, and mob violence committed to advance a particular social agenda; and

WHEREAS, Hate crimes, school shootings, and community shootings have increased at alarming rates over the past eight years; and

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WHEREAS, Hate groups have emerged as one of the greatest threats to public safety; from 2008 to 2012, the number of "patriot groups", including militias, multiplied by more than 800%; and

WHEREAS, Violent extremist threats come from a range of groups and individuals, including domestic terrorists, homegrown violent extremists, as well as international terrorists, lone offenders or small groups who may be radicalized to commit violence at home or attempt to travel overseas to become foreign fighters; and

WHEREAS, Between 1982 and 2011, mass shootings such as Sandy Hook, Columbine, and the Pulse Night Club occurred every 200 days on average, but between 2011 and 2014, they occurred every 64 days; and

WHEREAS, Hate crimes targeting Muslims tripled in 2015, with attacks against Muslim Americans experiencing the biggest surge; there were 257 reports of assaults, attacks on mosques, and other hate crimes against Muslims, a jump of about 67% in 2015; it was the highest total since 2001, when more than 480 attacks occurred in the aftermath of the attacks of September 11, 2001; and

WHEREAS, Attacks against transgender people have also sharply increased; according to FBI data, African Americans were the most frequent victims of hate crimes based on race, while Jews were the most frequent victims based on religion; and

WHEREAS, Fifty-Nine percent of the hate crimes that the F.B.I. recorded were based on the race, ethnicity, or ancestry of the victim; religious bias accounted for about 20% of all attacks; about 18% of attacks were based on sexual orientation; and

WHEREAS, Chicago's homicide and violent crime rates have been rising, and appear resistant to violence prevention efforts; in 2016, 762 people were killed in Chicago - 300 more than 2015, representing the largest one-year increase in any of America's biggest cities in the past 25 years; in January of 2017, Chicago shootings and violence were up 24%; and

WHEREAS, The United States Department of Homeland Security has described violent extremism involving school shootings, mass shootings, terrorist acts, hate crimes, and gang violence, as a serious threat to public safety and has called upon each state to develop a comprehensive prevention strategy for countering violent extremism using a public health approach; and

WHEREAS, There are three levels of public health violence prevention: primary prevention, which aims to prevent violence before it occurs; secondary prevention, which focuses on immediate responses to violence such as pre-hospital care; and emergency services or treatment, and tertiary prevention, that focuses on rehabilitation, reintegration, reducing long-term physical emotional or physical disability relevant to victims or perpetrators of violence; and

WHEREAS, A comprehensive response to violence protects and supports victims of violence, reduces the perpetration of violence, and changes the circumstances and conditions that give rise to violence in the first place; and

WHEREAS, Faith and community-based organizations provide critical leadership, knowledge, and passion when it comes to preventing and intervening in cycles of youth violence around the country; and

WHEREAS, All throughout the country, faith and non-profit organizations have taken on many tasks in order to keep young people safe and increase their positive opportunities; and

WHEREAS, Staff and volunteers from churches, mosques, temples, synagogues, and community-based organizations are actively involved in the lives of both victims and perpetrators of violence; collaborating with medical staff, law enforcement, courts, social service, business, and community activists; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge faith-based organizations and community-based organizations to collaborate and build a multidisciplinary alliance that promotes community resilience and public safety

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through the development of programs and strategies aimed to prevent violence and violent extremism in impoverished, underserved, and at-risk communities by providing media outreach and educational campaigns, after-school programs, mentoring programs, and other activities that replace negative messages, activities, beliefs, and attitudes with positive productive activities, beliefs, and messages, through a transparent and collaborative process with the community that takes full advantage of any available State and federal funding resources.

Senator Bertino-Tarrant offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 28

WHEREAS, The State Board of Education has filed its Report on Waiver of School Code Mandates, dated February 28, 2017, with the Senate, the House of Representatives, and the Secretary of State of Illinois as required by Section 2-3.25g of the School Code; therefore, be it

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

Senator Clayborne offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 29

WHEREAS, The Illinois State Dental Society (ISDS) has a growing concern with how dental care is being provided and monitored by managed care organizations (MCOs) to their two million Medicaid enrollees; and

WHEREAS, The ISDS has recently submitted several FOIA requests to the Department of Healthcare and Family Services (DHFS) which have uncovered large gaps in basic dental care data that MCOs are supposed to be providing; and

WHEREAS, Care coordination under current MCOs may work with ancillary medical programs such as specialty care and behavioral health, where physicians oversee global medical issues, but dental care is quite different; and

WHEREAS, A true care coordination program established by the MCO with their dental administrator would ensure that pregnant women have access to the additional cleanings and periodontal services; a true care coordination program would have the MCO sharing information with the dental administrator on patients that are diabetic, none of which are occurring; and

WHEREAS, Current MCO contracts with DHFS require systematic monitoring and evaluation for ancillary services, including dental services, and for the MCO to provide a written Quality Assurance Plan to DHFS, along with guidelines for their dental services; additionally, the MCO contract with DHFS requires utilization reporting for dental benefits and ongoing evaluation of continuity of care, access, and utilization, including appropriate linkage between medical and dental coordination none of which is taking place; and

WHEREAS, DHFS has adopted 20 HEDIS (Healthcare Effectiveness Data and Information Set) quality measurements to monitor care provided by the MCOs; none of these metrics look at the quality of dental care provided to Medicaid enrollees; and

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WHEREAS, ISDS believes that dental care should not be included under the MCOs, but that dental administrators should be able to directly contract with DHFS; this would allow DHFS to have direct oversight of the programs that provide dental care to the two million Medicaid enrollees in Illinois; and

WHEREAS, There is now a new request for proposal (RFP) that would expand the existing coverage model using medical MCOs for up to 80% of the State's Medicaid population with none of the concerns for dental care being addressed; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we strongly recommend and urge Governor Rauner to instruct the Director of the Department of Healthcare and Family Services, Felicia Norwood, to issue an amendment to the current request for proposal separating out dental care for Medicaid eligible recipients into separate stand-alone dental administrators; and be it further

RESOLVED, That this will provide better dental care, increase utilization, control costs, and decrease tooth and gum decay and the suffering prevalent with this population; and be it further

RESOLVED, That adult preventive services should be included and reimbursed at a reasonable level as a key part of this new dental RFP; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Governor and the Director of Healthcare and Family Services.

INTRODUCTION OF BILLS

SENATE BILL NO. 2184. Introduced by Senator J. Cullerton, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 2185. Introduced by Senator Manar, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

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

SENATE JOINT RESOLUTION NO. 27

Concurred in by the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 155

A bill for AN ACT concerning revenue.

Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

[April 4, 2017]

The foregoing **House Bill No. 155** was taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 2950

A bill for AN ACT concerning education.

HOUSE BILL NO. 2965

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 2993

A bill for AN ACT concerning education.

HOUSE BILL NO. 2995

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3010

A bill for AN ACT concerning local government.

Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2950, 2965, 2993, 2995 and 3010** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3012

A bill for AN ACT concerning education.

HOUSE BILL NO. 3040

A bill for AN ACT concerning military affairs.

HOUSE BILL NO. 3059

A bill for AN ACT concerning education.

HOUSE BILL NO. 3090

A bill for AN ACT concerning animals.

HOUSE BILL NO. 3091

A bill for AN ACT concerning education.

HOUSE BILL NO. 3092

A bill for AN ACT concerning human rights.

Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3012, 3040, 3059, 3090, 3091 and 3092** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3121

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3130

A bill for AN ACT concerning safety.

HOUSE BILL NO. 3139

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A bill for AN ACT concerning education.
HOUSE BILL NO. 3143
A bill for AN ACT concerning finance.
HOUSE BILL NO. 3151
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 3188
A bill for AN ACT concerning State government.
Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3121, 3130, 3139, 3143, 3151 and 3188** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3189
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 3211
A bill for AN ACT concerning public aid.
HOUSE BILL NO. 3212
A bill for AN ACT concerning children.
HOUSE BILL NO. 3213
A bill for AN ACT concerning public aid.
HOUSE BILL NO. 3222
A bill for AN ACT concerning government.
HOUSE BILL NO. 3234
A bill for AN ACT concerning State government.
Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3189, 3211, 3212, 3213, 3222 and 3234** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3240
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 3255
A bill for AN ACT concerning education.
HOUSE BILL NO. 3274
A bill for AN ACT concerning State government.
HOUSE BILL NO. 3282
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 3325
A bill for AN ACT concerning local government.
Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3240, 3255, 3274, 3282 and 3325** were taken up, ordered printed and placed on first reading.

[April 4, 2017]

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3359

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 3394

A bill for AN ACT concerning children.

HOUSE BILL NO. 3469

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 3507

A bill for AN ACT concerning education.

HOUSE BILL NO. 3615

A bill for AN ACT concerning children.

HOUSE BILL NO. 3656

A bill for AN ACT concerning safety.

Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3359, 3394, 3469, 3507, 3615 and 3656** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3784

A bill for AN ACT concerning education.

HOUSE BILL NO. 3914

A bill for AN ACT concerning transportation.

Passed the House, March 30, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3784 and 3914** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2378

A bill for AN ACT concerning education.

Passed the House, March 31, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bill No. 2378** was taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

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HOUSE BILL NO. 732
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 2449
A bill for AN ACT concerning veterans.
HOUSE BILL NO. 3172
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 3248
A bill for AN ACT concerning safety.
HOUSE BILL NO. 3396
A bill for AN ACT concerning local government.
Passed the House, April 4, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 732, 2449, 3172, 3248 and 3396** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mapes, Clerk:

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

HOUSE BILL NO. 3070
A bill for AN ACT concerning public employee benefits.
HOUSE BILL NO. 3869
A bill for AN ACT concerning education.
Passed the House, April 4, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3070 and 3869** were taken up, ordered printed and placed on first reading.

APPOINTMENT MESSAGES

Appointment Message No. 1000158

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Racing Board

Start Date: April 3, 2017

End Date: July 1, 2022

Name: Edgar Ramirez

Residence: 3531 Maple Ave., Berwyn, IL 60402

Annual Compensation: \$12,527 per annum

Per diem: Not Applicable

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Nominee's Senator: Senator Steven M. Landek

Most Recent Holder of Office: Roger Whalen

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000159

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Committee for Agricultural Education

Start Date: April 3, 2017

End Date: March 13, 2020

Name: Rebecca Ropp

Residence: 2936 Ropp Rd., Normal, IL 61761

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Jason A. Barickman

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000160

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Amusement Ride and Attraction Safety Board

Start Date: April 3, 2017

End Date: January 17, 2021

Name: Dan Schwabe

Residence: 22072 W. Pinewood Dr., Antioch, IL 60002

Annual Compensation: Expenses

[April 4, 2017]

Per diem: Not Applicable

Nominee's Senator: Senator Melinda Bush

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000161

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Trustee

Agency or Other Body: Northeastern Illinois University Board of Trustees

Start Date: April 3, 2017

End Date: January 16, 2023

Name: Jonathan Stein

Residence: 634 LaCrosse Ave., Wilmette, IL 60091

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Daniel Biss

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000162

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Elections

Start Date: July 1, 2017

End Date: June 30, 2021

Name: Ian Linnabary

Residence: 2118 Oaklawn Ave., Rockford, IL 61107

Annual Compensation: \$37,571 per annum

[April 4, 2017]

Per diem: Not Applicable

Nominee's Senator: Senator Steve Stadelman

Most Recent Holder of Office: Betty Coffrin

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000163

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Elections

Start Date: July 1, 2017

End Date: June 30, 2021

Name: Katherine O'Brien

Residence: 510 Meadow Rd., Winnetka, IL 60093

Annual Compensation: \$37,571 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Daniel Biss

Most Recent Holder of Office: Ernest Gowen

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000164

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Elections

Start Date: July 1, 2017

End Date: June 30, 2021

Name: Charles Scholz

Residence: 616 Garden Ct., Quincy, IL 62301

[April 4, 2017]

Annual Compensation: \$37,571 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Jil Tracy

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000165

To the Honorable Members of the Senate, One Hundredth General Assembly:

I, Bruce Rauner, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Elections

Start Date: July 1, 2017

End Date: June 30, 2021

Name: Cassandra Watson

Residence: 8529 S. Carpenter St., Chicago, IL 60620

Annual Compensation: \$37,571 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Emil Jones, III

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Under the rules, the foregoing Appointment Messages were referred to the Committee on Executive Appointments.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 155, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 732, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 736, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1791, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

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House Bill No. 2378, sponsored by Senator E. Jones III, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2437, sponsored by Senator McConnaughay, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2452, sponsored by Senator Nybo, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2540, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2556, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2570, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2880, sponsored by Senator Hastings, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2965, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3010, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3012, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3060, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3070, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3091, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3092, sponsored by Senator Harris, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3143, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3151, sponsored by Senator Bush, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3172, sponsored by Senator Tracy, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3211, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3212, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3213, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

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House Bill No. 3222, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3234, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3240, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3248, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3274, sponsored by Senator Schimpf, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3282, sponsored by Senator Nybo, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3396, sponsored by Senator Rezin, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3469, sponsored by Senator Bennett, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3615, sponsored by Senator Weaver, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3869, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

MESSAGES FROM THE GOVERNOR

STATE OF ILLINOIS EXECUTIVE DEPARTMENT SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

2017-01

EXECUTIVE ORDER CONSOLIDATING THE STATE'S HISTORIC PRESERVATION FUNCTIONS AND ESTABLISHING THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM AGENCY

WHEREAS, the State of Illinois is rich with cultural, historical, and natural resources that enhance the quality of life for the citizens of Illinois, and the State of Illinois has an obligation to effectively manage and protect these resources for future generations of Illinoisans; and

WHEREAS, the Historic Preservation Agency manages 56 historic sites and the Department of Natural Resources manages over 300 sites, including parks, trails, fish and wildlife areas, and forests that have natural resources significance; and

WHEREAS, the Department of Natural Resources has the requisite expertise to maintain, promote, and manage sites for the benefit of the people of Illinois; and

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WHEREAS, operating two State agencies that both have the primary purpose of preserving the State’s historic and natural treasures is not an effective use of taxpayer funds; and

WHEREAS, consolidating the historic preservation and site management functions of the Historic Preservation Agency into the Department of Natural Resources will avoid redundancy, reduce bureaucracy, and save taxpayers approximately \$3.2 million per year; and

FURTHERMORE, the State of Illinois is proud to be the home state of Abraham Lincoln, the sixteenth President of the United States of America, whose leadership and efforts to preserve the Union throughout the Civil War are recognized around the world, and the State of Illinois has honored his contributions to the history of the United States of America through the Abraham Lincoln Presidential Library and Museum; and

WHEREAS, the Abraham Lincoln Presidential Library and Museum, a world-class institution that immerses visitors into the life and history of Abraham Lincoln, recognizes the importance of the legacy of Abraham Lincoln to the state and nation’s historical and cultural heritage; and

WHEREAS, the Abraham Lincoln Presidential Library and Museum serves as the leading repository of academic works pertaining to Abraham Lincoln, and is the premier destination for historians who want to conduct research on President Lincoln; and

WHEREAS, operating the Abraham Lincoln Presidential Library and Museum as a subordinate component of the Historic Preservation Agency has stifled the full potential of the Abraham Lincoln Presidential Library and Museum; and

WHEREAS, establishing the Abraham Lincoln Presidential Library and Museum as an independent State agency recognizes the institution’s unique importance to our state and nation and will enable it to create more effective long-term plans, craft stronger partnerships with State and non-State organizations, accomplish internal efficiencies, and identify independent sources of support;

THEREFORE, I, Bruce Rauner, Governor of Illinois, by virtue of the executive authority vested in me by Section 8 and Section 11 of Article V of the Constitution of the State of Illinois, do hereby order as follows:

I. DEFINITIONS

As used in this Executive Order:

“ALPLM Agency” means the Abraham Lincoln Presidential Library and Museum, an agency of the State of Illinois.

“ALPLM Agency Board” means the Board of Trustees of the Abraham Lincoln Presidential Library and Museum.

“ALPLM Division” means the Abraham Lincoln Presidential Library and Museum established pursuant to Section 30 of the Historic Preservation Agency Act (20 ILCS 3405/30).

“Board of HPA” means the Board of Trustees established pursuant to Section 3 of the Historic Preservation Agency Act (20 ILCS 3405/3).

“DNR” means the Illinois Department of Natural Resources.

“DNR Division” means the Division of Historic Preservation of the Department of Natural Resources.

“HPA” means the Illinois Historic Preservation Agency.

II. HISTORIC PRESERVATION AGENCY ABOLISHED

HPA, including the Board of HPA, is hereby abolished as of July 1, 2017, upon the taking effect of the reorganization and transfer of functions set forth in this Executive Order.

III. CREATION OF THE DIVISION OF HISTORIC PRESERVATION

There is hereby created within DNR’s Office of Land Management a new Division of Historic Preservation (the “DNR Division”). All powers, duties, functions, and responsibilities of HPA, except

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those relating to the ALPLM Division (as set forth on Exhibit B to this Executive Order), are transferred to the DNR Division.

The head of the DNR Division shall be known as the Division Manager of Historic Preservation (the "Division Manager"). The DNR Division may employ or retain other persons to assist in the discharge of its functions, subject to the Personnel Code and any applicable DNR policies. The DNR Division shall be subject to all of the general laws applicable to divisions of DNR.

The mission of the DNR Division is to collect, preserve, interpret, and communicate Illinois' rich and diverse history. Essential to that mission is maintaining Illinois' historic sites and providing education to the public through access to Illinois' historic resources. Additionally, the DNR Division shall assist local communities in protecting their historic, architectural, and archaeological sites by coordinating with federal and other State agencies, and by integrating these resources into public planning and the administration of tax incentives.

The DNR Division shall apply for and otherwise seek federal funds and other capital and operational resources for historic preservation for which the DNR Division is eligible and, subject to compliance with applicable laws, regulations, and grant terms, make those funds available for use by the DNR Division. If funds are used by the DNR Division, the DNR Division shall ensure compliance with all applicable laws, regulations, and grant terms.

The DNR Division will have whatever authority is provided to it pursuant to the Intergovernmental Cooperation Act and other applicable law to enter into interagency contracts. To the extent permitted by law, DNR may enter into such contracts to use personnel and other resources of other public agencies to accomplish the DNR Division's mission.

IV. TRANSITION TO DNR DIVISION

Beginning on the effective date of this Executive Order, DNR and HPA shall work cooperatively to prepare for the transfer of functions, employees, property, and funds pursuant to Section V of this Executive Order, and to carry out all other actions required to give effect to such transfers, as of July 1, 2017. HPA shall provide DNR with access to personnel and other resources necessary to accomplish such transition. During the transition period:

1. Under the direction of the Governor, the Director of DNR, in consultation with HPA and labor organizations representing the affected employees, shall identify each position and employee who is engaged in the performance of functions transferred to the DNR Division or engaged in the administration of a law the administration of which is transferred to the DNR Division, to be transferred to the DNR Division pursuant to Section V(1) of this Executive Order. The Director of DNR shall ensure compliance with all applicable provisions of the Personnel Code and collective bargaining agreements, including providing any notices required thereunder within the applicable time periods.
2. Under the direction of the Governor, the Director of DNR, in consultation with HPA, shall identify personnel records, documents, books, correspondence, and other property, both real and personal, affected by the transfer to the DNR Division pursuant to Section V(2) of this Executive Order. Such property may include contracts pertaining to the functions transferred to the DNR Division.
3. Under the direction of the Governor, the Director of the Governor's Office of Management and Budget, in consultation with the respective Directors of DNR and HPA, shall identify the unexpended balances of both Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds, or the relevant portions thereof, to be transferred to DNR pursuant to Section V(3) of this Executive Order.

V. TRANSFER OF FUNCTIONS TO DNR DIVISION

As of July 1, 2017, the authority and responsibility for historic preservation functions shall be transferred from HPA to DNR. These functions derive from the statutes set forth on Exhibit A to this Executive Order. In connection with such transfer, as of July 1, 2017:

1. Each position and employee who is engaged in the performance of functions transferred to the DNR Division, or engaged in the administration of a law the administration of which is transferred to the DNR Division (as identified pursuant to Section IV of this Executive Order), and the employee in each such position, shall be transferred to the DNR Division pursuant to the provisions of any applicable collective bargaining agreement. The status and rights of any such employee, the State, and its agencies under the Personnel Code and applicable collective bargaining rights or under any pension, retirement, or annuity plan shall not be affected by this reorganization.
2. All personnel records, documents, books, correspondence, and other property, both real and personal, affected by the reorganization (as identified pursuant to Section IV of this Executive Order) shall be delivered and transferred to the DNR Division or to the State Archives.
3. The unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds available for use by HPA (as identified pursuant to Section IV of this Executive Order and deemed necessary by the Governor) shall be transferred to DNR and expended for the purposes for which the appropriations or other funds were originally made or given to HPA.
4. Except for the boards established, abolished, or described by Section II or Sections VI through IX of this Executive Order, whenever any previous Executive Order or any statute provides for membership on any board, commission, authority, or other entity by a representative or designee of HPA with responsibility for the functions transferred to the DNR Division, the Director of DNR shall designate the same number of representatives or designees of the DNR Division.

VI. CREATION OF THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM AS A NEW STATE AGENCY

The ALPLM Division is hereby reconstituted as a new principal department of the Executive Branch of State government, directly responsible to the Governor (the "ALPLM Agency"). The ALPLM Agency shall retain the name "Abraham Lincoln Presidential Library and Museum" and shall retain all authority to perform all functions of the ALPLM Division. The functions of the ALPLM Division shall be consolidated into the ALPLM Agency as of July 1, 2017.

The ALPLM Agency shall have control and custody of the Abraham Lincoln Presidential Library and Museum complex, including the Abraham Lincoln Presidential Library and Museum, the Abraham Lincoln Presidential Library and Museum's parking garage, Union Station, and Union Park, each in Springfield, Illinois.

The head officer of the ALPLM Agency shall be known as the Executive Director of the Abraham Lincoln Presidential Library and Museum (the "Executive Director"). The current Library Director (as defined in Section 33 of the Historic Preservation Agency Act (20 ILCS 3405/33)) shall become the inaugural Executive Director of the ALPLM Agency, and shall remain the Executive Director of the ALPLM Agency until the expiration of his then-current term as Library Director. From that time forward, the Executive Director shall be appointed by the ALPLM Agency Board established by this Executive Order, by and with the advice and consent of the Senate, and shall serve at the pleasure of the ALPLM Agency Board for a term of four years. The Executive Director shall be eligible for reappointment for additional four year terms at the discretion of the ALPLM Agency Board. The ALPLM Agency may employ or retain other persons to assist in the discharge of its functions, subject

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to the Personnel Code. The ALPLM Agency shall be subject to all of the general laws applicable to Executive Branch agencies.

The ALPLM Agency shall have whatever authority is provided to it pursuant to the Intergovernmental Cooperation Act and other applicable law to enter into interagency contracts. To the extent permitted by law, the ALPLM Agency may enter into such contracts to use personnel and other resources of other public agencies to accomplish the ALPLM Agency's mission.

VII. TRANSITION TO THE ALPLM AGENCY

Beginning on the effective date of this Executive Order, HPA and the ALPLM Agency shall work cooperatively to prepare for the transfer of functions, employees, property, and funds pursuant to Section VIII of this Executive Order, and to carry out all other actions required to give effect to such transfers, as of July 1, 2017. HPA shall provide the ALPLM Agency with access to personnel and other resources necessary to accomplish such transition. During the transition period:

1. Under the direction of the Governor, the Executive Director of the ALPLM Agency, in consultation with HPA and labor organizations representing the affected employees, shall identify each position and employee who is engaged in the performance of functions transferred to the ALPLM Agency or engaged in the administration of a law the administration of which is transferred to the ALPLM Agency, to be transferred to the ALPLM Agency pursuant to Section VIII(1) of this Executive Order. The Executive Director of the ALPLM Agency shall ensure compliance with all applicable provisions of the Personnel Code and collective bargaining agreements, including providing any notices required thereunder within the applicable time periods.
2. Under the direction of the Governor, the Executive Director of the ALPLM Agency, in consultation with HPA, shall identify personnel records, documents, books, correspondence, and other property, both real and personal, affected by the transfer to the ALPLM Agency pursuant to Section (VIII)(2) of this Executive Order. Such property may include contracts pertaining to the functions transferred to the ALPLM Agency.
3. Under the direction of the Governor, the Director of the Governor's Office of Management and Budget, in consultation with the Executive Director of the ALPLM Agency and the Director of HPA, shall identify the unexpended balances of both Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds, or the relevant portions thereof, to be transferred to the ALPLM Agency pursuant to Section VIII(3) of this Executive Order.

VIII. TRANSFER OF FUNCTIONS TO ALPLM AGENCY

As of July 1, 2017, the authority and responsibility for the ALPLM Division shall be reconstituted and established as the ALPLM Agency. These functions derive from the statute set forth on Exhibit B of this Executive Order. In connection with such transfer, as of July 1, 2017:

1. Each position and employee who is engaged in the performance of functions transferred to the ALPLM Agency or engaged in the administration of a law the administration of which is transferred to the ALPLM Agency (as identified pursuant to Section VII of this Executive Order) shall be transferred to the ALPLM Agency, pursuant to the provisions of any applicable collective bargaining agreement. The status and rights of any such employee, the State, and its agencies under the Personnel Code and applicable collective bargaining rights or under any pension, retirement, or annuity plan shall not be affected by this reorganization.

2. All personnel records, documents, books, correspondence, and other property, both real and personal, affected by the reconstitution and establishment of the ALPLM Agency (as identified pursuant to Section VII of this Executive Order) shall be delivered and transferred to the ALPLM Agency or to the State Archives.
3. The unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds available for use by HPA for the maintenance of the ALPLM Agency (as identified pursuant to Section VII of this Executive Order and deemed necessary by the Governor) shall be transferred to the ALPLM Agency and expended for the purposes for which the appropriations or other funds were originally made or given to HPA.
4. Whenever any provision of any previous Executive Order or any Act provides for membership on any board, commission, authority, or other entity by a representative or designee of the ALPLM Division, the Executive Director of ALPLM Agency shall designate the same number of representatives or designees of the ALPLM Agency.

IX. ESTABLISHMENT OF THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM BOARD OF TRUSTEES

The Abraham Lincoln Presidential Library and Museum Board of Trustees (the "ALPLM Agency Board") is hereby established to set policy and advise the ALPLM Agency and the Executive Director on programs related to the ALPLM Agency. The ALPLM Agency Board shall have the following powers and duties:

1. To set policies and establish programs for implementation in support of the mission and goals of the ALPLM Agency;
2. To create and execute seminars, symposia, or other conferences as may be necessary or advisable to the ALPLM Agency;
3. To report annually to the Governor and the General Assembly on the status of the ALPLM Agency and its programs;
4. To accept, hold, maintain, and administer, as trustee, property given in trust for education or historic purposes for the benefit of the people of the State of Illinois, and dispose of any property under the terms of the instrument creating the trust;
5. To accept, hold, maintain, and administer donated property of historic significance, such as books, papers, records, and personal property of any kind, including electronic and digital property, pursuant to gifting instruments, agreements, or deeds of gift, including but not limited to the King Hostick Public Trust Fund, and enter into such agreements as may be necessary to carry out the ALPLM Agency Board's duties and responsibilities;
6. To lease concessions at the Library and Museum, on the condition that such lease agreement (a) shall be made subject to the written approval of the Governor's Office of Management and Budget, and (b) for all agreements with a term of 10 years or more, contain a provision for the ALPLM Agency to participate, on a percentage basis, in the revenues generated by any such agreement;
7. To cooperate with private organizations and agencies in the State of Illinois by providing areas and use of staff personnel where feasible for the sale of publications on the historic and cultural heritage of the State and craft items made by Illinois craftsmen, including negotiating and approving agreements with the organizations and agencies for a portion of the moneys received

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from the sales to be returned to the ALPLM Agency for the furtherance of interpretative and restoration programs;

8. To accept offers of gifts, gratuities, or grants from the federal government, its agencies, or officers, or from any person, firm, or corporation in compliance with State and federal law;
9. Subject to the provisions of the Illinois Administrative Procedure Act, make reasonable rules as may be necessary to discharge the duties of the ALPLM Agency.
10. To charge and collect admission fees and rental fees for access to and use of the facilities of the ALPLM Agency;
11. To operate a restaurant, café, or other food service facility at the museum or lease the operation of such a facility under reasonable terms and conditions, and provide vending services for food, beverages, or other products deemed necessary and proper, consistent with the purposes of the ALPLM Agency; and
12. To engage in marketing activities designed to promote the ALPLM Agency.

The ALPLM Agency Board shall consist of 11 members appointed by the Governor with the advice and consent of the Senate, subject the following qualifications:

- a) One member with recognized knowledge and ability in matters related to business administration;
- b) One member with recognized knowledge and ability in matters related to the history of Abraham Lincoln;
- c) One member with recognized knowledge and ability in matters related to the history of Illinois;
- d) One member with recognized knowledge and ability in matters related to library and museum studies;
- e) One member with recognized knowledge and ability in matters related to historic preservation;
- f) One member with recognized knowledge and ability in matters related to cultural tourism; and
- g) One member with recognized knowledge and ability in matters related to conservation, digitization, and technological innovation.

The initial terms of office shall be designated by the Governor as follows: one member to serve for a term of one year; two members to serve for respective terms of two years; two members to serve for respective terms of three years; and six members to serve for respective terms of four years. Thereafter, each member shall be appointed for a term of four years. The Governor shall appoint one of the members to serve as Chair of the ALPLM Agency Board, at the pleasure of the Governor. The members of the ALPLM Agency Board shall serve without compensation but shall be entitled to reimbursement for all necessary expenses incurred in the performance of their official duties as members of the ALPLM Agency Board from funds appropriated for that purpose.

To facilitate communication and cooperation between the ALPLM Agency and the Abraham Lincoln Presidential Library Foundation (the "Foundation"), the Foundation CEO shall serve as a non-voting, ex-officio member of the ALPLM Agency Board.

X. STATE HISTORIAN

The position of Illinois State Historian, as set forth in Section 4 of the Historic Preservation Agency Act (20 ILCS 3405/4), is hereby transferred to the ALPLM Agency. The Executive Director, with the

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advice and consent of the ALPLM Agency Board, shall appoint the Illinois State Historian, who shall provide historical expertise, support, and service on civic engagement to educators and not-for-profit educational groups, including historical societies. The Illinois State Historian shall be the State's leading authority on the history of Illinois, and shall have such powers and responsibilities as set forth in Section 4 of the Historic Preservation Agency Act (20 ILCS 3405/4) and Sections 4 and 5.1 of the State Historical Library Act (20 ILCS 3425/4-5.1) transferred to the ALPLM Agency pursuant to this Executive Order.

XI. INCONSISTENT ACTS

From the effective date of this reorganization, and as long as such reorganization remains in effect, the operation of any prior act of the General Assembly inconsistent with this reorganization is suspended to the extent of the inconsistency.

XII. REPORT TO THE GENERAL ASSEMBLY

DNR and the ALPLM Agency shall each provide a report to the General Assembly not later than December 31, 2017 and annually thereafter for three years, that includes an analysis of the effect of the reorganization on State government and the Illinois taxpayers. The report shall also include recommendations for further legislation relating to the implementation of the reorganization. A copy of such report shall be filed with the Speaker, the Minority Leader, and the Clerk of the House of Representatives; the President, the Minority Leader, and the Secretary of the Senate; the Legislative Research Unit; and the State Government Report Distribution Center for the General Assembly.

XIII. SAVINGS CLAUSE

1. The rights, powers, duties, and functions transferred to each of DNR and the ALPLM Agency, respectively, by this Executive Order shall be vested in, and shall be exercised by, DNR and the ALPLM Agency, respectively. Each act done in exercise of such rights, powers, duties, and functions shall have the same legal effect as if done by HPA. Every person shall be subject to the same obligations and duties and to the associated penalties, if any, and shall have the same rights arising from the exercise of these obligations and duties as if exercised subject to HPA or the officers and employees of HPA.
2. This Executive Order shall not affect any act undertaken, ratified or cancelled or any right occurring or established or any action or proceeding commenced in an administrative, civil, or criminal case before this Executive Order takes effect, but these actions or proceedings may be prosecuted and continued by the successor agency in cooperation with another agency, if necessary.
3. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code that are in force on the effective date of this Executive Order, which rules have been duly adopted by HPA. Any rules, regulations, and other agency actions affected by the reorganization shall continue in effect and be transferred together with the transfer of functions. If necessary, however, DNR and the ALPLM Agency, respectively, shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order. These rule modifications shall coincide with, if applicable, the respective transfer of functions to DNR and the ALPLM Agency.
4. Whenever reports or notices are now required to be made or given or paper or documents furnished or served by any person in regard to the functions transferred from HPA to DNR and the ALPLM Agency, respectively, pursuant to this Executive Order, the same shall be made,

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given, furnished, or served in the same manner to or upon DNR or the ALPLM Agency, respectively.

5. This Executive Order does not contravene, and shall not be construed to contravene, any federal law, State statute (except as provided in Section XI), or collective bargaining agreement.

XIV. PRIOR EXECUTIVE ORDERS

This Executive Order supersedes any contrary provision of any other prior Executive Order.

XV. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect. The provisions of this Executive Order are severable.

XVI. FILINGS

This Executive Order shall be filed with the Secretary of State. A copy of this Executive Order shall be delivered to the Secretary of the Senate and to the Clerk of the House of Representatives and, for the purpose of preparing a revisory bill, to the Legislative Reference Bureau.

XVII. EFFECTIVE DATE

Provided that neither house of the General Assembly disapproves of this Executive Order by the record vote of a majority of the members elected, this Executive Order shall take effect 60 days after its delivery to the General Assembly.

Issued by Governor: s/Bruce Rauner
 Filed with Secretary of State: March 31, 2017 Bruce Rauner, Governor
31, 2017

EXHIBIT A
 TO EXECUTIVE ORDER 2017-01

Statutes from which the Historic Preservation Functions Derive:
20 ILCS 3405/1-3, 5-16, 18-29, and 34-35
20 ILCS 3410/1 et seq.
20 ILCS 3415/0.01 et seq.
20 ILCS 3420/1 et seq.
20 ILCS 3430/0.01 et seq.
20 ILCS 3435/0.01 et seq.
20 ILCS 3440/0.01 et seq.

EXHIBIT B
 TO EXECUTIVE ORDER 2017-01

Statutes from which Abraham Lincoln Presidential Library & Museum Functions Derive:
20 ILCS 3405/4 (The position and functions of the Illinois State Historian, as described in the last two sentences of Section 4 of 20 ILCS 3405)
20 ILCS 3405/17
20 ILCS 3405/30-33
20 ILCS 3425/0.01 et seq.

**STATE OF ILLINOIS
EXECUTIVE DEPARTMENT
SPRINGFIELD, ILLINOIS**

EXECUTIVE ORDER

2017-02

**EXECUTIVE ORDER STRENGTHENING THE STATE'S
INVESTIGATION, ADJUDICATION, AND ENFORCEMENT
OF ANTI-DISCRIMINATION AND EQUAL OPPORTUNITY LAWS**

WHEREAS, agencies of the State of Illinois make decisions that significantly impact the lives and livelihoods of Illinois residents and businesses, and some of the most direct and personal impacts are made when State agencies determine whether unlawful discrimination has occurred with regard to housing, employment, financial credit, public accommodation, and sexual harassment in higher education; and

WHEREAS, the Illinois Constitution affords due process to people and businesses of our State and also provides a complete and expedited investigation, adjudication, and ultimate enforcement of orders against these forms of discrimination; and

WHEREAS, under the direction of Governor James R. Thompson and his Cost Control Task Force, Illinois consolidated the patchwork of agencies that administer the laws and administrative process of investigating and adjudicating Illinois civil rights law; and

WHEREAS, as part of this consolidation effort, the Governor and the General Assembly worked to pass the Illinois Human Rights Act in 1979 (the "Act");

WHEREAS, the Act created the Department of Human Rights ("DHR") to receive, investigate, and conciliate charges of unlawful discrimination and to undertake affirmative action and public education activities to prevent discrimination; and

WHEREAS, the Act further established the Human Rights Commission ("HRC"), a body with the function of hearing and adjudicating discrimination cases; and

WHEREAS, the decentralized approach whereby one agency investigates charges of discrimination and a separate agency adjudicates the charges of discrimination has resulted in an antiquated, inefficient, and unresponsive process for obtaining reasonably prompt resolution for Illinois taxpayers and businesses alike; and

[April 4, 2017]

WHEREAS, these two State agencies now bear dual responsibility for creating applicable rules and regulations as well as maintaining separate internal policies, processes, and filing and case management systems; and

WHEREAS, although a single statute governs these two State agencies, HRC and DHR often have different, conflicting, and inconsistent rules of administrative procedure, which confuse parties, impede transparency, and create backlog and delay; and

WHEREAS, under our current outdated and unproductive structure, people and businesses wait at least four years, on average, after filing a charge of discrimination for DHR to investigate and HRC to issue its final decision on the case; and

WHEREAS, HRC currently has over 1,000 backlogged cases pending two years or more without a decision, and some parties wait as long as three years for a resolution to their case; and

WHEREAS, these delays are unacceptable and unfair to aggrieved parties and businesses and to the general public; and

WHEREAS, individuals and groups most harmed by delay are impoverished and minority parties and small businesses without the resources to obtain counsel and pay expensive legal fees to appear in Illinois courts; and

WHEREAS, these delays are in direct contradiction to the goal of providing efficient and effective processes to administer the State's civil rights laws; and

WHEREAS, the consolidation of these two State agencies will have real, tangible benefits for Illinois citizens and businesses that rely on these two State agencies, as well as for taxpayers; and

WHEREAS, the consolidation of these two State agencies will produce considerable cost-savings to the State, with an estimated savings of approximately \$500,000 in the first year of consolidation alone; and

WHEREAS, the consolidation of these two State agencies will produce faster investigative and adjudicative processes because they will be able to share resources effectively and cut bureaucratic red tape; and

WHEREAS, consolidation will not compromise the independence of the appellate process, because HRC will continue to review cases and discharge its adjudicatory functions pursuant to the Administrative Procedures Act; and

WHEREAS, many states, including Indiana, Michigan, Ohio, and Minnesota, and many local governments, including the City of Chicago, conduct civil rights proceedings through a single consolidated governmental body that houses both investigative and adjudicative functions;

THEREFORE, I, Bruce Rauner, Governor of Illinois, by virtue of the executive authority vested in me by Section 8 and Section 11 of Article V of the Constitution of the State of Illinois, do hereby order as follows:

XVIII. CONSOLIDATION OF HRC INTO DHR

HRC is hereby consolidated into DHR as of July 1, 2017.

XIX. TRANSITION

Beginning on the effective date of this Executive Order, DHR and HRC shall work cooperatively to prepare for the transfer of functions, commissioners, employees, property, and funds pursuant to

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Section III of this Executive Order, and to carry out all other actions required to give effect to such transfers, as of July 1, 2017. HRC shall provide DHR with access to personnel and other resources necessary to accomplish such transition. During the transition period:

4. Under the direction of the Governor, the Director of DHR, in consultation with HRC and labor organizations representing the affected employees and commissioners, shall identify each position, employee and commissioner who is engaged in the performance of functions transferred to DHR or engaged in the administration of a law the administration of which is transferred to DHR, to be transferred to DHR pursuant to Section III(1) of this Executive Order. The Director of DHR shall ensure compliance with all applicable provisions of the Personnel Code and collective bargaining agreements, including providing any notices required thereunder within the applicable time periods.
5. Under the direction of the Governor, the Director of DHR, in consultation with HRC, shall identify personnel records, documents, books, correspondence, and other property, both real and personal, affected by the transfer to DHR pursuant to Section III(2) of this Executive Order. Such property may include contracts pertaining to the functions transferred to DHR.
6. Under the direction of the Governor, the Director of the Governor's Office of Management and Budget, in consultation with the respective Director of DHR and the Executive Director of HRC, shall identify the unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds, or the relevant portions thereof, to be transferred to DHR pursuant to Section III(3) of this Executive Order.

XX. TRANSFER OF FUNCTIONS

As of July 1, 2017, the authority and responsibility for the investigation, adjudication, and enforcement of anti-discrimination laws and equal opportunity and affirmative action compliance in the State of Illinois shall be consolidated into DHR. All such functions that currently reside in or are carried out by HRC shall be transferred to DHR. These functions derive from 775 ILCS 5/1-101, *et seq.* In connection with such transfer, as of July 1, 2017:

5. Each position, employee, and commissioner who is engaged in the performance of functions transferred to DHR, or engaged in the administration of a law the administration of which is transferred to DHR (as identified pursuant to Section II of this Executive Order), and the employee or commissioner in each such position, shall be transferred to DHR pursuant to the provisions of any applicable collective bargaining agreement. The status and rights of any such employee or commissioner, the State, and its agencies under the Personnel Code and applicable collective bargaining rights or under any pension, retirement, or annuity plan shall not be affected by this reorganization. For the avoidance of doubt, the 13 commissioner positions created by Article 8 of the Act shall be transferred to DHR, and nothing in this Executive Order shall affect the service or term of such commissioners. For the avoidance of doubt, commissioners shall continue to be appointed pursuant to Article 8 of the Act.
6. All personnel records, documents, books, correspondence, and other property, both real and personal, affected by the reorganization (as identified pursuant to Section II of this Executive Order) shall be delivered and transferred to DHR or to the State Archives.
7. The unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds available for use by HRC (as identified pursuant to Section II of this Executive Order and deemed necessary by the Governor) shall be transferred to DHR and expended for the purposes for which the appropriations or other funds were originally made or given to HRC.

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8. Whenever any previous Executive Order or any statute provides for membership on any board, commission, authority, or other entity by a representative or designee of HRC with responsibility for the functions transferred to DHR, the Director of DHR shall designate the same number of representatives or designees of DHR.
9. Any proceeding or action pending at the time of the transfer before, or in process by, HRC, shall continue after the date of the transfer, and shall be adjudicated by the commission transferred to DHR pursuant to this Executive Order. The rights of all parties in any such proceeding or action shall not be affected by the transfer.

XXI. INCONSISTENT ACTS

From the effective date of this reorganization, and as long as such reorganization remains in effect, the operation of any prior act of the General Assembly inconsistent with this reorganization is suspended to the extent of the inconsistency.

XXII. REPORT TO THE GENERAL ASSEMBLY

DHR shall provide a report to the General Assembly not later than December 31, 2017 and annually thereafter for three years, that includes an analysis of the effect of the reorganization on State government and the Illinois taxpayers. The report shall also include recommendations for further legislation relating to the implementation of the reorganization. A copy of such report shall be filed with the Speaker, the Minority Leader, and the Clerk of the House of Representatives; the President, the Minority Leader, and the Secretary of the Senate; the Legislative Research Unit; and the State Government Report Distribution Center for the General Assembly.

XXIII. SAVINGS CLAUSE

6. The rights, powers, duties, and functions transferred to DHR by this Executive Order shall be vested in, and shall be exercised by, DHR. Each act done in exercise of such rights, powers, duties, and functions shall have the same legal effect as if done by HRC. Every person shall be subject to the same obligations and duties and to the associated penalties, if any, and shall have the same rights arising from the exercise of these obligations and duties as if exercised subject to HRC or the officers and employees of HRC.
7. This Executive Order shall not affect any act undertaken, ratified, or cancelled or any right occurring or established or any action or proceeding commenced in an administrative, civil, or criminal case before this Executive Order takes effect (including, for the avoidance of doubt, any administrative case adjudicated by HRC), but these actions or proceedings may be prosecuted and continued by the successor agency in cooperation with another agency, if necessary.
8. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code that are in force on the effective date of this Executive Order, which rules have been duly adopted by HRC. Any rules, regulations, and other agency actions affected by the reorganization shall continue in effect and be transferred together with the transfer of functions. If necessary, however, DHR shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order. These rule modifications shall coincide with, if applicable, the transfer of functions to DHR.
9. Whenever reports or notices are now required to be made or given or paper or documents furnished or served by any person in regard to the functions transferred from HRC to DHR

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pursuant to this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon DHR.

10. This Executive Order does not contravene, and shall not be construed to contravene, any federal law, State statute (except as provided in Section IV), or collective bargaining agreement.

XXIV. PRIOR EXECUTIVE ORDERS

This Executive Order supersedes any contrary provision of any other prior Executive Order.

XXV. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect. The provisions of this Executive Order are severable.

XXVI. FILINGS

This Executive Order shall be filed with the Secretary of State. A copy of this Executive Order shall be delivered to the Secretary of the Senate and to the Clerk of the House of Representatives and, for the purpose of preparing a revisory bill, to the Legislative Reference Bureau.

XXVII. EFFECTIVE DATE

Provided that neither house of the General Assembly disapproves of this Executive Order by the record vote of a majority of the members elected, this Executive Order shall take effect 60 days after its delivery to the General Assembly.

Issued	by	Governor:	March	<u>s/Bruce Rauner</u>
Filed with Secretary of State:	March 31, 2017			Bruce Rauner, Governor
				31, 2017

**STATE OF ILLINOIS
EXECUTIVE DEPARTMENT
SPRINGFIELD, ILLINOIS**

EXECUTIVE ORDER

2017-03

**EXECUTIVE ORDER TRANSFERRING CERTAIN FUNCTIONS FROM
THE DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY
TO THE DEPARTMENT OF NATURAL RESOURCES
AND THE ENVIRONMENTAL PROTECTION AGENCY**

WHEREAS, the mission of the Illinois Department of Commerce and Economic Opportunity (“DCEO”) is to provide economic opportunities for businesses, entrepreneurs, and residents in order to improve the quality of life for all Illinoisans;

WHEREAS, the Office of Energy and Recycling (the “Energy and Recycling Office”) and the Office of Coal Development (the “Coal Office”, and collectively with the Energy and Recycling Office, the “Offices”) are two departments housed within DCEO; and

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WHEREAS, the programs administered by the Energy and Recycling Office aim to reduce energy consumption and to promote clean and renewable energy; and

WHEREAS, the Coal Office is responsible for promoting and marketing Illinois coal domestically and internationally; and

WHEREAS, the Illinois Environmental Protection Agency (“EPA”) is responsible for safeguarding environmental quality, consistent with the social and economic needs of the State, so as to protect health, welfare, property, and the quality of life for all Illinoisans and safeguarding the State’s natural resources from pollution to provide a healthy environment for its citizens; and

WHEREAS, the Illinois Department of Natural Resources (“DNR”) is responsible for managing, conserving, and protecting Illinois’ natural, recreational and cultural resources, furthering the public’s understanding and appreciation of those resources, and promoting the education, scientific understanding, and public safety of Illinois’ natural resources for present and future generations; and

WHEREAS, the respective purposes, missions, and activities of the Offices will be better realized if the functions of each Office are housed in State agencies whose purpose, mission, and activities complement those of each respective Office; and

WHEREAS, the promotion and marketing of coal, a natural resource, would complement and enhance DNR’s mission to manage, conserve, and protect Illinois’ natural resources; and

WHEREAS, programs aimed to reduce energy consumption and to promote clean and renewable energy would complement and enhance EPA’s mission to safeguard environmental quality and reduce pollution throughout Illinois; and

WHEREAS, transferring the functions of the Energy and Recycling Office to EPA and transferring the functions of the Coal Office to DNR will eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state-of-the-art technology, and realize overall cost savings;

THEREFORE, I, Bruce Rauner, Governor of Illinois, by virtue of the executive authority vested in me by Section 8 and Section 11 of Article V of the Constitution of the State of Illinois, do hereby order as follows:

XXVIII. TRANSFERRING FUNCTIONS OF ENERGY AND RECYCLING OFFICE TO EPA

The functions, employees, property, and funds of the Energy and Recycling Office, as set forth in Section III of this Executive Order, are hereby transferred from DCEO to EPA as of July 1, 2017.

XXIX. TRANSITION TO EPA

Beginning on the effective date of this Executive Order, DCEO and EPA shall work cooperatively to prepare for the transfer of functions, employees, property, and funds pursuant to Section III of this Executive Order, and to carry out all other actions required to give effect to such transfers, as of July 1, 2017. DCEO shall provide EPA with access to personnel and other resources necessary to accomplish such transition. During the transition period:

7. Under the direction of the Governor, the Director of EPA, in consultation with DCEO and labor organizations representing the affected employees, shall identify each position and employee who is engaged in the performance of functions transferred to EPA or engaged in the administration of a law the administration of which is transferred to EPA, to be transferred to EPA pursuant to Section III(1) of this Executive Order. The Director of EPA shall ensure compliance with all applicable provisions of the Personnel Code and collective bargaining agreements, including providing any notices required thereunder within the applicable time periods.

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8. Under the direction of the Governor, the Director of EPA, in consultation with DCEO, shall identify personnel records, documents, books, correspondence, and other property, both real and personal, affected by the transfer to EPA pursuant to Section III(2) of this Executive Order. Such property may include contracts pertaining to the functions transferred to EPA.
9. Under the direction of the Governor, the Director of the Governor's Office of Management and Budget, in consultation with the respective Directors of EPA and DCEO, shall identify the unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds, or the relevant portions thereof, to be transferred to EPA pursuant to Section III(3) of this Executive Order.

XXX. TRANSFER OF FUNCTIONS TO EPA

As of July 1, 2017, the functions, duties, rights, and responsibilities related to the Energy and Recycling Office shall be transferred from DCEO to EPA. These functions derive from the statutes set forth on Exhibit A to this Executive Order. In connection with such transfer, as of July 1, 2017:

10. Each position and employee who is engaged in the performance of functions transferred to EPA, or engaged in the administration of a law the administration of which is transferred to EPA (as identified pursuant to Section II(1) of this Executive Order), and the employee in each such position, shall be transferred to EPA pursuant to the provisions of any applicable collective bargaining agreement. The status and rights of any transferred employee, the State, and its agencies under the Personnel Code and applicable collective bargaining rights or under any pension, retirement, or annuity plan shall not be affected by this reorganization.
11. All personnel records, documents, books, correspondence, and other property, both real and personal, affected by the reorganization (as identified pursuant to Section II(2) of this Executive Order) shall be delivered and transferred to EPA or to the State Archives.
12. The unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds available for use by DCEO in connection with the functions transferred to EPA or the relevant portions thereof (as identified pursuant to Section II(3) of this Executive Order and deemed necessary by the Governor) shall be transferred to EPA and expended for the purposes for which the appropriations or other funds were originally made or given to DCEO.
13. With respect to DCEO, this reorganization shall not affect (i) the composition of any multi-member board, commission, or authority, (ii) the manner in which any official of the agency is appointed, (iii) whether the nomination or appointment of any official of the agency is subject to the advice and consent of the Senate, (iv) any eligibility or qualification requirements pertaining to service as an official of the agency, or (v) the service or term of any incumbent official serving as of the effective date of this Executive Order.
14. Whenever any previous Executive Order or any statute provides for membership on any board, commission, authority, or other entity by a representative or designee of DCEO with responsibility for the functions transferred to EPA, the Director of EPA shall designate the same number of representatives or designees of EPA.

XXXI. TRANSFERRING FUNCTIONS OF COAL OFFICE TO DNR

The functions, employees, property, and funds of the Coal Office, as set forth in Section VI of this Executive Order, are hereby transferred from DCEO to DNR as of July 1, 2017.

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XXXII. TRANSITION TO DNR

Beginning on the effective date of this Executive Order, DCEO and DNR shall work cooperatively to prepare for the transfer of functions, employees, property, and funds pursuant to Section VI of this Executive Order, and to carry out all other actions required to give effect to such transfers, as of July 1, 2017. DCEO shall provide DNR with access to personnel and other resources necessary to accomplish such transition. During the transition period:

1. Under the direction of the Governor, the Director of DNR, in consultation with DCEO and labor organizations representing the affected employees, shall identify each position and employee who is engaged in the performance of functions transferred to DNR or engaged in the administration of a law the administration of which is transferred to DNR, to be transferred to DNR pursuant to Section VI(1) of this Executive Order. The Director of DNR shall ensure compliance with all applicable provisions of the Personnel Code and collective bargaining agreements, including providing any notices required thereunder within the applicable time periods.
2. Under the direction of the Governor, the Director of DNR, in consultation with DCEO, shall identify personnel records, documents, books, correspondence, and other property, both real and personal, affected by the transfer to DNR pursuant to Section VI(2) of this Executive Order. Such property may include contracts pertaining to the functions transferred to DNR.
3. Under the direction of the Governor, the Director of the Governor's Office of Management and Budget, in consultation with the respective Directors of DNR and DCEO, shall identify the unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds, or the relevant portions thereof, to be transferred to DNR pursuant to Section VI(3) of this Executive Order.

XXXIII. TRANSFER OF FUNCTIONS TO DNR

As of July 1, 2017, the functions, duties, rights, and responsibilities related to the Coal Office shall be transferred from DCEO to DNR. These functions derive from the statutes set forth on Exhibit B to this Executive Order. In connection with such transfer, as of July 1, 2017:

1. Each position and employee who is engaged in the performance of functions transferred to DNR, or engaged in the administration of a law the administration of which is transferred to DNR (as identified pursuant to Section V of this Executive Order), and the employee in each such position, shall be transferred to DNR pursuant to the provisions of any applicable collective bargaining agreement. The status and rights of any transferred employee, the State, and its agencies under the Personnel Code and applicable collective bargaining rights or under any pension, retirement, or annuity plan shall not be affected by this reorganization.
2. All personnel records, documents, books, correspondence, and other property, both real and personal, affected by the reorganization (as identified pursuant to Section V of this Executive Order) shall be delivered and transferred to DNR or to the State Archives.
3. The unexpended balances of Fiscal Year 2017 and Fiscal Year 2018 appropriations and other funds available for use by DCEO in connection with the functions transferred to DNR or the relevant portions thereof (as identified pursuant to Section V of this Executive Order and deemed necessary by the Governor) shall be transferred to DNR and expended for the purposes for which the appropriations or other funds were originally made or given to DCEO.
4. With respect to DCEO, this reorganization shall not affect (i) the composition of any multi-member board, commission, or authority, (ii) the manner in which any official of the agency is

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appointed, (iii) whether the nomination or appointment of any official of the agency is subject to the advice and consent of the Senate, (iv) any eligibility or qualification requirements pertaining to service as an official of the agency, or (v) the service or term of any incumbent official serving as of the effective date of this Executive Order.

5. Whenever any previous Executive Order or any statute provides for membership on any board, commission, authority, or other entity by a representative or designee of DCEO with responsibility for the functions transferred to DNR, the Director of DNR shall designate the same number of representatives or designees of DNR.

XXXIV. EEPS PROGRAM RETAINED IN DCEO

The Energy and Recycling Office is currently responsible for administering a portfolio of electric and natural gas efficiency programs that includes incentives and services for public sector equipment upgrades, low income housing improvements, and market transformation technical assistance and education programs pursuant to 220 ILCS 5/8-103 and 220 ILCS 8/104(a)-(l), (n) (the “EEPS Program”). DCEO will continue to perform all actions necessary to fulfill remaining obligations under the EEPS Program.

XXXV. ABOLISHMENT OF DCEO OFFICES

After the transfer, the Offices within DCEO (the “Legacy Offices”) shall no longer retain any functions set forth in Exhibits A and B, because all such functions shall be transferred pursuant to this Executive Order. Therefore, the Director of DCEO shall abolish the Legacy Offices as soon as practicable after July 1, 2017.

XXXVI. INCONSISTENT ACTS

From the effective date of this reorganization, and as long as such reorganization remains in effect, the operation of any prior act of the General Assembly inconsistent with this reorganization is suspended to the extent of the inconsistency.

XXXVII. REPORT TO THE GENERAL ASSEMBLY

Each of EPA and DNR shall provide a report to the General Assembly not later than December 31, 2017 and annually thereafter for three years, that includes an analysis of the effect of the reorganization related to their agency on State government and the Illinois taxpayers. The report shall also include recommendations for further legislation relating to the implementation of the reorganization. A copy of such report shall be filed with the Speaker, the Minority Leader, and the Clerk of the House of Representatives; the President, the Minority Leader, and the Secretary of the Senate; the Legislative Research Unit; and the State Government Report Distribution Center for the General Assembly.

XXXVIII. SAVINGS CLAUSE

11. The rights, powers, duties, and functions transferred to each of EPA and DNR, respectively, by this Executive Order shall be vested in, and shall be exercised by, EPA and DNR, respectively. Each act done in exercise of such rights, powers, duties, and functions shall have the same legal effect as if done by DCEO. Every person shall be subject to the same obligations and duties and

[April 4, 2017]

to the associated penalties, if any, and shall have the same rights arising from the exercise of these obligations and duties as if exercised subject to DCEO or the officers and employees of DCEO.

12. This Executive Order shall not affect any act undertaken, ratified, or cancelled or any right occurring or established or any action or proceeding commenced in an administrative, civil, or criminal case before this Executive Order takes effect, but these actions or proceedings may be prosecuted and continued by the successor agency in cooperation with another agency, if necessary.
13. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code that are in force on the effective date of this Executive Order, which rules have been duly adopted by DCEO. Any rules, regulations, and other agency actions affected by the reorganization shall continue in effect and be transferred together with the transfer of functions. If necessary, however, each of EPA and DNR shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order. These rule modifications shall coincide with, if applicable, the respective transfer of functions to EPA and DNR.
14. Whenever reports or notices are now required to be made or given or paper or documents furnished or served by any person in regard to the functions transferred from DCEO to EPA and DNR, respectively, pursuant to this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon EPA and DNR, respectively.
15. This Executive Order does not contravene, and shall not be construed to contravene, any federal law, State statute (except as provided in Section IX), or collective bargaining agreement.

XXXIX. PRIOR EXECUTIVE ORDERS

This Executive Order supersedes any contrary provision of any other prior Executive Order.

XL. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect. The provisions of this Executive Order are severable.

XLI. FILINGS

This Executive Order shall be filed with the Secretary of State. A copy of this Executive Order shall be delivered to the Secretary of the Senate and to the Clerk of the House of Representatives and, for the purpose of preparing a revisory bill, to the Legislative Reference Bureau.

XLII. EFFECTIVE DATE

Provided that neither house of the General Assembly disapproves of this Executive Order by the record vote of a majority of the members elected, this Executive Order shall take effect 60 days after its delivery to the General Assembly.

s/Bruce Rauner
Bruce Rauner, Governor

Issued by Governor: March 31, 2017
Filed with Secretary of State: March 31, 2017

EXHIBIT A
TO EXECUTIVE ORDER 2017-03

[April 4, 2017]

Statutes from which Energy and Recycling Office Functions Derive:
20 ILCS 605/605-347
20 ILCS 627/1 et. seq.
20 ILCS 687/6-1 et. seq.
20 ILCS 689/1 et. seq.
20 ILCS 896/20
20 ILCS 1115/4 - § 5
20 ILCS 3125/1 et seq.
20 ILCS 3954/15 - § 20
30 ILCS 105/8.14
30 ILCS 710/2-1 - § 2-4
30 ILCS 725/1 et. seq.
105 ILCS 5/10-20.19(c), § 34-18.15
220 ILCS 5/8-104(m)
220 ILCS 5/16-111.1
410 ILCS 46/40
415 ILCS 5/6.1, §21.6(d), §22.15, §22.16b, §22.23, §55, §55.3, §55.6, §55.7, §58.14a, §58.15(B)
415 ILCS 15/7, §8, §8.5
415 ILCS 20/1 et seq.
415 ILCS 80/1 et. seq.
415 ILCS 110/2001 et. seq.
415 ILCS 120/15, § 25, § 31, § 32
415 ILCS 130/20(b)
415 ILCS 155/10

815 ILCS 355/1 et. seq.

815 ILCS 440/1 et. seq.

**EXHIBIT B
TO EXECUTIVE ORDER 2017-03**

Statutes from which Coal Office Functions Derive:

20 ILCS 1105/1 et. seq.

20 ILCS 1108/1 et. seq.

20 ILCS 1110/1 et. seq.

Under the rules, the foregoing executive orders were referred to the Committee Assignments.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 1 to Senate Bill 58
 Amendment No. 2 to Senate Bill 418
 Amendment No. 4 to Senate Bill 641
 Amendment No. 2 to Senate Bill 889

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 3 to Senate Bill 1
 Amendment No. 2 to Senate Bill 31
 Amendment No. 1 to Senate Bill 265
 Amendment No. 1 to Senate Bill 266
 Amendment No. 1 to Senate Bill 568
 Amendment No. 4 to Senate Bill 589
 Amendment No. 1 to Senate Bill 885
 Amendment No. 2 to Senate Bill 888
 Amendment No. 2 to Senate Bill 923
 Amendment No. 1 to Senate Bill 928
 Amendment No. 1 to Senate Bill 986
 Amendment No. 1 to Senate Bill 1064
 Amendment No. 1 to Senate Bill 1065
 Amendment No. 4 to Senate Bill 1261
 Amendment No. 1 to Senate Bill 1286
 Amendment No. 1 to Senate Bill 1290
 Amendment No. 1 to Senate Bill 1606
 Amendment No. 3 to Senate Bill 1688
 Amendment No. 1 to Senate Bill 1694
 Amendment No. 2 to Senate Bill 1730
 Amendment No. 1 to Senate Bill 1842

At the hour of 3:56 o'clock p.m., the Chair announced that the Senate stand at ease.
 Senator Link, presiding.

[April 4, 2017]

AT EASE

At the hour of 4:08 o'clock p.m., the Senate resumed consideration of business.
Senator Harmon, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 4, 2017 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture: Committee Amendment No. 2 to Senate Bill 641; Committee Amendment No. 3 to Senate Bill 641.

Criminal Law: Committee Amendment No. 1 to Senate Bill 58; Committee Amendment No. 2 to Senate Bill 1614; Committee Amendment No. 1 to Senate Bill 1715.

Education: Floor Amendment No. 2 to Senate Bill 1; Floor Amendment No. 3 to Senate Bill 1; Floor Amendment No. 1 to Senate Bill 447; Committee Amendment No. 2 to Senate Bill 1223; Floor Amendment No. 1 to Senate Bill 1290; Floor Amendment No. 1 to Senate Bill 1486; Floor Amendment No. 2 to Senate Bill 1532; Floor Amendment No. 1 to Senate Bill 1829.

Environment and Conservation: Floor Amendment No. 3 to Senate Bill 1775.

Executive: Floor Amendment No. 2 to Senate Bill 31; Floor Amendment No. 1 to Senate Bill 1075; Floor Amendment No. 2 to Senate Bill 1424; Floor Amendment No. 3 to Senate Bill 1424; Floor Amendment No. 1 to Senate Bill 1933.

Human Services: Floor Amendment No. 1 to Senate Bill 646.

Insurance: Floor Amendment No. 1 to Senate Bill 314.

Judiciary: Committee Amendment No. 3 to Senate Bill 758; Committee Amendment No. 1 to Senate Bill 889; Committee Amendment No. 2 to Senate Bill 889; Floor Amendment No. 1 to Senate Bill 928; Floor Amendment No. 1 to Senate Bill 1177; Floor Amendment No. 3 to Senate Bill 1261; Floor Amendment No. 4 to Senate Bill 1261; Floor Amendment No. 3 to Senate Bill 1502; Floor Amendment No. 1 to Senate Bill 1516; Floor Amendment No. 2 to Senate Bill 1524; Floor Amendment No. 2 to Senate Bill 1667.

Labor: Floor Amendment No. 1 to Senate Bill 1347; Floor Amendment No. 1 to Senate Bill 1856; Floor Amendment No. 1 to Senate Bill 1905.

Licensed Activities and Pensions: Floor Amendment No. 1 to Senate Bill 363; Floor Amendment No. 1 to Senate Bill 419; Floor Amendment No. 1 to Senate Bill 512; Floor Amendment No. 1 to Senate Bill 768; Floor Amendment No. 1 to Senate Bill 1585; Floor Amendment No. 2 to Senate Bill 1754; Floor Amendment No. 2 to Senate Bill 1790.

Local Government: Committee Amendment No. 2 to Senate Bill 418; Committee Amendment No. 2 to Senate Bill 695; Committee Amendment No. 2 to Senate Bill 1807; Committee Amendment No. 3 to Senate Bill 1807.

Public Health: Floor Amendment No. 1 to Senate Bill 987; Committee Amendment No. 1 to Senate Bill 2031.

Revenue: Floor Amendment No. 1 to Senate Bill 1072; Floor Amendment No. 1 to Senate Bill 1193.

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State Government: **Floor Amendment No. 2 to Senate Bill 263; Floor Amendment No. 3 to Senate Bill 263; Floor Amendment No. 3 to Senate Bill 676; Floor Amendment No. 1 to Senate Bill 984; Floor Amendment No. 2 to Senate Bill 1527; Floor Amendment No. 2 to Senate Bill 1936.**

Telecommunications and Information Technology: **Floor Amendment No. 1 to Senate Bill 985.**

Transportation: **Committee Amendment No. 1 to Senate Bill 75; Floor Amendment No. 1 to Senate Bill 510; Floor Amendment No. 1 to Senate Bill 511; Floor Amendment No. 1 to Senate Bill 633; Committee Amendment No. 1 to Senate Bill 1431; Floor Amendment No. 2 to Senate Bill 1556.**

Veterans Affairs: **Floor Amendment No. 1 to Senate Bill 87; Floor Amendment No. 1 to Senate Bill 266.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 4, 2017 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Energy and Public Utilities: **Senate Resolution No. 353.**

Human Services: **Senate Resolution No. 284.**

State Government: **Senate Resolution No. 370.**

Transportation: **Senate Joint Resolution No. 21; Senate Resolutions Numbered 322 and 323.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 4, 2017 meeting, to which was referred **Senate Bills numbered 567, 700 and 1663**, reported the same back with the recommendation that the bills be placed on the order of second reading without recommendation to committee.

Pursuant to Senate Rule 3-8 (b-1), the following amendment will remain in the Committee on Assignments: **Floor Amendment No. 1 to Senate Bill 472**

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the following committee to meet at 4:00 o'clock p.m.:

Education in Room 212
Subcommittee on Long Term Care in Room 400

The Chair announced the following committee to meet at 4:30 o'clock p.m.:

Public Health in Room 400

The Chair announced the following committee to meet at 5:15 o'clock p.m.:

Executive in Room 212

At the hour of 4:14 o'clock p.m., the Chair announced the Senate stand adjourned until Wednesday, April 5, 2017, at 12:00 o'clock noon.

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