



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

37TH LEGISLATIVE DAY

TUESDAY, MAY 2, 2017

12:14 O'CLOCK P.M.

SENATE
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37th Legislative Day

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The Senate met pursuant to adjournment.
 Senator Terry Link, Waukegan, Illinois, presiding.
 Prayer by Pastor Curt Fleck, Civil Servant Ministries, Springfield, Illinois.
 Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Thursday, April 27, 2017, be postponed, pending arrival of the printed Journal.
 The motion prevailed.

REPORT RECEIVED

The Secretary placed before the Senate the following report:

Metropolitan Pier and Exposition Authority at McCormick Square, Financial Plan – 2018, 2019, 2020, submitted by the Metropolitan Pier and Exposition Authority.

The foregoing report was ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

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

Amendment No. 1 to House Bill 155
 Amendment No. 1 to House Bill 350
 Amendment No. 1 to House Bill 534
 Amendment No. 1 to House Bill 786
 Amendment No. 1 to House Bill 817
 Amendment No. 1 to House Bill 2482
 Amendment No. 1 to House Bill 2537
 Amendment No. 1 to House Bill 3161
 Amendment No. 1 to House Bill 3536

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. 5 to Senate Bill 1285
 Amendment No. 2 to Senate Bill 1334
 Amendment No. 1 to Senate Bill 2185

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. 1 to Senate Bill 267
 Amendment No. 1 to Senate Bill 441
 Amendment No. 1 to Senate Bill 444
 Amendment No. 1 to Senate Bill 449
 Amendment No. 2 to Senate Bill 568
 Amendment No. 2 to Senate Bill 707
 Amendment No. 4 to Senate Bill 1351
 Amendment No. 4 to Senate Bill 1502
 Amendment No. 2 to Senate Bill 1606
 Amendment No. 3 to Senate Bill 1687
 Amendment No. 3 to Senate Bill 1754
 Amendment No. 2 to Senate Bill 1843
 Amendment No. 1 to Senate Bill 1869

MESSAGES FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

April 28, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2017, for the following Senate bills:

1, 4, 9, 10, 12, 13, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 58, 65, 85, 100, 198, 199, 200, 225, 226, 227, 228, 233, 234, 258, 262, 264, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 309, 311, 312, 313, 314, 316, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 348, 350, 351, 352, 353, 364, 365, 366, 394, 395, 396, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 419, 420, 422, 440, 441, 442, 443, 444, 446, 447, 448, 449, 450, 451, 452, 453, 455, 473, 474, 475, 476, 477, 478, 479, 480, 510, 513, 514, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 542, 552, 553, 554, 555, 556, 557, 558, 559, 567, 568, 569, 570, 571, 572, 573, 589, 592, 611, 620, 622, 624, 625, 626, 633, 634, 636, 639, 642, 646, 647, 654, 659, 660, 669, 674, 676, 691, 695, 700, 705, 707, 730, 741, 751, 757, 759, 771, 777, 779, 789, 812, 822, 838, 840, 849, 851, 852, 864, 867, 870, 885, 888, 889, 909, 910, 923, 928, 937, 938, 941, 942, 951, 955, 984, 985, 986, 987, 988, 990, 991, 992, 993, 995, 996, 997, 1007, 1008, 1009, 1010, 1011, 1012, 1018, 1019, 1020, 1021, 1028, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1072, 1073, 1074, 1075, 1076, 1084, 1085, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1111, 1122, 1123, 1124, 1125, 1126, 1144, 1159, 1160, 1169, 1170, 1189, 1190, 1207, 1208, 1223, 1224, 1225, 1226, 1242, 1251, 1252, 1267, 1289, 1290, 1294, 1296, 1304, 1312, 1319, 1320, 1321, 1322, 1335, 1337, 1347, 1351, 1353, 1354, 1355, 1373, 1376, 1381, 1386, 1391, 1401, 1404, 1409, 1410, 1417, 1424, 1427, 1428, 1429, 1430, 1432, 1434, 1439, 1444, 1448, 1451, 1453, 1455, 1467, 1470, 1478, 1479, 1482, 1483, 1486, 1493, 1501, 1502, 1518, 1522, 1524, 1525, 1527, 1529, 1531, 1532, 1570, 1577, 1578, 1588, 1591, 1592, 1593, 1597, 1600, 1606, 1607, 1620, 1652, 1653, 1655, 1662, 1667, 1680, 1681, 1687, 1691, 1692, 1695, 1700, 1703, 1707, 1715, 1747, 1748, 1750, 1751, 1753, 1754, 1760, 1761, 1773, 1774, 1775, 1783, 1796, 1798, 1806, 1821, 1829, 1830, 1839, 1840, 1843, 1867, 1869, 1871, 1882, 1891, 1893, 1894, 1895, 1902, 1933, 1974, 1980, 1981, 1983, 1985, 1989, 1991, 1996, 2021, 2030, 2031, 2038, 2053, 2059, 2062, 2069, 2072, 2073, 2084, 2089

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

[May 2, 2017]

April 28, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2017, for the following Senate bills:

317,1286, 1400

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 1, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2017, for the following Senate bills:

584, 746, 747, 1029, 1276

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 2, 2017

[May 2, 2017]

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the committee deadline to May 12, 2017, for the following Senate bills:

SB 2189, SB 2190, SB 2191, SB 2192, SB 2193, SB 2194, SB 2195, SB 2196, SB 2198, SB 2199, SB 2200, SB 2201, SB 2202, SB 2203, SB 2204

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2017, for the following Senate bills:

543, 641, 1459, 1461

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

MESSAGE FROM THE GOVERNOR

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

BRUCE RAUNER
GOVERNOR

[May 2, 2017]

April 28, 2017

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

Mr. President:

On February 28, 2016, appointment message 100112 nominating Jeff Tinervin as Member of the Illinois Housing Development Authority 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, April 28, 2017.

Sincerely,
s/Bruce Rauner
Governor

cc: The Honorable Jesse White, Secretary of State

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 475

Offered by Senator Anderson and all Senators:
Mourns the death of Robert L. "Beef" Freund of McHenry.

SENATE RESOLUTION NO. 476

Offered by Senator Anderson and all Senators:
Mourns the death of David Grant Brasmer of Rock Island.

SENATE RESOLUTION NO. 477

Offered by Senator Haine and all Senators:
Mourns the death of Jud Ray Admire of Alton.

SENATE RESOLUTION NO. 478

Offered by Senator Castro and all Senators:
Mourns the death of Cipriano "Cip" Siete of Elgin.

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

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

SENATE JOINT RESOLUTION NO. 34

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to the truly great individuals who served our country and in doing so have gone above and beyond the call of duty to take part in truly heroic tasks; and

WHEREAS, United States Marine Corps Lance Corporal Alec Catherwood was born May 6, 1991 in Heilbronn, Germany; his parents were Kirk and Gretchen Catherwood; and

[May 2, 2017]

WHEREAS, Lance Cpl. Alec Catherwood was a 2009 graduate of Byron High School and a member of the Future Farmers of America as a sentry; he was also a Boy Scout and had a black belt in Tae Kwon Do; and

WHEREAS, Lance Cpl. Alec Catherwood enjoyed athletics, four-wheeling, mudding in his truck, shooting his shotgun, and spending time with his family, his fiancée, and his friends; and

WHEREAS, Lance Cpl. Alec Catherwood was assigned to the 3rd Battalion, 5th Marine Regiment, 1st Marine Division of the I Marine Expeditionary Force in Camp Pendleton, California; he passed away on October 14, 2010 while conducting combat operations in Helmand Province, Afghanistan; and

WHEREAS, Lance Cpl. Alec Catherwood earned many personal service awards, including the Purple Heart, Combat Action Ribbon, National Defense Service Medal, Global War on Terrorism Service Medal, and Korean Defense Service Medal; and

WHEREAS, Lance Cpl. Alec Catherwood is survived by his parents; his sister, Mikaela (Lance Cpl. Matthew, USMC) Montgomery; his fiancée, Hailey Patrick; his maternal grandparents, Donald and Mary Ernst; and many aunts, uncles, and cousins; 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 designate the portion of Illinois Route 72 from the south side of the bridge in Byron to the Ogle/DeKalb County line as Lance Cpl. Alec E. Catherwood Memorial Road in honor of Lance Corporal Alec Catherwood and his service to our nation; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name of Lance Cpl. Alec E. Catherwood Memorial Road; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation and the family of Lance Cpl. Alec Catherwood.

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

SENATE JOINT RESOLUTION NO. 35

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to the truly great individuals who have served our country and, in doing so, have made the ultimate sacrifice for our nation; and

WHEREAS, Senior Chief Petty Officer William "Ryan" Owens of Peoria, enlisted in the United States Navy in August of 1998; he entered Basic Underwater Demolition/SEAL (BUD/S) Training in Coronado, California on June 14, 2001; he graduated in September of 2002, after six months of the most grueling and demanding training in the military; and

WHEREAS, Senior Chief Owens was a highly decorated combat veteran with numerous awards and 12 deployments; his awards include the Silver Star, the Navy and Marine Corps Medal, three Bronze Star Medals with Valor, a Bronze Star Medal, a Purple Heart Medal, the Defense Meritorious Service Medal, two Joint Service Commendation Medals with Valor, two Navy and Marine Corps Commendation Medals, the Joint Service Achievement Medal, three Navy and Marine Corps Achievement Medals, and numerous other personal and unit decorations; and

WHEREAS, On January 29, 2017, Senior Chief Owens died from wounds sustained while in combat supporting overseas contingency operations; and

[May 2, 2017]

WHEREAS, Senior Chief Owens is survived by his wife, their three children, and his father; 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 designate Illinois Route 29 within the Chillicothe city limits as the "Senior Chief Petty Officer William "Ryan" Owens Memorial Highway"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name the "Senior Chief Petty Officer William "Ryan" Owens Memorial Highway"; and be it further

RESOLVED, That suitable copies of this resolution be presented to the family of Senior Chief Owens, Chillicothe Mayor Douglas P. Crew, and the Secretary of the Department of Transportation.

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

SENATE JOINT RESOLUTION NO. 36

WHEREAS, It is highly fitting that the Illinois General Assembly pays honor and respect to the truly great individuals who have served their communities; and

WHEREAS, Deputy Sheriff Adam Streicher dreamed of being a police officer at a young age; he started as a Police Explorer in high school and later attended college to earn a criminal justice degree while working as a Code Enforcer for the City of Kewanee; and

WHEREAS, Deputy Sheriff Adam Streicher worked for the Villages of Atkinson, Sheffield, and Annawan, which was his hometown, before accepting employment as a Sheriff's Deputy for Stark County in 2001; and

WHEREAS, On March 22, 2002, Deputy Sheriff Adam Streicher was shot and killed while attempting to serve a failure to pay warrant; and

WHEREAS, Deputy Sheriff Adam Streicher graduated from Annawan High School in 1997; another fallen police officer, Michigan State Trooper, Chad Wolf, graduated from Annawan High School in 1995; and

WHEREAS, On August 28, 2015, Michigan State Trooper Chad Wolf was killed while on patrol when his motorcycle was struck by a vehicle; 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 designate the Illinois Route 78 overpass over Interstate 80 as the Deputy Adam Streicher and Trooper Chad Wolf Memorial Overpass; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name of the Deputy Adam Streicher and Trooper Chad Wolf Memorial Overpass; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation and the families of Deputy Sheriff Adam Streicher and Trooper Chad Wolf.

INTRODUCTION OF BILLS

[May 2, 2017]

SENATE BILL NO. 2207. Introduced by Senator J. Cullerton, a bill for AN ACT making appropriations.

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

SENATE BILL NO. 2208. Introduced by Senator J. Cullerton, a bill for AN ACT making appropriations.

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 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. 123

A bill for AN ACT concerning government.

HOUSE BILL NO. 136

A bill for AN ACT concerning State government.

HOUSE BILL NO. 188

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 189

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 607

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 737

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 768

A bill for AN ACT concerning education.

Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 123, 136, 188, 189, 607, 737 and 768** 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. 261

A bill for AN ACT concerning education.

HOUSE BILL NO. 270

A bill for AN ACT concerning local government.

HOUSE BILL NO. 313

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 418

A bill for AN ACT concerning public employee benefits.

HOUSE BILL NO. 688

A bill for AN ACT concerning public employee benefits.

HOUSE BILL NO. 690

A bill for AN ACT concerning employment.

HOUSE BILL NO. 2373

A bill for AN ACT concerning State government.

Passed the House, April 27, 2017.

[May 2, 2017]

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 261, 270, 313, 418, 688, 690 and 2373** 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. 1776

A bill for AN ACT concerning education.

HOUSE BILL NO. 1914

A bill for AN ACT concerning local government.

HOUSE BILL NO. 1952

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 2453

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 2461

A bill for AN ACT concerning education.

HOUSE BILL NO. 2577

A bill for AN ACT concerning regulation.

Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1776, 1914, 1952, 2453, 2461 and 2577** 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. 2474

A bill for AN ACT concerning public aid.

HOUSE BILL NO. 2802

A bill for AN ACT concerning business.

HOUSE BILL NO. 2987

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3004

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3049

A bill for AN ACT concerning revenue.

HOUSE BILL NO. 3157

A bill for AN ACT concerning State government.

Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2474, 2802, 2987, 3004, 3049 and 3157** 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:

[May 2, 2017]

HOUSE BILL NO. 2559
A bill for AN ACT concerning civil procedure.
HOUSE BILL NO. 3168
A bill for AN ACT concerning children.
HOUSE BILL NO. 3407
A bill for AN ACT concerning finance.
HOUSE BILL NO. 3720
A bill for AN ACT concerning local government.
Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2559, 3168, 3407 and 3720** 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. 2732
A bill for AN ACT concerning safety.
HOUSE BILL NO. 2771
A bill for AN ACT concerning employment.
HOUSE BILL NO. 2810
A bill for AN ACT concerning animals.
HOUSE BILL NO. 2820
A bill for AN ACT concerning health.
HOUSE BILL NO. 3036
A bill for AN ACT concerning local government.
HOUSE BILL NO. 3044
A bill for AN ACT concerning employment.
Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2732, 2771, 2810, 2820, 3036 and 3044** 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. 3095
A bill for AN ACT concerning State government.
HOUSE BILL NO. 3164
A bill for AN ACT concerning liquor.
HOUSE BILL NO. 3216
A bill for AN ACT concerning State government.
HOUSE BILL NO. 3293
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 3449
A bill for AN ACT concerning business.
HOUSE BILL NO. 3502
A bill for AN ACT concerning health.
Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

[May 2, 2017]

The foregoing **House Bills Numbered 3095, 3164, 3216, 3293, 3449 and 3502** 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. 3539
A bill for AN ACT concerning finance.
HOUSE BILL NO. 3755
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 3785
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 3803
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 3817
A bill for AN ACT concerning courts.
Passed the House, April 27, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 3539, 3755, 3785, 3803 and 3817** 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. 140
A bill for AN ACT concerning State government.
HOUSE BILL NO. 539
A bill for AN ACT concerning elections.
HOUSE BILL NO. 2388
A bill for AN ACT to provide information on individuals with respect to whom an indicated report of child abuse or any other violations has been made and who are licensed providers through the Department of Chil.
HOUSE BILL NO. 3488
A bill for AN ACT concerning health.
HOUSE BILL NO. 3712
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 3897
A bill for AN ACT concerning safety.
Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 140, 539, 2388, 3488, 3712 and 3897** 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. 159
A bill for AN ACT concerning revenue.

[May 2, 2017]

HOUSE BILL NO. 243
A bill for AN ACT concerning education.
HOUSE BILL NO. 2762
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 2831
A bill for AN ACT concerning revenue.
HOUSE BILL NO. 2878
A bill for AN ACT concerning liquor.
HOUSE BILL NO. 3462
A bill for AN ACT concerning regulation.
Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 159, 243, 2762, 2831, 2878 and 3462** 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. 173
A bill for AN ACT concerning public aid.
HOUSE BILL NO. 1853
A bill for AN ACT concerning State government.
HOUSE BILL NO. 1896
A bill for AN ACT concerning local government.
HOUSE BILL NO. 1910
A bill for AN ACT concerning local government.
HOUSE BILL NO. 1955
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 2465
A bill for AN ACT concerning regulation.
Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 173, 1853, 1896, 1910, 1955 and 2465** 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. 470
A bill for AN ACT concerning government.
HOUSE BILL NO. 1125
A bill for AN ACT concerning revenue.
HOUSE BILL NO. 2390
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 2572
A bill for AN ACT concerning land.
HOUSE BILL NO. 2589
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 2630
A bill for AN ACT concerning regulation.
Passed the House, April 28, 2017.

[May 2, 2017]

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 470, 1125, 2390, 2572, 2589 and 2630** 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. 512

A bill for AN ACT concerning elections.

HOUSE BILL NO. 659

A bill for AN ACT concerning local government.

HOUSE BILL NO. 2439

A bill for AN ACT concerning State government.

HOUSE BILL NO. 2664

A bill for AN ACT concerning finance.

HOUSE BILL NO. 3072

A bill for AN ACT concerning regulation.

Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 512, 659, 2439, 2664 and 3072** 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. 531

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 2545

A bill for AN ACT concerning education.

HOUSE BILL NO. 2898

A bill for AN ACT concerning education.

HOUSE BILL NO. 3032

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3514

A bill for AN ACT concerning business.

HOUSE BILL NO. 3820

A bill for AN ACT concerning education.

Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 531, 2545, 2898, 3032, 3514, 3820** 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. 649

A bill for AN ACT concerning criminal law.

[May 2, 2017]

HOUSE BILL NO. 2028
A bill for AN ACT concerning wildlife.
HOUSE BILL NO. 2953
A bill for AN ACT concerning government.
HOUSE BILL NO. 3419
A bill for AN ACT concerning finance.
HOUSE BILL NO. 3464
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 3773
A bill for AN ACT concerning safety.
Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 649, 2028, 2953, 3419, 3464 and 3773** 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. 1273
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 1954
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 2856
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 2937
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 3251
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 3437
A bill for AN ACT concerning education.
Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1273, 1954, 2856, 2937, 3251 and 3437** 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. 1560
A bill for AN ACT concerning business.
HOUSE BILL NO. 3001
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 3298
A bill for AN ACT concerning education.
HOUSE BILL NO. 3369
A bill for AN ACT concerning education.
HOUSE BILL NO. 3371
A bill for AN ACT concerning education.
HOUSE BILL NO. 3903
A bill for AN ACT concerning education.
Passed the House, April 28, 2017.

[May 2, 2017]

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1560, 3001, 3298, 3369, 3371 and 3903** 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. 2626

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 2702

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3528

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3648

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3709

A bill for AN ACT concerning health.

Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2626, 2702, 3528, 3648 and 3709** 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. 2756

A bill for AN ACT concerning local government.

HOUSE BILL NO. 2907

A bill for AN ACT concerning public aid.

HOUSE BILL NO. 3223

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3261

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3649

A bill for AN ACT concerning finance.

HOUSE BILL NO. 3908

A bill for AN ACT concerning public employee benefits.

Passed the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2756, 2907, 3223, 3261, 3649 and 3908** 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 concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 28

Concurred in by the House, April 28, 2017.

[May 2, 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 adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 40

WHEREAS, Master Sergeant Stanley W. Talbot #1989 was killed on June 23, 2001 at 1:38 a.m., the victim of a fatal hit-and-run accident while supervising a roadside safety check at the foot of the Centennial Bridge in Rock Island; and

WHEREAS, Stanley Talbot was born in Kewanee to Earl and Sheila (Ringel) Talbot on August 26, 1950; he graduated from Annawan High School in 1968 and attended Black Hawk College-East Campus in Kewanee from 1968 to 1970; he earned his bachelor's degree in agriculture in 1972 from Illinois State University in Normal; he served in the Marine Corps ROTC while in college and married Shirley M. Engstrom in Bishop Hill on October 15, 1972; he married Ladonna Akins on November 4, 1989; and

WHEREAS, Stanley Talbot joined the Bloomington Police Department and served with them for over two years before attending the Illinois State Police Academy in 1975; he worked for District 5 in Joliet until transferring to District 7 in East Moline, where he served until his death; he was a member of the National Rifle Association, the Illinois Police Association, and Fraternal Order of Police Troopers Lodge No. 41; and

WHEREAS, Stanley Talbot enjoyed shooting, hunting and fishing, softball, and was a military history buff; he had a lifelong interest in farming; and

WHEREAS, Stanley Talbot's daughter, Dyan, is a Master Sergeant with the Illinois State Police, and his son, Doug, is an officer with the Collinsville Police Department; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we designate the Centennial Bridge in Rock Island as the "Master Sgt. Stanley W. Talbot Memorial Bridge"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name "Master Sgt. Stanley W. Talbot Memorial Bridge"; and be it further

RESOLVED, That suitable copies of this resolution be presented to the family of Stanley Talbot and Rock Island Mayor Dennis E. Pauley.

Adopted by the House, April 28, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 40 was referred to the Committee on Assignments.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 123, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

[May 2, 2017]

House Bill No. 136, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 140, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 159, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 188, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 189, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 261, sponsored by Senator Bennett, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 270, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 313, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 418, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 470, sponsored by Senator McCann, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 539, sponsored by Senator Oberweis, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 607, sponsored by Senator Biss, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 649, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 659, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 690, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 737, sponsored by Senator Righter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 768, sponsored by Senator Holmes, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1125, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1776, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1914, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1952, sponsored by Senator Anderson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2373, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2388, sponsored by Senator Castro, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2390, sponsored by Senator Steans, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2453, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2461, sponsored by Senator Bush, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2474, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2559, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2577, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2589, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2630, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2685, sponsored by Senator Anderson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2698, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2732, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2756, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2771, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2778, 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. 2802, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2810, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

[May 2, 2017]

House Bill No. 2820, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2878, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2907, sponsored by Senator McGuire, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2950, sponsored by Senator Van Pelt, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2953, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2987, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3001, sponsored by Senator Hastings, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3004, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3033, sponsored by Senator Rose, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3036, 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. 3044, sponsored by Senator Silverstein, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3045, sponsored by Senator McConchie, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3049, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3072, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3090, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3095, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3157, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3164, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3216, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3223, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3272, sponsored by Senator McConchie, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3273, sponsored by Senator McConchie, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3368, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3419, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3449, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3462, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3488, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3502, sponsored by Senator Bush, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3519, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3539, sponsored by Senator Biss, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3649, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3712, sponsored by Senator Stadelman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3720, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3745, sponsored by Senator Van Pelt, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3755, 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. 3773, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3803, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3855, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3897, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

[May 2, 2017]

House Bill No. 3908, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

APPOINTMENT MESSAGES

Appointment Message No. 1000172

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: Community College Board

Start Date: April 28, 2017

End Date: June 30, 2019

Name: John Bambenek

Residence: 715 Erin Dr., Champaign, IL 61822

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Scott M. Bennett

Most Recent Holder of Office: Cheryl Hyman

Superseded Appointment Message: Not Applicable

Appointment Message No. 1000173

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: Executive Ethics Commission

Start Date: May 1, 2017

End Date: June 30, 2019

Name: Andrew Volpert

Residence: 2305 S. College St., Springfield, IL 62704

Annual Compensation: \$37,571 per annum

[May 2, 2017]

Per diem: Not Applicable

Nominee's Senator: Senator Wm. Sam McCann

Most Recent Holder of Office: Stephen B. Schnorf

Superseded Appointment Message: Not Applicable

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

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Manar, **Senate Bill No. 567** having been printed, was taken up, read by title a second time.

Senator Manar offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 567

AMENDMENT NO. 1. Amend Senate Bill 567 by replacing everything after the enacting clause with the following:

"Section 5. The Eminent Domain Act is amended by adding Section 25-5-70 as follows:
(735 ILCS 30/25-5-70 new)

Sec. 25-5-70. Quick-take: Macon County: Brush College Road.

(a) Quick-take proceedings under Article 20 may be used for a period of no more than one year after the effective date of this amendatory Act of the 100th General Assembly by Macon County and the City of Decatur for the acquisition of the following described property for the purpose of construction on Brush College Road:

Parcel 001

Macon County

Route: Brush College Road

Owner: The JDW Trust

Section: 14-00268-02-EG

Job Number: 6447

Sta. 30+71 RT. to Sta. 52+97 RT. (North Brush College Road)

Permanent Index Number: 18-08-30-400-014

Part of the North Half of the Southeast Quarter of Section 30, Township 17 North, Range 3 East of the Third Principal Meridian, Macon County, Illinois, more particularly described as follows:

Commencing at the Northeast corner of the Southeast Quarter of Section 30, Township 17 North, Range 3 East of the Third Principal Meridian; thence West along the North line of said Southeast Quarter, a bearing based on the Illinois Coordinate System East Zone NAD83 (2011) Adjustment South 89 degrees 01 minutes 31 seconds West, a distance of 1168.47 feet to the Point of Beginning for the following described parcel:

Thence South 19 degrees 55 minutes 15 seconds West, a distance of 164.68 feet; thence South 22 degrees 09 minutes 15 seconds East, a distance of 9.83 feet; thence South 67 degrees 09 minutes 15 seconds East, a distance of 425.00 feet; thence South 66 degrees 16 minutes 22 seconds East, a distance of 283.28 feet to a point of curvature; thence Southeasterly along a circular curve to the right, radius point being South, a radius of 1067.71 feet, the chord across the last described circular curve course bears South 55 degrees 49 minutes 53 seconds East, a distance of 389.47 feet; thence North 79 degrees 23 minutes 00 seconds East, a distance of 40.06 feet to a point of curvature; thence Northeasterly along a circular curve to the left, radius point being West, a radius of 625.00 feet, the chord across the last described circular curve course bears North 30 degrees 51 minutes 43 seconds East, a distance of 284.02 feet to a point on the West Right of Way line of Brush College Road; thence South 00 degrees 20 minutes 50 seconds East along the

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said West Right of Way line, a distance of 871.15 feet; thence Northwesterly along a circular curve to the left, radius point being South, a radius of 931.75 feet, the chord across the last described circular curve course bears North 39 degrees 00 minutes 19 seconds West, a distance of 905.05 feet; thence North 68 degrees 04 minutes 22 seconds West, a distance of 233.28 feet; thence North 67 degrees 09 minutes 15 seconds West, a distance of 850.00 feet; thence North 77 degrees 09 minutes 14 seconds West, a distance of 130.95 feet to a point on the Easterly Right of Way Line of Illinois Route 48; thence North 37 degrees 48 minutes 50 seconds East along the said Easterly Right of Way Line, a distance of 156.61 feet to the Southwest corner of Lot 2 as designated upon the Final Plat of WMCD Subdivision, being a subdivision in the SE. 1/4 and SW. 1/4 of the NE. 1/4 of Section 30, Township 17 North, Range 3 East of the Third Principal Meridian, Macon County, Illinois and recorded in Book 1832, Page 338 of the Records in the Recorder's Office of Macon County, Illinois; thence North 89 degrees 01 minutes 31 seconds East along the North line of said Southeast Quarter as aforesaid to the Point of Beginning, containing 8.310 acres, more or less.

(b) This Section is repealed 2 years after the effective date of this amendatory Act of the 100th General Assembly.

Section 99. Effective date. This Act takes effect upon becoming law."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Aquino, **Senate Bill No. 1869** having been printed, was taken up, read by title a second time.

Floor Amendment No. 1 was held in the Committee on Assignments.

There being no further amendments, the bill was ordered to a third reading.

SENATE BILL RECALLED

On motion of Senator Murphy, **Senate Bill No. 314** was recalled from the order of third reading to the order of second reading.

Senator Murphy offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 314

AMENDMENT NO. 1. Amend Senate Bill 314 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Insurance Code is amended by changing Section 356g as follows:

(215 ILCS 5/356g) (from Ch. 73, par. 968g)

Sec. 356g. Mammograms; mastectomies.

(a) Every insurer shall provide in each group or individual policy, contract, or certificate of insurance issued or renewed for persons who are residents of this State, coverage for screening by low-dose mammography for all women 35 years of age or older for the presence of occult breast cancer within the provisions of the policy, contract, or certificate. The coverage shall be as follows:

(1) A baseline mammogram for women 35 to 39 years of age.

(2) An annual mammogram for women 40 years of age or older.

(3) A mammogram at the age and intervals considered medically necessary by the woman's health care provider for women under 40 years of age and having a family history of breast cancer, prior personal history of breast cancer, positive genetic testing, or other risk factors.

(4) A comprehensive ultrasound screening and MRI of an entire breast or breasts if a mammogram demonstrates heterogeneous or dense breast tissue, when medically necessary as determined by a physician licensed to practice medicine in all of its branches.

(5) A screening MRI when medically necessary, as determined by a physician licensed to practice medicine in all of its branches.

For purposes of this Section, "low-dose mammography" means the x-ray examination of the breast using equipment dedicated specifically for mammography, including the x-ray tube, filter, compression device, and image receptor, with radiation exposure delivery of less than 1 rad per breast for 2 views of an average

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size breast. The term also includes digital mammography and includes breast tomosynthesis. As used in this Section, the term "breast tomosynthesis" means a radiologic procedure that involves the acquisition of projection images over the stationary breast to produce cross-sectional digital three-dimensional images of the breast.

If, at any time, the Secretary of the United States Department of Health and Human Services, or its successor agency, promulgates rules or regulations to be published in the Federal Register or publishes a comment in the Federal Register or issues an opinion, guidance, or other action that would require the State, pursuant to any provision of the Patient Protection and Affordable Care Act (Public Law 111-148), including, but not limited to, 42 U.S.C. 18031(d)(3)(B) or any successor provision, to defray the cost of any coverage for breast tomosynthesis outlined in this subsection, then the requirement that an insurer cover breast tomosynthesis is inoperative other than any such coverage authorized under Section 1902 of the Social Security Act, 42 U.S.C. 1396a, and the State shall not assume any obligation for the cost of coverage for breast tomosynthesis set forth in this subsection.

(a-5) Coverage as described by subsection (a) shall be provided at no cost to the insured and shall not be applied to an annual or lifetime maximum benefit.

(a-10) When health care services are available through contracted providers and a person does not comply with plan provisions specific to the use of contracted providers, the requirements of subsection (a-5) are not applicable. When a person does not comply with plan provisions specific to the use of contracted providers, plan provisions specific to the use of non-contracted providers must be applied without distinction for coverage required by this Section and shall be at least as favorable as for other radiological examinations covered by the policy or contract.

(b) No policy of accident or health insurance that provides for the surgical procedure known as a mastectomy shall be issued, amended, delivered, or renewed in this State unless that coverage also provides for prosthetic devices or reconstructive surgery incident to the mastectomy. Coverage for breast reconstruction in connection with a mastectomy shall include:

- (1) reconstruction of the breast upon which the mastectomy has been performed;
- (2) surgery and reconstruction of the other breast to produce a symmetrical appearance;

and

- (3) prostheses and treatment for physical complications at all stages of mastectomy, including lymphedemas.

Care shall be determined in consultation with the attending physician and the patient. The offered coverage for prosthetic devices and reconstructive surgery shall be subject to the deductible and coinsurance conditions applied to the mastectomy, and all other terms and conditions applicable to other benefits. When a mastectomy is performed and there is no evidence of malignancy then the offered coverage may be limited to the provision of prosthetic devices and reconstructive surgery to within 2 years after the date of the mastectomy. As used in this Section, "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a licensed physician.

Written notice of the availability of coverage under this Section shall be delivered to the insured upon enrollment and annually thereafter. An insurer may not deny to an insured eligibility, or continued eligibility, to enroll or to renew coverage under the terms of the plan solely for the purpose of avoiding the requirements of this Section. An insurer may not penalize or reduce or limit the reimbursement of an attending provider or provide incentives (monetary or otherwise) to an attending provider to induce the provider to provide care to an insured in a manner inconsistent with this Section.

(c) Rulemaking authority to implement Public Act 95-1045, if any, is conditioned on the rules being adopted in accordance with all provisions of the Illinois Administrative Procedure Act and all rules and procedures of the Joint Committee on Administrative Rules; any purported rule not so adopted, for whatever reason, is unauthorized.

(Source: P.A. 99-407 (see Section 20 of P.A. 99-588 for the effective date of P.A. 99-407); 99-433, eff. 8-21-15; 99-588, eff. 7-20-16; 99-642, eff. 7-28-16.)

Section 10. The Health Maintenance Organization Act is amended by changing Section 4-6.1 as follows: (215 ILCS 125/4-6.1) (from Ch. 111 1/2, par. 1408.7)

Sec. 4-6.1. Mammograms; mastectomies.

(a) Every contract or evidence of coverage issued by a Health Maintenance Organization for persons who are residents of this State shall contain coverage for screening by low-dose mammography for all women 35 years of age or older for the presence of occult breast cancer. The coverage shall be as follows:

- (1) A baseline mammogram for women 35 to 39 years of age.
- (2) An annual mammogram for women 40 years of age or older.
- (3) A mammogram at the age and intervals considered medically necessary by the woman's

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health care provider for women under 40 years of age and having a family history of breast cancer, prior personal history of breast cancer, positive genetic testing, or other risk factors.

(4) A comprehensive ultrasound screening and MRI of an entire breast or breasts if a mammogram demonstrates heterogeneous or dense breast tissue, when medically necessary as determined by a physician licensed to practice medicine in all of its branches.

For purposes of this Section, "low-dose mammography" means the x-ray examination of the breast using equipment dedicated specifically for mammography, including the x-ray tube, filter, compression device, and image receptor, with radiation exposure delivery of less than 1 rad per breast for 2 views of an average size breast. The term also includes digital mammography and includes breast tomosynthesis. As used in this Section, the term "breast tomosynthesis" means a radiologic procedure that involves the acquisition of projection images over the stationary breast to produce cross-sectional digital three-dimensional images of the breast.

If, at any time, the Secretary of the United States Department of Health and Human Services, or its successor agency, promulgates rules or regulations to be published in the Federal Register or publishes a comment in the Federal Register or issues an opinion, guidance, or other action that would require the State, pursuant to any provision of the Patient Protection and Affordable Care Act (Public Law 111-148), including, but not limited to, 42 U.S.C. 18031(d)(3)(B) or any successor provision, to defray the cost of any coverage for breast tomosynthesis outlined in this subsection, then the requirement that an insurer cover breast tomosynthesis is inoperative other than any such coverage authorized under Section 1902 of the Social Security Act, 42 U.S.C. 1396a, and the State shall not assume any obligation for the cost of coverage for breast tomosynthesis set forth in this subsection.

(a-5) Coverage as described in subsection (a) shall be provided at no cost to the enrollee and shall not be applied to an annual or lifetime maximum benefit.

(b) No contract or evidence of coverage issued by a health maintenance organization that provides for the surgical procedure known as a mastectomy shall be issued, amended, delivered, or renewed in this State on or after the effective date of this amendatory Act of the 92nd General Assembly unless that coverage also provides for prosthetic devices or reconstructive surgery incident to the mastectomy, providing that the mastectomy is performed after the effective date of this amendatory Act. Coverage for breast reconstruction in connection with a mastectomy shall include:

- (1) reconstruction of the breast upon which the mastectomy has been performed;
 - (2) surgery and reconstruction of the other breast to produce a symmetrical appearance;
- and
- (3) prostheses and treatment for physical complications at all stages of mastectomy, including lymphedemas.

Care shall be determined in consultation with the attending physician and the patient. The offered coverage for prosthetic devices and reconstructive surgery shall be subject to the deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits. When a mastectomy is performed and there is no evidence of malignancy, then the offered coverage may be limited to the provision of prosthetic devices and reconstructive surgery to within 2 years after the date of the mastectomy. As used in this Section, "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a licensed physician.

Written notice of the availability of coverage under this Section shall be delivered to the enrollee upon enrollment and annually thereafter. A health maintenance organization may not deny to an enrollee eligibility, or continued eligibility, to enroll or to renew coverage under the terms of the plan solely for the purpose of avoiding the requirements of this Section. A health maintenance organization may not penalize or reduce or limit the reimbursement of an attending provider or provide incentives (monetary or otherwise) to an attending provider to induce the provider to provide care to an insured in a manner inconsistent with this Section.

(c) Rulemaking authority to implement this amendatory Act of the 95th General Assembly, if any, is conditioned on the rules being adopted in accordance with all provisions of the Illinois Administrative Procedure Act and all rules and procedures of the Joint Committee on Administrative Rules; any purported rule not so adopted, for whatever reason, is unauthorized.

(Source: P.A. 99-407 (see Section 20 of P.A. 99-588 for the effective date of P.A. 99-407); 99-588, eff. 7-20-16.)

Section 15. The Illinois Public Aid Code is amended by changing Section 5-5 as follows:
(305 ILCS 5/5-5) (from Ch. 23, par. 5-5)

Sec. 5-5. Medical services. The Illinois Department, by rule, shall determine the quantity and quality of and the rate of reimbursement for the medical assistance for which payment will be authorized, and the

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medical services to be provided, which may include all or part of the following: (1) inpatient hospital services; (2) outpatient hospital services; (3) other laboratory and X-ray services; (4) skilled nursing home services; (5) physicians' services whether furnished in the office, the patient's home, a hospital, a skilled nursing home, or elsewhere; (6) medical care, or any other type of remedial care furnished by licensed practitioners; (7) home health care services; (8) private duty nursing service; (9) clinic services; (10) dental services, including prevention and treatment of periodontal disease and dental caries disease for pregnant women, provided by an individual licensed to practice dentistry or dental surgery; for purposes of this item (10), "dental services" means diagnostic, preventive, or corrective procedures provided by or under the supervision of a dentist in the practice of his or her profession; (11) physical therapy and related services; (12) prescribed drugs, dentures, and prosthetic devices; and eyeglasses prescribed by a physician skilled in the diseases of the eye, or by an optometrist, whichever the person may select; (13) other diagnostic, screening, preventive, and rehabilitative services, including to ensure that the individual's need for intervention or treatment of mental disorders or substance use disorders or co-occurring mental health and substance use disorders is determined using a uniform screening, assessment, and evaluation process inclusive of criteria, for children and adults; for purposes of this item (13), a uniform screening, assessment, and evaluation process refers to a process that includes an appropriate evaluation and, as warranted, a referral; "uniform" does not mean the use of a singular instrument, tool, or process that all must utilize; (14) transportation and such other expenses as may be necessary; (15) medical treatment of sexual assault survivors, as defined in Section 1a of the Sexual Assault Survivors Emergency Treatment Act, for injuries sustained as a result of the sexual assault, including examinations and laboratory tests to discover evidence which may be used in criminal proceedings arising from the sexual assault; (16) the diagnosis and treatment of sickle cell anemia; and (17) any other medical care, and any other type of remedial care recognized under the laws of this State, but not including abortions, or induced miscarriages or premature births, unless, in the opinion of a physician, such procedures are necessary for the preservation of the life of the woman seeking such treatment, or except an induced premature birth intended to produce a live viable child and such procedure is necessary for the health of the mother or her unborn child. The Illinois Department, by rule, shall prohibit any physician from providing medical assistance to anyone eligible therefor under this Code where such physician has been found guilty of performing an abortion procedure in a wilful and wanton manner upon a woman who was not pregnant at the time such abortion procedure was performed. The term "any other type of remedial care" shall include nursing care and nursing home service for persons who rely on treatment by spiritual means alone through prayer for healing.

Notwithstanding any other provision of this Section, a comprehensive tobacco use cessation program that includes purchasing prescription drugs or prescription medical devices approved by the Food and Drug Administration shall be covered under the medical assistance program under this Article for persons who are otherwise eligible for assistance under this Article.

Notwithstanding any other provision of this Code, the Illinois Department may not require, as a condition of payment for any laboratory test authorized under this Article, that a physician's handwritten signature appear on the laboratory test order form. The Illinois Department may, however, impose other appropriate requirements regarding laboratory test order documentation.

Upon receipt of federal approval of an amendment to the Illinois Title XIX State Plan for this purpose, the Department shall authorize the Chicago Public Schools (CPS) to procure a vendor or vendors to manufacture eyeglasses for individuals enrolled in a school within the CPS system. CPS shall ensure that its vendor or vendors are enrolled as providers in the medical assistance program and in any capitated Medicaid managed care entity (MCE) serving individuals enrolled in a school within the CPS system. Under any contract procured under this provision, the vendor or vendors must serve only individuals enrolled in a school within the CPS system. Claims for services provided by CPS's vendor or vendors to recipients of benefits in the medical assistance program under this Code, the Children's Health Insurance Program, or the Covering ALL KIDS Health Insurance Program shall be submitted to the Department or the MCE in which the individual is enrolled for payment and shall be reimbursed at the Department's or the MCE's established rates or rate methodologies for eyeglasses.

On and after July 1, 2012, the Department of Healthcare and Family Services may provide the following services to persons eligible for assistance under this Article who are participating in education, training or employment programs operated by the Department of Human Services as successor to the Department of Public Aid:

- (1) dental services provided by or under the supervision of a dentist; and
- (2) eyeglasses prescribed by a physician skilled in the diseases of the eye, or by an optometrist, whichever the person may select.

Notwithstanding any other provision of this Code and subject to federal approval, the Department may adopt rules to allow a dentist who is volunteering his or her service at no cost to render dental services through an enrolled not-for-profit health clinic without the dentist personally enrolling as a participating provider in the medical assistance program. A not-for-profit health clinic shall include a public health clinic or Federally Qualified Health Center or other enrolled provider, as determined by the Department, through which dental services covered under this Section are performed. The Department shall establish a process for payment of claims for reimbursement for covered dental services rendered under this provision.

The Illinois Department, by rule, may distinguish and classify the medical services to be provided only in accordance with the classes of persons designated in Section 5-2.

The Department of Healthcare and Family Services must provide coverage and reimbursement for amino acid-based elemental formulas, regardless of delivery method, for the diagnosis and treatment of (i) eosinophilic disorders and (ii) short bowel syndrome when the prescribing physician has issued a written order stating that the amino acid-based elemental formula is medically necessary.

The Illinois Department shall authorize the provision of, and shall authorize payment for, screening by low-dose mammography for the presence of occult breast cancer for women 35 years of age or older who are eligible for medical assistance under this Article, as follows:

(A) A baseline mammogram for women 35 to 39 years of age.

(B) An annual mammogram for women 40 years of age or older.

(C) A mammogram at the age and intervals considered medically necessary by the woman's health care provider for women under 40 years of age and having a family history of breast cancer, prior personal history of breast cancer, positive genetic testing, or other risk factors.

(D) A comprehensive ultrasound screening and MRI of an entire breast or breasts if a mammogram demonstrates heterogeneous or dense breast tissue, when medically necessary as determined by a physician licensed to practice medicine in all of its branches.

(E) A screening MRI when medically necessary, as determined by a physician licensed to practice medicine in all of its branches.

All screenings shall include a physical breast exam, instruction on self-examination and information regarding the frequency of self-examination and its value as a preventative tool. For purposes of this Section, "low-dose mammography" means the x-ray examination of the breast using equipment dedicated specifically for mammography, including the x-ray tube, filter, compression device, and image receptor, with an average radiation exposure delivery of less than one rad per breast for 2 views of an average size breast. The term also includes digital mammography and includes breast tomosynthesis. As used in this Section, the term "breast tomosynthesis" means a radiologic procedure that involves the acquisition of projection images over the stationary breast to produce cross-sectional digital three-dimensional images of the breast. If, at any time, the Secretary of the United States Department of Health and Human Services, or its successor agency, promulgates rules or regulations to be published in the Federal Register or publishes a comment in the Federal Register or issues an opinion, guidance, or other action that would require the State, pursuant to any provision of the Patient Protection and Affordable Care Act (Public Law 111-148), including, but not limited to, 42 U.S.C. 18031(d)(3)(B) or any successor provision, to defray the cost of any coverage for breast tomosynthesis outlined in this paragraph, then the requirement that an insurer cover breast tomosynthesis is inoperative other than any such coverage authorized under Section 1902 of the Social Security Act, 42 U.S.C. 1396a, and the State shall not assume any obligation for the cost of coverage for breast tomosynthesis set forth in this paragraph.

On and after January 1, 2016, the Department shall ensure that all networks of care for adult clients of the Department include access to at least one breast imaging Center of Imaging Excellence as certified by the American College of Radiology.

On and after January 1, 2012, providers participating in a quality improvement program approved by the Department shall be reimbursed for screening and diagnostic mammography at the same rate as the Medicare program's rates, including the increased reimbursement for digital mammography.

The Department shall convene an expert panel including representatives of hospitals, free-standing mammography facilities, and doctors, including radiologists, to establish quality standards for mammography.

On and after January 1, 2017, providers participating in a breast cancer treatment quality improvement program approved by the Department shall be reimbursed for breast cancer treatment at a rate that is no lower than 95% of the Medicare program's rates for the data elements included in the breast cancer treatment quality program.

The Department shall convene an expert panel, including representatives of hospitals, free standing breast cancer treatment centers, breast cancer quality organizations, and doctors, including breast

surgeons, reconstructive breast surgeons, oncologists, and primary care providers to establish quality standards for breast cancer treatment.

Subject to federal approval, the Department shall establish a rate methodology for mammography at federally qualified health centers and other encounter-rate clinics. These clinics or centers may also collaborate with other hospital-based mammography facilities. By January 1, 2016, the Department shall report to the General Assembly on the status of the provision set forth in this paragraph.

The Department shall establish a methodology to remind women who are age-appropriate for screening mammography, but who have not received a mammogram within the previous 18 months, of the importance and benefit of screening mammography. The Department shall work with experts in breast cancer outreach and patient navigation to optimize these reminders and shall establish a methodology for evaluating their effectiveness and modifying the methodology based on the evaluation.

The Department shall establish a performance goal for primary care providers with respect to their female patients over age 40 receiving an annual mammogram. This performance goal shall be used to provide additional reimbursement in the form of a quality performance bonus to primary care providers who meet that goal.

The Department shall devise a means of case-managing or patient navigation for beneficiaries diagnosed with breast cancer. This program shall initially operate as a pilot program in areas of the State with the highest incidence of mortality related to breast cancer. At least one pilot program site shall be in the metropolitan Chicago area and at least one site shall be outside the metropolitan Chicago area. On or after July 1, 2016, the pilot program shall be expanded to include one site in western Illinois, one site in southern Illinois, one site in central Illinois, and 4 sites within metropolitan Chicago. An evaluation of the pilot program shall be carried out measuring health outcomes and cost of care for those served by the pilot program compared to similarly situated patients who are not served by the pilot program.

The Department shall require all networks of care to develop a means either internally or by contract with experts in navigation and community outreach to navigate cancer patients to comprehensive care in a timely fashion. The Department shall require all networks of care to include access for patients diagnosed with cancer to at least one academic commission on cancer-accredited cancer program as an in-network covered benefit.

Any medical or health care provider shall immediately recommend, to any pregnant woman who is being provided prenatal services and is suspected of drug abuse or is addicted as defined in the Alcoholism and Other Drug Abuse and Dependency Act, referral to a local substance abuse treatment provider licensed by the Department of Human Services or to a licensed hospital which provides substance abuse treatment services. The Department of Healthcare and Family Services shall assure coverage for the cost of treatment of the drug abuse or addiction for pregnant recipients in accordance with the Illinois Medicaid Program in conjunction with the Department of Human Services.

All medical providers providing medical assistance to pregnant women under this Code shall receive information from the Department on the availability of services under the Drug Free Families with a Future or any comparable program providing case management services for addicted women, including information on appropriate referrals for other social services that may be needed by addicted women in addition to treatment for addiction.

The Illinois Department, in cooperation with the Departments of Human Services (as successor to the Department of Alcoholism and Substance Abuse) and Public Health, through a public awareness campaign, may provide information concerning treatment for alcoholism and drug abuse and addiction, prenatal health care, and other pertinent programs directed at reducing the number of drug-affected infants born to recipients of medical assistance.

Neither the Department of Healthcare and Family Services nor the Department of Human Services shall sanction the recipient solely on the basis of her substance abuse.

The Illinois Department shall establish such regulations governing the dispensing of health services under this Article as it shall deem appropriate. The Department should seek the advice of formal professional advisory committees appointed by the Director of the Illinois Department for the purpose of providing regular advice on policy and administrative matters, information dissemination and educational activities for medical and health care providers, and consistency in procedures to the Illinois Department.

The Illinois Department may develop and contract with Partnerships of medical providers to arrange medical services for persons eligible under Section 5-2 of this Code. Implementation of this Section may be by demonstration projects in certain geographic areas. The Partnership shall be represented by a sponsor organization. The Department, by rule, shall develop qualifications for sponsors of Partnerships. Nothing in this Section shall be construed to require that the sponsor organization be a medical organization.

The sponsor must negotiate formal written contracts with medical providers for physician services, inpatient and outpatient hospital care, home health services, treatment for alcoholism and substance abuse,

and other services determined necessary by the Illinois Department by rule for delivery by Partnerships. Physician services must include prenatal and obstetrical care. The Illinois Department shall reimburse medical services delivered by Partnership providers to clients in target areas according to provisions of this Article and the Illinois Health Finance Reform Act, except that:

- (1) Physicians participating in a Partnership and providing certain services, which shall be determined by the Illinois Department, to persons in areas covered by the Partnership may receive an additional surcharge for such services.
- (2) The Department may elect to consider and negotiate financial incentives to encourage the development of Partnerships and the efficient delivery of medical care.
- (3) Persons receiving medical services through Partnerships may receive medical and case management services above the level usually offered through the medical assistance program.

Medical providers shall be required to meet certain qualifications to participate in Partnerships to ensure the delivery of high quality medical services. These qualifications shall be determined by rule of the Illinois Department and may be higher than qualifications for participation in the medical assistance program. Partnership sponsors may prescribe reasonable additional qualifications for participation by medical providers, only with the prior written approval of the Illinois Department.

Nothing in this Section shall limit the free choice of practitioners, hospitals, and other providers of medical services by clients. In order to ensure patient freedom of choice, the Illinois Department shall immediately promulgate all rules and take all other necessary actions so that provided services may be accessed from therapeutically certified optometrists to the full extent of the Illinois Optometric Practice Act of 1987 without discriminating between service providers.

The Department shall apply for a waiver from the United States Health Care Financing Administration to allow for the implementation of Partnerships under this Section.

The Illinois Department shall require health care providers to maintain records that document the medical care and services provided to recipients of Medical Assistance under this Article. Such records must be retained for a period of not less than 6 years from the date of service or as provided by applicable State law, whichever period is longer, except that if an audit is initiated within the required retention period then the records must be retained until the audit is completed and every exception is resolved. The Illinois Department shall require health care providers to make available, when authorized by the patient, in writing, the medical records in a timely fashion to other health care providers who are treating or serving persons eligible for Medical Assistance under this Article. All dispensers of medical services shall be required to maintain and retain business and professional records sufficient to fully and accurately document the nature, scope, details and receipt of the health care provided to persons eligible for medical assistance under this Code, in accordance with regulations promulgated by the Illinois Department. The rules and regulations shall require that proof of the receipt of prescription drugs, dentures, prosthetic devices and eyeglasses by eligible persons under this Section accompany each claim for reimbursement submitted by the dispenser of such medical services. No such claims for reimbursement shall be approved for payment by the Illinois Department without such proof of receipt, unless the Illinois Department shall have put into effect and shall be operating a system of post-payment audit and review which shall, on a sampling basis, be deemed adequate by the Illinois Department to assure that such drugs, dentures, prosthetic devices and eyeglasses for which payment is being made are actually being received by eligible recipients. Within 90 days after September 16, 1984 (the effective date of Public Act 83-1439), the Illinois Department shall establish a current list of acquisition costs for all prosthetic devices and any other items recognized as medical equipment and supplies reimbursable under this Article and shall update such list on a quarterly basis, except that the acquisition costs of all prescription drugs shall be updated no less frequently than every 30 days as required by Section 5-5.12.

The rules and regulations of the Illinois Department shall require that a written statement including the required opinion of a physician shall accompany any claim for reimbursement for abortions, or induced miscarriages or premature births. This statement shall indicate what procedures were used in providing such medical services.

Notwithstanding any other law to the contrary, the Illinois Department shall, within 365 days after July 22, 2013 (the effective date of Public Act 98-104), establish procedures to permit skilled care facilities licensed under the Nursing Home Care Act to submit monthly billing claims for reimbursement purposes. Following development of these procedures, the Department shall, by July 1, 2016, test the viability of the new system and implement any necessary operational or structural changes to its information technology platforms in order to allow for the direct acceptance and payment of nursing home claims.

Notwithstanding any other law to the contrary, the Illinois Department shall, within 365 days after August 15, 2014 (the effective date of Public Act 98-963), establish procedures to permit ID/DD facilities licensed under the ID/DD Community Care Act and MC/DD facilities licensed under the MC/DD Act to

submit monthly billing claims for reimbursement purposes. Following development of these procedures, the Department shall have an additional 365 days to test the viability of the new system and to ensure that any necessary operational or structural changes to its information technology platforms are implemented.

The Illinois Department shall require all dispensers of medical services, other than an individual practitioner or group of practitioners, desiring to participate in the Medical Assistance program established under this Article to disclose all financial, beneficial, ownership, equity, surety or other interests in any and all firms, corporations, partnerships, associations, business enterprises, joint ventures, agencies, institutions or other legal entities providing any form of health care services in this State under this Article.

The Illinois Department may require that all dispensers of medical services desiring to participate in the medical assistance program established under this Article disclose, under such terms and conditions as the Illinois Department may by rule establish, all inquiries from clients and attorneys regarding medical bills paid by the Illinois Department, which inquiries could indicate potential existence of claims or liens for the Illinois Department.

Enrollment of a vendor shall be subject to a provisional period and shall be conditional for one year. During the period of conditional enrollment, the Department may terminate the vendor's eligibility to participate in, or may disenroll the vendor from, the medical assistance program without cause. Unless otherwise specified, such termination of eligibility or disenrollment is not subject to the Department's hearing process. However, a disenrolled vendor may reapply without penalty.

The Department has the discretion to limit the conditional enrollment period for vendors based upon category of risk of the vendor.

Prior to enrollment and during the conditional enrollment period in the medical assistance program, all vendors shall be subject to enhanced oversight, screening, and review based on the risk of fraud, waste, and abuse that is posed by the category of risk of the vendor. The Illinois Department shall establish the procedures for oversight, screening, and review, which may include, but need not be limited to: criminal and financial background checks; fingerprinting; license, certification, and authorization verifications; unscheduled or unannounced site visits; database checks; prepayment audit reviews; audits; payment caps; payment suspensions; and other screening as required by federal or State law.

The Department shall define or specify the following: (i) by provider notice, the "category of risk of the vendor" for each type of vendor, which shall take into account the level of screening applicable to a particular category of vendor under federal law and regulations; (ii) by rule or provider notice, the maximum length of the conditional enrollment period for each category of risk of the vendor; and (iii) by rule, the hearing rights, if any, afforded to a vendor in each category of risk of the vendor that is terminated or disenrolled during the conditional enrollment period.

To be eligible for payment consideration, a vendor's payment claim or bill, either as an initial claim or as a resubmitted claim following prior rejection, must be received by the Illinois Department, or its fiscal intermediary, no later than 180 days after the latest date on the claim on which medical goods or services were provided, with the following exceptions:

- (1) In the case of a provider whose enrollment is in process by the Illinois Department, the 180-day period shall not begin until the date on the written notice from the Illinois Department that the provider enrollment is complete.
- (2) In the case of errors attributable to the Illinois Department or any of its claims processing intermediaries which result in an inability to receive, process, or adjudicate a claim, the 180-day period shall not begin until the provider has been notified of the error.
- (3) In the case of a provider for whom the Illinois Department initiates the monthly billing process.
- (4) In the case of a provider operated by a unit of local government with a population exceeding 3,000,000 when local government funds finance federal participation for claims payments.

For claims for services rendered during a period for which a recipient received retroactive eligibility, claims must be filed within 180 days after the Department determines the applicant is eligible. For claims for which the Illinois Department is not the primary payer, claims must be submitted to the Illinois Department within 180 days after the final adjudication by the primary payer.

In the case of long term care facilities, within 5 days of receipt by the facility of required prescreening information, data for new admissions shall be entered into the Medical Electronic Data Interchange (MEDI) or the Recipient Eligibility Verification (REV) System or successor system, and within 15 days of receipt by the facility of required prescreening information, admission documents shall be submitted through MEDI or REV or shall be submitted directly to the Department of Human Services using required admission forms. Effective September 1, 2014, admission documents, including all prescreening information, must be submitted through MEDI or REV. Confirmation numbers assigned to an accepted transaction shall be retained by a facility to verify timely submittal. Once an admission transaction has

been completed, all resubmitted claims following prior rejection are subject to receipt no later than 180 days after the admission transaction has been completed.

Claims that are not submitted and received in compliance with the foregoing requirements shall not be eligible for payment under the medical assistance program, and the State shall have no liability for payment of those claims.

To the extent consistent with applicable information and privacy, security, and disclosure laws, State and federal agencies and departments shall provide the Illinois Department access to confidential and other information and data necessary to perform eligibility and payment verifications and other Illinois Department functions. This includes, but is not limited to: information pertaining to licensure; certification; earnings; immigration status; citizenship; wage reporting; unearned and earned income; pension income; employment; supplemental security income; social security numbers; National Provider Identifier (NPI) numbers; the National Practitioner Data Bank (NPDB); program and agency exclusions; taxpayer identification numbers; tax delinquency; corporate information; and death records.

The Illinois Department shall enter into agreements with State agencies and departments, and is authorized to enter into agreements with federal agencies and departments, under which such agencies and departments shall share data necessary for medical assistance program integrity functions and oversight. The Illinois Department shall develop, in cooperation with other State departments and agencies, and in compliance with applicable federal laws and regulations, appropriate and effective methods to share such data. At a minimum, and to the extent necessary to provide data sharing, the Illinois Department shall enter into agreements with State agencies and departments, and is authorized to enter into agreements with federal agencies and departments, including but not limited to: the Secretary of State; the Department of Revenue; the Department of Public Health; the Department of Human Services; and the Department of Financial and Professional Regulation.

Beginning in fiscal year 2013, the Illinois Department shall set forth a request for information to identify the benefits of a pre-payment, post-adjudication, and post-edit claims system with the goals of streamlining claims processing and provider reimbursement, reducing the number of pending or rejected claims, and helping to ensure a more transparent adjudication process through the utilization of: (i) provider data verification and provider screening technology; and (ii) clinical code editing; and (iii) pre-pay, pre- or post-adjudicated predictive modeling with an integrated case management system with link analysis. Such a request for information shall not be considered as a request for proposal or as an obligation on the part of the Illinois Department to take any action or acquire any products or services.

The Illinois Department shall establish policies, procedures, standards and criteria by rule for the acquisition, repair and replacement of orthotic and prosthetic devices and durable medical equipment. Such rules shall provide, but not be limited to, the following services: (1) immediate repair or replacement of such devices by recipients; and (2) rental, lease, purchase or lease-purchase of durable medical equipment in a cost-effective manner, taking into consideration the recipient's medical prognosis, the extent of the recipient's needs, and the requirements and costs for maintaining such equipment. Subject to prior approval, such rules shall enable a recipient to temporarily acquire and use alternative or substitute devices or equipment pending repairs or replacements of any device or equipment previously authorized for such recipient by the Department. Notwithstanding any provision of Section 5-5f to the contrary, the Department may, by rule, exempt certain replacement wheelchair parts from prior approval and, for wheelchairs, wheelchair parts, wheelchair accessories, and related seating and positioning items, determine the wholesale price by methods other than actual acquisition costs.

The Department shall require, by rule, all providers of durable medical equipment to be accredited by an accreditation organization approved by the federal Centers for Medicare and Medicaid Services and recognized by the Department in order to bill the Department for providing durable medical equipment to recipients. No later than 15 months after the effective date of the rule adopted pursuant to this paragraph, all providers must meet the accreditation requirement.

The Department shall execute, relative to the nursing home prescreening project, written inter-agency agreements with the Department of Human Services and the Department on Aging, to effect the following: (i) intake procedures and common eligibility criteria for those persons who are receiving non-institutional services; and (ii) the establishment and development of non-institutional services in areas of the State where they are not currently available or are undeveloped; and (iii) notwithstanding any other provision of law, subject to federal approval, on and after July 1, 2012, an increase in the determination of need (DON) scores from 29 to 37 for applicants for institutional and home and community-based long term care; if and only if federal approval is not granted, the Department may, in conjunction with other affected agencies, implement utilization controls or changes in benefit packages to effectuate a similar savings amount for this population; and (iv) no later than July 1, 2013, minimum level of care eligibility criteria for institutional and home and community-based long term care; and (v) no later than October 1, 2013,

establish procedures to permit long term care providers access to eligibility scores for individuals with an admission date who are seeking or receiving services from the long term care provider. In order to select the minimum level of care eligibility criteria, the Governor shall establish a workgroup that includes affected agency representatives and stakeholders representing the institutional and home and community-based long term care interests. This Section shall not restrict the Department from implementing lower level of care eligibility criteria for community-based services in circumstances where federal approval has been granted.

The Illinois Department shall develop and operate, in cooperation with other State Departments and agencies and in compliance with applicable federal laws and regulations, appropriate and effective systems of health care evaluation and programs for monitoring of utilization of health care services and facilities, as it affects persons eligible for medical assistance under this Code.

The Illinois Department shall report annually to the General Assembly, no later than the second Friday in April of 1979 and each year thereafter, in regard to:

- (a) actual statistics and trends in utilization of medical services by public aid recipients;
- (b) actual statistics and trends in the provision of the various medical services by medical vendors;
- (c) current rate structures and proposed changes in those rate structures for the various medical vendors; and
- (d) efforts at utilization review and control by the Illinois Department.

The period covered by each report shall be the 3 years ending on the June 30 prior to the report. The report shall include suggested legislation for consideration by the General Assembly. The filing of one copy of the report with the Speaker, one copy with the Minority Leader and one copy with the Clerk of the House of Representatives, one copy with the President, one copy with the Minority Leader and one copy with the Secretary of the Senate, one copy with the Legislative Research Unit, and such additional copies with the State Government Report Distribution Center for the General Assembly as is required under paragraph (t) of Section 7 of the State Library Act shall be deemed sufficient to comply with this Section.

Rulemaking authority to implement Public Act 95-1045, if any, is conditioned on the rules being adopted in accordance with all provisions of the Illinois Administrative Procedure Act and all rules and procedures of the Joint Committee on Administrative Rules; any purported rule not so adopted, for whatever reason, is unauthorized.

On and after July 1, 2012, the Department shall reduce any rate of reimbursement for services or other payments or alter any methodologies authorized by this Code to reduce any rate of reimbursement for services or other payments in accordance with Section 5-5e.

Because kidney transplantation can be an appropriate, cost effective alternative to renal dialysis when medically necessary and notwithstanding the provisions of Section 1-11 of this Code, beginning October 1, 2014, the Department shall cover kidney transplantation for noncitizens with end-stage renal disease who are not eligible for comprehensive medical benefits, who meet the residency requirements of Section 5-3 of this Code, and who would otherwise meet the financial requirements of the appropriate class of eligible persons under Section 5-2 of this Code. To qualify for coverage of kidney transplantation, such person must be receiving emergency renal dialysis services covered by the Department. Providers under this Section shall be prior approved and certified by the Department to perform kidney transplantation and the services under this Section shall be limited to services associated with kidney transplantation.

Notwithstanding any other provision of this Code to the contrary, on or after July 1, 2015, all FDA approved forms of medication assisted treatment prescribed for the treatment of alcohol dependence or treatment of opioid dependence shall be covered under both fee for service and managed care medical assistance programs for persons who are otherwise eligible for medical assistance under this Article and shall not be subject to any (1) utilization control, other than those established under the American Society of Addiction Medicine patient placement criteria, (2) prior authorization mandate, or (3) lifetime restriction limit mandate.

On or after July 1, 2015, opioid antagonists prescribed for the treatment of an opioid overdose, including the medication product, administration devices, and any pharmacy fees related to the dispensing and administration of the opioid antagonist, shall be covered under the medical assistance program for persons who are otherwise eligible for medical assistance under this Article. As used in this Section, "opioid antagonist" means a drug that binds to opioid receptors and blocks or inhibits the effect of opioids acting on those receptors, including, but not limited to, naloxone hydrochloride or any other similarly acting drug approved by the U.S. Food and Drug Administration.

Upon federal approval, the Department shall provide coverage and reimbursement for all drugs that are approved for marketing by the federal Food and Drug Administration and that are recommended by the federal Public Health Service or the United States Centers for Disease Control and Prevention for pre-exposure prophylaxis and related pre-exposure prophylaxis services, including, but not limited to, HIV and sexually transmitted infection screening, treatment for sexually transmitted infections, medical monitoring, assorted labs, and counseling to reduce the likelihood of HIV infection among individuals who are not infected with HIV but who are at high risk of HIV infection.

(Source: P.A. 98-104, Article 9, Section 9-5, eff. 7-22-13; 98-104, Article 12, Section 12-20, eff. 7-22-13; 98-303, eff. 8-9-13; 98-463, eff. 8-16-13; 98-651, eff. 6-16-14; 98-756, eff. 7-16-14; 98-963, eff. 8-15-14; 99-78, eff. 7-20-15; 99-180, eff. 7-29-15; 99-236, eff. 8-3-15; 99-407 (see Section 20 of P.A. 99-588 for the effective date of P.A. 99-407); 99-433, eff. 8-21-15; 99-480, eff. 9-9-15; 99-588, eff. 7-20-16; 99-642, eff. 7-28-16; 99-772, eff. 1-1-17; 99-895, eff. 1-1-17; revised 9-20-16.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Murphy, **Senate Bill No. 314** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|---------------|--------------|---------------|
| Althoff | Cullerton, T. | McCann | Rooney |
| Anderson | Cunningham | McCarter | Rose |
| Aquino | Fowler | McConnaughay | Sandoval |
| Barickman | Harmon | McGuire | Schimpf |
| Bennett | Hastings | Morrison | Silverstein |
| Bertino-Tarrant | Holmes | Mulroe | Stadelman |
| Biss | Hunter | Muñoz | Steans |
| Bivins | Hutchinson | Murphy | Syverson |
| Brady | Jones, E. | Nybo | Tracy |
| Bush | Koehler | Oberweis | Trotter |
| Castro | Lightford | Radogno | Van Pelt |
| Clayborne | Link | Raoul | Weaver |
| Collins | Manar | Rezin | Mr. President |
| Connelly | Martinez | Righter | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Mulroe, **Senate Bill No. 317** was recalled from the order of third reading to the order of second reading.

Senator Mulroe offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 317

[May 2, 2017]

AMENDMENT NO. 1. Amend Senate Bill 317 by replacing everything after the enacting clause with the following:

"Section 5. The Pharmacy Practice Act is amended by changing Section 3 as follows:

(225 ILCS 85/3)

(Section scheduled to be repealed on January 1, 2018)

Sec. 3. Definitions. For the purpose of this Act, except where otherwise limited therein:

(a) "Pharmacy" or "drugstore" means and includes every store, shop, pharmacy department, or other place where pharmacist care is provided by a pharmacist (1) where drugs, medicines, or poisons are dispensed, sold or offered for sale at retail, or displayed for sale at retail; or (2) where prescriptions of physicians, dentists, advanced practice nurses, physician assistants, veterinarians, podiatric physicians, or optometrists, within the limits of their licenses, are compounded, filled, or dispensed; or (3) which has upon it or displayed within it, or affixed to or used in connection with it, a sign bearing the word or words "Pharmacist", "Druggist", "Pharmacy", "Pharmaceutical Care", "Apothecary", "Drugstore", "Medicine Store", "Prescriptions", "Drugs", "Dispensary", "Medicines", or any word or words of similar or like import, either in the English language or any other language; or (4) where the characteristic prescription sign (Rx) or similar design is exhibited; or (5) any store, or shop, or other place with respect to which any of the above words, objects, signs or designs are used in any advertisement.

(b) "Drugs" means and includes (1) articles recognized in the official United States Pharmacopoeia/National Formulary (USP/NF), or any supplement thereto and being intended for and having for their main use the diagnosis, cure, mitigation, treatment or prevention of disease in man or other animals, as approved by the United States Food and Drug Administration, but does not include devices or their components, parts, or accessories; and (2) all other articles intended for and having for their main use the diagnosis, cure, mitigation, treatment or prevention of disease in man or other animals, as approved by the United States Food and Drug Administration, but does not include devices or their components, parts, or accessories; and (3) articles (other than food) having for their main use and intended to affect the structure or any function of the body of man or other animals; and (4) articles having for their main use and intended for use as a component or any articles specified in clause (1), (2) or (3); but does not include devices or their components, parts or accessories.

(c) "Medicines" means and includes all drugs intended for human or veterinary use approved by the United States Food and Drug Administration.

(d) "Practice of pharmacy" means:

(1) the interpretation and the provision of assistance in the monitoring, evaluation, and implementation of prescription drug orders;

(2) the dispensing of prescription drug orders;

(3) participation in drug and device selection;

(4) drug administration limited to the administration of oral, topical, injectable, and inhalation as follows:

(A) in the context of patient education on the proper use or delivery of medications;

(B) vaccination of patients 14 years of age and older pursuant to a valid prescription

or standing order, by a physician licensed to practice medicine in all its branches, upon completion of appropriate training, including how to address contraindications and adverse reactions set forth by rule, with notification to the patient's physician and appropriate record retention, or pursuant to hospital pharmacy and therapeutics committee policies and procedures; and

(C) administration of injections of hydroxyprogesterone caproate and medroxyprogesterone acetate, pursuant to a valid prescription, by a physician licensed to practice medicine in all its branches, upon completion of appropriate training, including how to address contraindications and adverse reactions set forth by rule, with notification to the patient's physician and appropriate record retention, or pursuant to hospital pharmacy and therapeutics committee policies and procedures;

(5) vaccination of patients ages 10 through 13 limited to the Influenza (inactivated

influenza vaccine and live attenuated influenza intranasal vaccine) and Tdap (defined as tetanus, diphtheria, acellular pertussis) vaccines, pursuant to a valid prescription or standing order, by a physician licensed to practice medicine in all its branches, upon completion of appropriate training, including how to address contraindications and adverse reactions set forth by rule, with notification to the patient's physician and appropriate record retention, or pursuant to hospital pharmacy and therapeutics committee policies and procedures;

(6) drug regimen review;

(7) drug or drug-related research;

(8) the provision of patient counseling;

[May 2, 2017]

(9) the practice of telepharmacy;

(10) the provision of those acts or services necessary to provide pharmacist care;

(11) medication therapy management; and

(12) the responsibility for compounding and labeling of drugs and devices (except labeling by a manufacturer, repackager, or distributor of non-prescription drugs and commercially packaged legend drugs and devices), proper and safe storage of drugs and devices, and maintenance of required records.

A pharmacist who performs any of the acts defined as the practice of pharmacy in this State must be actively licensed as a pharmacist under this Act.

(e) "Prescription" means and includes any written, oral, facsimile, or electronically transmitted order for drugs or medical devices, issued by a physician licensed to practice medicine in all its branches, dentist, veterinarian, podiatric physician, or optometrist, within the limits of their licenses, by a physician assistant in accordance with subsection (f) of Section 4, or by an advanced practice nurse in accordance with subsection (g) of Section 4, containing the following: (1) name of the patient; (2) date when prescription was issued; (3) name and strength of drug or description of the medical device prescribed; and (4) quantity; (5) directions for use; (6) prescriber's name, address, and signature; and (7) DEA number where required, for controlled substances. The prescription may, but is not required to, list the illness, disease, or condition for which the drug or device is being prescribed. DEA numbers shall not be required on inpatient drug orders.

(f) "Person" means and includes a natural person, copartnership, association, corporation, government entity, or any other legal entity.

(g) "Department" means the Department of Financial and Professional Regulation.

(h) "Board of Pharmacy" or "Board" means the State Board of Pharmacy of the Department of Financial and Professional Regulation.

(i) "Secretary" means the Secretary of Financial and Professional Regulation.

(j) "Drug product selection" means the interchange for a prescribed pharmaceutical product in accordance with Section 25 of this Act and Section 3.14 of the Illinois Food, Drug and Cosmetic Act.

(k) "Inpatient drug order" means an order issued by an authorized prescriber for a resident or patient of a facility licensed under the Nursing Home Care Act, the ID/DD Community Care Act, the MC/DD Act, the Specialized Mental Health Rehabilitation Act of 2013, or the Hospital Licensing Act, or "An Act in relation to the founding and operation of the University of Illinois Hospital and the conduct of University of Illinois health care programs", approved July 3, 1931, as amended, or a facility which is operated by the Department of Human Services (as successor to the Department of Mental Health and Developmental Disabilities) or the Department of Corrections.

(k-5) "Pharmacist" means an individual health care professional and provider currently licensed by this State to engage in the practice of pharmacy.

(l) "Pharmacist in charge" means the licensed pharmacist whose name appears on a pharmacy license and who is responsible for all aspects of the operation related to the practice of pharmacy.

(m) "Dispense" or "dispensing" means the interpretation, evaluation, and implementation of a prescription drug order, including the preparation and delivery of a drug or device to a patient or patient's agent in a suitable container appropriately labeled for subsequent administration to or use by a patient in accordance with applicable State and federal laws and regulations. "Dispense" or "dispensing" does not mean the physical delivery to a patient or a patient's representative in a home or institution by a designee of a pharmacist or by common carrier. "Dispense" or "dispensing" also does not mean the physical delivery of a drug or medical device to a patient or patient's representative by a pharmacist's designee within a pharmacy or drugstore while the pharmacist is on duty and the pharmacy is open.

(n) "Nonresident pharmacy" means a pharmacy that is located in a state, commonwealth, or territory of the United States, other than Illinois, that delivers, dispenses, or distributes, through the United States Postal Service, commercially acceptable parcel delivery service, or other common carrier, to Illinois residents, any substance which requires a prescription.

(o) "Compounding" means the preparation and mixing of components, excluding flavorings, (1) as the result of a prescriber's prescription drug order or initiative based on the prescriber-patient-pharmacist relationship in the course of professional practice or (2) for the purpose of, or incident to, research, teaching, or chemical analysis and not for sale or dispensing. "Compounding" includes the preparation of drugs or devices in anticipation of receiving prescription drug orders based on routine, regularly observed dispensing patterns. Commercially available products may be compounded for dispensing to individual patients only if all of the following conditions are met: (i) the commercial product is not reasonably available from normal distribution channels in a timely manner to meet the patient's needs and (ii) the prescribing practitioner has requested that the drug be compounded.

(p) (Blank).

(q) (Blank).

(r) "Patient counseling" means the communication between a pharmacist or a student pharmacist under the supervision of a pharmacist and a patient or the patient's representative about the patient's medication or device for the purpose of optimizing proper use of prescription medications or devices. "Patient counseling" may include without limitation (1) obtaining a medication history; (2) acquiring a patient's allergies and health conditions; (3) facilitation of the patient's understanding of the intended use of the medication; (4) proper directions for use; (5) significant potential adverse events; (6) potential food-drug interactions; and (7) the need to be compliant with the medication therapy. A pharmacy technician may only participate in the following aspects of patient counseling under the supervision of a pharmacist: (1) obtaining medication history; (2) providing the offer for counseling by a pharmacist or student pharmacist; and (3) acquiring a patient's allergies and health conditions.

(s) "Patient profiles" or "patient drug therapy record" means the obtaining, recording, and maintenance of patient prescription information, including prescriptions for controlled substances, and personal information.

(t) (Blank).

(u) "Medical device" means an instrument, apparatus, implement, machine, contrivance, implant, in vitro reagent, or other similar or related article, including any component part or accessory, required under federal law to bear the label "Caution: Federal law requires dispensing by or on the order of a physician". A seller of goods and services who, only for the purpose of retail sales, compounds, sells, rents, or leases medical devices shall not, by reasons thereof, be required to be a licensed pharmacy.

(v) "Unique identifier" means an electronic signature, handwritten signature or initials, thumb print, or other acceptable biometric or electronic identification process as approved by the Department.

(w) "Current usual and customary retail price" means the price that a pharmacy charges to a non-third-party payor.

(x) "Automated pharmacy system" means a mechanical system located within the confines of the pharmacy or remote location that performs operations or activities, other than compounding or administration, relative to storage, packaging, dispensing, or distribution of medication, and which collects, controls, and maintains all transaction information.

(y) "Drug regimen review" means and includes the evaluation of prescription drug orders and patient records for (1) known allergies; (2) drug or potential therapy contraindications; (3) reasonable dose, duration of use, and route of administration, taking into consideration factors such as age, gender, and contraindications; (4) reasonable directions for use; (5) potential or actual adverse drug reactions; (6) drug-drug interactions; (7) drug-food interactions; (8) drug-disease contraindications; (9) therapeutic duplication; (10) patient laboratory values when authorized and available; (11) proper utilization (including over or under utilization) and optimum therapeutic outcomes; and (12) abuse and misuse.

(z) "Electronic transmission prescription" means any prescription order for which a facsimile or electronic image of the order is electronically transmitted from a licensed prescriber to a pharmacy. "Electronic transmission prescription" includes both data and image prescriptions.

(aa) "Medication therapy management services" means a distinct service or group of services offered by licensed pharmacists, physicians licensed to practice medicine in all its branches, advanced practice nurses authorized in a written agreement with a physician licensed to practice medicine in all its branches, or physician assistants authorized in guidelines by a supervising physician that optimize therapeutic outcomes for individual patients through improved medication use. In a retail or other non-hospital pharmacy, medication therapy management services shall consist of the evaluation of prescription drug orders and patient medication records to resolve conflicts with the following:

- (1) known allergies;
- (2) drug or potential therapy contraindications;
- (3) reasonable dose, duration of use, and route of administration, taking into consideration factors such as age, gender, and contraindications;
- (4) reasonable directions for use;
- (5) potential or actual adverse drug reactions;
- (6) drug-drug interactions;
- (7) drug-food interactions;
- (8) drug-disease contraindications;
- (9) identification of therapeutic duplication;
- (10) patient laboratory values when authorized and available;
- (11) proper utilization (including over or under utilization) and optimum therapeutic outcomes; and

(12) drug abuse and misuse.

"Medication therapy management services" includes the following:

(1) documenting the services delivered and communicating the information provided to patients' prescribers within an appropriate time frame, not to exceed 48 hours;

(2) providing patient counseling designed to enhance a patient's understanding and the appropriate use of his or her medications; and

(3) providing information, support services, and resources designed to enhance a patient's adherence with his or her prescribed therapeutic regimens.

"Medication therapy management services" may also include patient care functions authorized by a physician licensed to practice medicine in all its branches for his or her identified patient or groups of patients under specified conditions or limitations in a standing order from the physician.

"Medication therapy management services" in a licensed hospital may also include the following:

(1) reviewing assessments of the patient's health status; and

(2) following protocols of a hospital pharmacy and therapeutics committee with respect to the fulfillment of medication orders.

(bb) "Pharmacist care" means the provision by a pharmacist of medication therapy management services, with or without the dispensing of drugs or devices, intended to achieve outcomes that improve patient health, quality of life, and comfort and enhance patient safety.

(cc) "Protected health information" means individually identifiable health information that, except as otherwise provided, is:

(1) transmitted by electronic media;

(2) maintained in any medium set forth in the definition of "electronic media" in the federal Health Insurance Portability and Accountability Act; or

(3) transmitted or maintained in any other form or medium.

"Protected health information" does not include individually identifiable health information found in:

(1) education records covered by the federal Family Educational Right and Privacy Act; or

(2) employment records held by a licensee in its role as an employer.

(dd) "Standing order" means a specific order for a patient or group of patients issued by a physician licensed to practice medicine in all its branches in Illinois.

(ee) "Address of record" means the address recorded by the Department in the applicant's or licensee's application file or license file, as maintained by the Department's licensure maintenance unit.

(ff) "Home pharmacy" means the location of a pharmacy's primary operations.

(Source: P.A. 98-104, eff. 7-22-13; 98-214, eff. 8-9-13; 98-756, eff. 7-16-14; 99-180, eff. 7-29-15.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Mulroe offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 317

AMENDMENT NO. 2. Amend Senate Bill 317, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 4, by replacing lines 3 and 4 with "alpha-hydroxyprogesterone caproate, pursuant to a valid prescription, by a".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Mulroe, **Senate Bill No. 317** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

[May 2, 2017]

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Cunningham | McCarter | Rose |
| Anderson | Fowler | McConchie | Sandoval |
| Aquino | Harmon | McConnaughay | Schimpf |
| Barickman | Hastings | McGuire | Silverstein |
| Bennett | Holmes | Morrison | Stadelman |
| Bertino-Tarrant | Hunter | Mulroe | Steans |
| Biss | Hutchinson | Muñoz | Syverson |
| Bivins | Jones, E. | Murphy | Tracy |
| Brady | Koehler | Nybo | Van Pelt |
| Bush | Landek | Oberweis | Weaver |
| Castro | Lightford | Radogno | Mr. President |
| Clayborne | Link | Raoul | |
| Collins | Manar | Rezin | |
| Connelly | Martinez | Righter | |
| Cullerton, T. | McCann | Rooney | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Manar, **Senate Bill No. 318** was recalled from the order of third reading to the order of second reading.

Senator Manar offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 318

AMENDMENT NO. 1. Amend Senate Bill 318 by replacing everything after the enacting clause with the following:

"Section 5. The Genetic Information Privacy Act is amended by changing Section 25 as follows:
(410 ILCS 513/25)

Sec. 25. Use of genetic testing information by employers.

(a) An employer, employment agency, labor organization, and licensing agency shall treat genetic testing and genetic information in such a manner that is consistent with the requirements of federal law, including but not limited to the Genetic Information Nondiscrimination Act of 2008, the Americans with Disabilities Act, Title VII of the Civil Rights Act of 1964, the Family and Medical Leave Act of 1993, the Occupational Safety and Health Act of 1970, the Federal Mine Safety and Health Act of 1977, or the Atomic Energy Act of 1954.

(b) An employer may release genetic testing information only in accordance with this Act.

(c) An employer, employment agency, labor organization, and licensing agency shall not directly or indirectly do any of the following:

(1) solicit, request, require or purchase genetic testing or genetic information of a

person or a family member of the person, or administer a genetic test to a person or a family member of the person as a condition of employment, preemployment application, labor organization membership, or licensure;

(2) affect the terms, conditions, or privileges of employment, preemployment

application, labor organization membership, or licensure, or terminate the employment, labor organization membership, or licensure of any person because of genetic testing or genetic information with respect to the employee or family member, or information about a request for or the receipt of genetic testing by such employee or family member of such employee;

(3) limit, segregate, or classify employees in any way that would deprive or tend to

deprive any employee of employment opportunities or otherwise adversely affect the status of the employee as an employee because of genetic testing or genetic information with respect to the employee or a family member, or information about a request for or the receipt of genetic testing or genetic information by such employee or family member of such employee; and

(4) retaliate through discharge or in any other manner against any person alleging a violation of this Act or participating in any manner in a proceeding under this Act.

(d) An agreement between a person and an employer, prospective employer, employment agency, labor organization, or licensing agency, or its employees, agents, or members offering the person employment, labor organization membership, licensure, or any pay or benefit in return for taking a genetic test is prohibited.

(e) An employer shall not use genetic information or genetic testing in furtherance of a workplace wellness program benefiting employees unless (1) health or genetic services are offered by the employer, (2) the employee provides written authorization in accordance with Section 30 of this Act, (3) only the employee or family member if the family member is receiving genetic services and the licensed health care professional or licensed genetic counselor involved in providing such services receive individually identifiable information concerning the results of such services, and (4) any individually identifiable information is only available for purposes of such services and shall not be disclosed to the employer except in aggregate terms that do not disclose the identity of specific employees. An employer shall not penalize an employee who does not disclose his or her genetic information or does not choose to participate in a program requiring disclosure of the employee's genetic information.

(f) Nothing in this Act shall be construed to prohibit genetic testing of an employee who requests a genetic test and who provides written authorization, in accordance with Section 30 of this Act, from taking a genetic test for the purpose of initiating a workers' compensation claim under the Workers' Compensation Act.

(g) A purchase of commercially and publicly available documents, including newspapers, magazines, periodicals, and books but not including medical databases or court records or inadvertently requesting family medical history by an employer, employment agency, labor organization, and licensing agency does not violate this Act.

(h) Nothing in this Act shall be construed to prohibit an employer that conducts DNA analysis for law enforcement purposes as a forensic laboratory and that includes such analysis in the Combined DNA Index System pursuant to the federal Violent Crime Control and Law Enforcement Act of 1994 from requesting or requiring genetic testing or genetic information of such employer's employees, but only to the extent that such genetic testing or genetic information is used for analysis of DNA identification markers for quality control to detect sample contamination.

(i) Nothing in this Act shall be construed to prohibit an employer from requesting or requiring genetic information to be used for genetic monitoring of the biological effects of toxic substances in the workplace, but only if (1) the employer provides written notice of the genetic monitoring to the employee; (2) the employee provides written authorization under Section 30 of this Act or the genetic monitoring is required by federal or State law; (3) the employee is informed of individual monitoring results; (4) the monitoring is in compliance with any federal genetic monitoring regulations or State genetic monitoring regulations under the authority of the federal Occupational Safety and Health Act of 1970; and (5) the employer, excluding any health care provider, health care professional, or health facility that is involved in the genetic monitoring program, receives the results of the monitoring only in aggregate terms that do not disclose the identity of specific employees.

(j) Despite lawful acquisition of genetic testing or genetic information under subsections (e) through (i) of this Section, an employer, employment agency, labor organization, and licensing agency still may not use or disclose the genetic test or genetic information in violation of this Act.

(k) Except as provided in subsections (e), (f), (h), and (i) of this Section, a person shall not knowingly sell to or interpret for an employer, employment agency, labor organization, or licensing agency, or its employees, agents, or members, a genetic test of an employee, labor organization member, or license holder, or of a prospective employee, member, or license holder.

(Source: P.A. 98-1046, eff. 1-1-15.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Manar, **Senate Bill No. 318** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[May 2, 2017]

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Cunningham | McCarter | Sandoval |
| Anderson | Fowler | McConchie | Schimpf |
| Aquino | Harmon | McConnaughay | Silverstein |
| Barickman | Hastings | McGuire | Stadelman |
| Bennett | Holmes | Morrison | Steans |
| Bertino-Tarrant | Hunter | Mulroe | Syverson |
| Biss | Hutchinson | Muñoz | Tracy |
| Bivins | Jones, E. | Nybo | Trotter |
| Brady | Koehler | Oberweis | Van Pelt |
| Bush | Landek | Radogno | Weaver |
| Castro | Lightford | Raoul | Mr. President |
| Clayborne | Link | Rezin | |
| Collins | Manar | Righter | |
| Connelly | Martinez | Rooney | |
| Cullerton, T. | McCann | Rose | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Castro, **Senate Bill No. 422** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|---------------|--------------|---------------|
| Althoff | Cullerton, T. | McCann | Rooney |
| Anderson | Cunningham | McCarter | Rose |
| Aquino | Fowler | McConchie | Sandoval |
| Barickman | Harmon | McConnaughay | Schimpf |
| Bennett | Hastings | McGuire | Silverstein |
| Bertino-Tarrant | Holmes | Morrison | Stadelman |
| Biss | Hunter | Mulroe | Steans |
| Bivins | Hutchinson | Muñoz | Syverson |
| Brady | Jones, E. | Nybo | Tracy |
| Bush | Koehler | Oberweis | Trotter |
| Castro | Lightford | Radogno | Van Pelt |
| Clayborne | Link | Raoul | Weaver |
| Collins | Manar | Rezin | Mr. President |
| Connelly | Martinez | Righter | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Cunningham, **Senate Bill No. 447** was recalled from the order of third reading to the order of second reading.

Senator Cunningham offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 447

AMENDMENT NO. 1. Amend Senate Bill 447 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 34-21.1 as follows:

(105 ILCS 5/34-21.1) (from Ch. 122, par. 34-21.1)

Sec. 34-21.1. Additional powers. In addition to other powers and authority now possessed by it, the board shall have power:

(1) To lease from any public building commission created pursuant to the provisions of the Public Building Commission Act, approved July 5, 1955, as heretofore or hereafter amended or from any individuals, partnerships or corporations, any real or personal property for the purpose of securing space for its school purposes or office or other space for its administrative functions for a period of time not exceeding 40 years.

(2) To pay for the use of this leased property in accordance with the terms of the lease and with the provisions of the Public Building Commission Act, approved July 5, 1955, as heretofore or hereafter amended.

(3) Such lease may be entered into without making a previous appropriation for the expense thereby incurred; provided, however, that if the board undertakes to pay all or any part of the costs of operating and maintaining the property of a public building commission as authorized in subparagraph (4) of this Section, such expenses of operation and maintenance shall be included in the annual budget of such board annually during the term of such undertaking.

(4) In addition, the board may undertake, either in the lease with a public building commission or by separate agreement or contract with a public building commission, to pay all or any part of the costs of maintaining and operating the property of a public building commission for any period of time not exceeding 40 years.

(5) To enter into agreements, including lease and lease purchase agreements having a term not longer than 40 years from the date on which such agreements are entered into, with private sector individuals, partnerships, or corporations for the construction of school buildings, school administrative offices, site development, and school support facilities. The board shall maintain exclusive possession of all schools, school administrative offices, and school facilities which it is occupying or acquiring pursuant to any such lease or lease purchase agreement, and in addition shall have and exercise complete control over the education program conducted at such schools, offices and facilities. The board's contribution under any such agreement shall be limited to the use of the real estate and existing improvements on a rental basis which shall be exempt from any form of leasehold tax or assessment, but the interests of the board may be subordinated to the interests of a mortgage holder or holders acquired as security for additional improvements made on the property.

(6) To make payments on a lease or lease purchase agreement entered into pursuant to subparagraph (5) of this Section with an individual, partnership, or a corporation for school buildings, school administrative offices, and school support facilities constructed by such individual, partnership, or corporation.

(7) To purchase the interests of an individual, partnership, or corporation pursuant to any lease or lease purchase agreement entered into by the board pursuant to subparagraph (5) of this Section, and to assume or retire any outstanding debt or obligation relating to such lease or lease purchase agreement for any school building, school administrative office, or school support facility.

(8) Subject to the provisions of subparagraph (9) of this Section, to enter into agreements, including lease and lease purchase agreements, having a term not longer than 40 years from the date on which such agreements are entered into for the provision of school buildings and related property and facilities for an agricultural science school. The enrollment in such school shall be limited to 720 students, and no less than 50% of the total number of enrollment positions in each incoming class must be reserved for students who live within proximity to the school. "Proximity to the school" means all areas within the existing city limits of Chicago located south of 87th Street (8700 South) and west of Wood Street (1800 West). In addition to the other authorizations in this paragraph (8), a maximum of 80 additional students may be enrolled in the agricultural science school's significantly modified

curriculum for diverse learners, commonly known as the special education cluster program. Under such agreements the board shall have exclusive possession of all such school buildings and related property and facilities which it is occupying or acquiring pursuant to any such agreements, and in addition shall have and exercise complete control over the educational program conducted at such school. Under such agreements the board also may lease to another party to such agreement real estate and existing improvements which are appropriate and available for use as part of the necessary school buildings and related property and facilities for an agricultural science school. Any interest created by such a lease shall be exempt from any form of leasehold tax or assessment, and the interests of the board as owner or lessor of property covered by such a lease may be subordinated to the interests of a mortgage holder or holders acquired as security for additional improvements made on the property. In addition, but subject to the provisions of subparagraph (9) of this Section, the board is authorized: (i) to pay for the use of school buildings and related property and facilities for an agricultural science school as provided for in an agreement entered into pursuant to this subparagraph (8) and to enter into any such agreement without making a previous appropriation for the expense thereby incurred; and (ii) to enter into agreements to purchase any ownership interests in any school buildings and related property and facilities subject to any agreement entered into by the board pursuant to this subparagraph (8) and to assume or retire any outstanding debt or obligation relating to such school buildings and related property and facilities.

(9) Notwithstanding the provisions of subparagraph (8) of this Section or any other law, the board shall not at any time on or after the effective date of this amendatory Act of 1991 enter into any new lease or lease purchase agreement, or amend or modify any existing lease, lease purchase or other agreement entered into pursuant to subparagraph (8), covering all or any part of the property or facilities, consisting of 78.85 acres more or less, heretofore purchased or otherwise acquired by the board for an agricultural science school; nor shall the board enter into any agreement on or after the effective date of this amendatory Act of 1991 to sell, lease, transfer or otherwise convey all or any part of the property so purchased or acquired, nor any of the school buildings or related facilities thereon, but the same shall be held, used, occupied and maintained by the board solely for the purpose of conducting and operating an agricultural science school. The board shall not, on or after the effective date of this amendatory Act of 1991, enter into any contracts or agreements for the construction, alteration or modification of any new or existing school buildings or related facilities or structural improvements on any part of the 78.85 acres purchased or otherwise acquired by the board for agricultural science school purposes, excepting only those contracts or agreements that are entered into by the board for the construction, alteration or modification of such school buildings, related facilities or structural improvements that on the effective date of this amendatory Act of 1991 are either located upon, under construction upon or scheduled under existing plans and specifications to be constructed upon a parcel of land, consisting of 17.45 acres more or less and measuring approximately 880 feet along its northerly and southerly boundaries and 864 feet along its easterly and westerly boundaries, located in the northeast part of the 78.85 acres. Nothing in this subparagraph (9) shall be deemed or construed to alter, modify, impair or otherwise affect the terms and provisions of, nor the rights and obligations of the parties under any agreement or contract made and entered into by the board prior to the effective date of this amendatory Act (i) for the acquisition, lease or lease purchase of, or for the construction, alteration or modification of any school buildings, related facilities or structural improvements upon all or any part of the 78.85 acres purchased or acquired by the board for agricultural science school purposes, or (ii) for the lease by the board of an irregularly shaped parcel, consisting of 23.19 acres more or less, of that 78.85 acres for park board purposes.
(Source: P.A. 97-648, eff. 12-30-11.)."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Cunningham, **Senate Bill No. 447** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

[May 2, 2017]

YEAS 53; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|---------------|--------------|---------------|
| Althoff | Cullerton, T. | McCann | Rose |
| Anderson | Cunningham | McCarter | Sandoval |
| Aquino | Fowler | McConchie | Schimpf |
| Barickman | Harmon | McConnaughay | Silverstein |
| Bennett | Hastings | McGuire | Stadelman |
| Bertino-Tarrant | Hunter | Morrison | Steans |
| Biss | Hutchinson | Mulroe | Tracy |
| Bivins | Jones, E. | Muñoz | Trotter |
| Brady | Koehler | Murphy | Van Pelt |
| Bush | Landek | Oberweis | Weaver |
| Castro | Lightford | Radogno | Mr. President |
| Clayborne | Link | Raoul | |
| Collins | Manar | Rezin | |
| Connelly | Martinez | Righter | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senator Holmes asked and obtained unanimous consent for the Journal to reflect her intention to have voted in the affirmative on **Senate Bill No. 447**.

On motion of Senator Lightford, **Senate Bill No. 446** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 32; NAYS 20.

The following voted in the affirmative:

| | | | |
|-----------------|------------|-----------|---------------|
| Aquino | Cunningham | Lightford | Silverstein |
| Bennett | Harmon | Link | Stadelman |
| Bertino-Tarrant | Hastings | Manar | Steans |
| Biss | Holmes | Martinez | Trotter |
| Bush | Hunter | McGuire | Mr. President |
| Castro | Hutchinson | Mulroe | |
| Clayborne | Jones, E. | Muñoz | |
| Collins | Koehler | Raoul | |
| Cullerton, T. | Landek | Sandoval | |

The following voted in the negative:

| | | | |
|-----------|--------------|----------|--------|
| Althoff | Fowler | Oberweis | Tracy |
| Anderson | McCann | Radogno | Weaver |
| Barickman | McCarter | Righter | |
| Bivins | McConchie | Rooney | |
| Brady | McConnaughay | Rose | |
| Connelly | Nybo | Schimpf | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

[May 2, 2017]

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Barickman, **Senate Bill No. 584** was recalled from the order of third reading to the order of second reading.

Senator Barickman offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 584

AMENDMENT NO. 1. Amend Senate Bill 584 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Administrative Procedure Act is amended by changing Section 10-50 as follows: (5 ILCS 100/10-50) (from Ch. 127, par. 1010-50)

Sec. 10-50. Decisions and orders.

(a) A final decision or order adverse to a party (other than the agency) in a contested case shall be in writing or stated in the record. A final decision shall include findings of fact and conclusions of law, separately stated. Findings of fact, if set forth in statutory language, shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. If, in accordance with agency rules, a party submitted proposed findings of fact, the decision shall include a ruling upon each proposed finding. Parties or their agents appointed to receive service of process shall be notified either personally or by registered or certified mail of any decision or order. Upon request a copy of the decision or order shall be delivered or mailed forthwith to each party and to his attorney of record.

(b) All agency orders shall specify whether they are final and subject to the Administrative Review Law. Every final order shall contain a list of all parties of record to the case including the name and address of the agency or officer entering the order and the addresses of each party as known to the agency where the parties may be served with pleadings, notices, or service of process for any review or further proceedings. Every final order shall also state whether the rules of the agency require any motion or request for reconsideration to make the decision reviewable under the Administrative Review Law and shall cite the rule for the requirement. The changes made by this amendatory Act of the 100th General Assembly apply to all actions filed under the Administrative Review Law on or after the effective date of this amendatory Act of the 100th General Assembly.

(c) A decision by any agency in a contested case under this Act shall be void unless the proceedings are conducted in compliance with the provisions of this Act relating to contested cases, except to the extent those provisions are waived under Section 10-70 and except to the extent the agency has adopted its own rules for contested cases as authorized in Section 1-5.

(Source: P.A. 92-16, eff. 6-28-01.)

Section 10. The Code of Civil Procedure is amended by changing Sections 3-107 and 3-111 as follows: (735 ILCS 5/3-107) (from Ch. 110, par. 3-107)

Sec. 3-107. Defendants.

(a) Except as provided in subsection (b) or (c), in any action to review any final decision of an administrative agency, the administrative agency and all persons, other than the plaintiff, who were parties of record to the proceedings before the administrative agency shall be made defendants. The method of service of the decision shall be as provided in the Act governing the procedure before the administrative agency, but if no method is provided, a decision shall be deemed to have been served either when a copy of the decision is personally delivered or when a copy of the decision is deposited in the United States mail, in a sealed envelope or package, with postage prepaid, addressed to the party affected by the decision at his or her last known residence or place of business. The form of the summons and the issuance of alias summons shall be according to rules of the Supreme Court.

No action for administrative review shall be dismissed for lack of jurisdiction: (1) based upon misnomer of an agency, board, commission, or party that is properly served with summons that was issued in the action within the applicable time limits; or (2) for a the failure to name an employee, agent, or member, who acted in his or her official capacity, of an administrative agency, board, committee, or government entity; where a timely action for administrative review has been filed that identifies the final administrative decision under review and that makes a good faith effort to properly name the administrative agency, board, committee, or government entity, has been named as a defendant as provided in this Section.

[May 2, 2017]

Naming the director or agency head, in his or her official capacity, shall be deemed to include as defendant the administrative agency, board, committee, or government entity that the named defendants direct or head. No action for administrative review shall be dismissed for lack of jurisdiction based upon the failure to name an administrative agency, board, committee, or government entity, where the director or agency head, in his or her official capacity, has been named as a defendant as provided in this Section.

If, during the course of a review action, the court determines that an agency or a party of record to the administrative proceedings was not made a defendant as required by the preceding paragraph, then the court shall grant the plaintiff 35 days from the date of the determination in which to name and serve the unnamed agency or party as a defendant. The court shall permit the newly served defendant to participate in the proceedings to the extent the interests of justice may require.

(b) With respect to actions to review decisions of a zoning board of appeals in a municipality with a population of 500,000 or more inhabitants under Division 13 of Article 11 of the Illinois Municipal Code, "parties of record" means only the zoning board of appeals and applicants before the zoning board of appeals. The plaintiff shall send a notice of filing of the action by certified mail to each other person who appeared before and submitted oral testimony or written statements to the zoning board of appeals with respect to the decision appealed from. The notice shall be mailed within 2 days of the filing of the action. The notice shall state the caption of the action, the court in which the action is filed, and the names of the plaintiff in the action and the applicant to the zoning board of appeals. The notice shall inform the person of his or her right to intervene. Each person who appeared before and submitted oral testimony or written statements to the zoning board of appeals with respect to the decision appealed from shall have a right to intervene as a defendant in the action upon application made to the court within 30 days of the mailing of the notice.

(c) With respect to actions to review decisions of a hearing officer or a county zoning board of appeals under Division 5-12 of Article 5 of the Counties Code, "parties of record" means only the hearing officer or the zoning board of appeals and applicants before the hearing officer or the zoning board of appeals. The plaintiff shall send a notice of filing of the action by certified mail to each other person who appeared before and submitted oral testimony or written statements to the hearing officer or the zoning board of appeals with respect to the decision appealed from. The notice shall be mailed within 2 days of the filing of the action. The notice shall state the caption of the action, the court in which the action is filed, and the name of the plaintiff in the action and the applicant to the hearing officer or the zoning board of appeals. The notice shall inform the person of his or her right to intervene. Each person who appeared before and submitted oral testimony or written statements to the hearing officer or the zoning board of appeals with respect to the decision appealed from shall have a right to intervene as a defendant in the action upon application made to the court within 30 days of the mailing of the notice. This subsection (c) applies to zoning proceedings commenced on or after July 1, 2007 (the effective date of Public Act 95-321) ~~this amendatory Act of the 95th General Assembly.~~

(d) ~~The changes to this Section made by Public Act 95-831 this amendatory Act of the 95th General Assembly apply to all actions filed on or after August 21, 2007 (the effective date of Public Act 95-831) this amendatory Act of the 95th General Assembly. The changes made by this amendatory Act of the 100th General Assembly apply to all actions filed on or after the effective date of this amendatory Act of the 100th General Assembly.~~

(Source: P.A. 95-321, eff. 8-21-07; 95-831, eff. 8-14-08.)

(735 ILCS 5/3-111) (from Ch. 110, par. 3-111)

Sec. 3-111. Powers of circuit court.

(a) The Circuit Court has power:

(1) with or without requiring bond (except if otherwise provided in the particular statute under authority of which the administrative decision was entered), and before or after answer filed, upon notice to the agency and good cause shown, to stay the decision of the administrative agency in whole or in part pending the final disposition of the case. For the purpose of this subsection, "good cause" requires the applicant to show (i) that an immediate stay is required in order to preserve the status quo without endangering the public, (ii) that it is not contrary to public policy, and (iii) that there exists a reasonable likelihood of success on the merits;

(2) to make any order that it deems proper for the amendment, completion or filing of the record of proceedings of the administrative agency;

(3) to allow substitution of parties by reason of marriage, death, bankruptcy, assignment or other cause;

(4) to dismiss parties, to correct misnomers, including any erroneous identification of the administrative agency that was made in good faith, to realign parties, or to join agencies or parties;

(5) to affirm or reverse the decision in whole or in part;

(6) where a hearing has been held by the agency, to reverse and remand the decision in whole or in part, and, in that case, to state the questions requiring further hearing or proceedings and to give such other instructions as may be proper;

(7) where a hearing has been held by the agency, to remand for the purpose of taking additional evidence when from the state of the record of the administrative agency or otherwise it shall appear that such action is just. However, no remandment shall be made on the ground of newly discovered evidence unless it appears to the satisfaction of the court that such evidence has in fact been discovered subsequent to the termination of the proceedings before the administrative agency and that it could not by the exercise of reasonable diligence have been obtained at such proceedings; and that such evidence is material to the issues and is not cumulative;

(8) in case of affirmation or partial affirmation of an administrative decision which requires the payment of money, to enter judgment for the amount justified by the record and for costs, which judgment may be enforced as other judgments for the recovery of money;

(9) when the particular statute under authority of which the administrative decision was entered requires the plaintiff to file a satisfactory bond and provides for the dismissal of the action for the plaintiff's failure to comply with this requirement unless the court is authorized by the particular statute to enter, and does enter, an order imposing a lien upon the plaintiff's property, to take such proofs and to enter such orders as may be appropriate to carry out the provisions of the particular statute. However, the court shall not approve the bond, nor enter an order for the lien, in any amount which is less than that prescribed by the particular statute under authority of which the administrative decision was entered if the statute provides what the minimum amount of the bond or lien shall be or provides how said minimum amount shall be determined. No such bond shall be approved by the court without notice to, and an opportunity to be heard thereon by, the administrative agency affected. The lien, created by the entry of a court order in lieu of a bond, shall not apply to property exempted from the lien by the particular statute under authority of which the administrative decision was entered. The lien shall not be effective against real property whose title is registered under the provisions of the Registered Titles (Torrens) Act until the provisions of Section 85 of that Act are complied with.

(b) Technical errors in the proceedings before the administrative agency or its failure to observe the technical rules of evidence shall not constitute grounds for the reversal of the administrative decision unless it appears to the court that such error or failure materially affected the rights of any party and resulted in substantial injustice to him or her.

(c) On motion of either party, the circuit court shall make findings of fact or state the propositions of law upon which its judgment is based.

(d) The changes to this Section made by Public Act 95-831 ~~this amendatory Act of the 95th General Assembly~~ apply to all actions filed on or after August 21, 2007 (the effective date of Public Act 95-831) ~~this amendatory Act of the 95th General Assembly~~. The changes made by this amendatory Act of the 100th General Assembly apply to all actions filed on or after the effective date of this amendatory Act of the 100th General Assembly.

(Source: P.A. 95-831, eff. 8-14-08.)

Section 99. Effective date. This Act takes effect upon becoming law."

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Barickman offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 584

AMENDMENT NO. 2. Amend Senate Bill 584, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 2, by replacing replacing lines 15 and 16 with "reconsideration and cite the rule for the".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

[May 2, 2017]

On motion of Senator Barickman, **Senate Bill No. 584** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 53; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|---------------|-------------|---------------|
| Althoff | Cullerton, T. | McCann | Rose |
| Anderson | Cunningham | McCarter | Sandoval |
| Aquino | Fowler | McConaughay | Schimpf |
| Barickman | Harmon | McGuire | Silverstein |
| Bennett | Hastings | Mulroe | Stadelman |
| Bertino-Tarrant | Holmes | Muñoz | Steans |
| Biss | Hunter | Murphy | Syverson |
| Bivins | Hutchinson | Nybo | Tracy |
| Brady | Jones, E. | Oberweis | Trotter |
| Bush | Koehler | Radogno | Weaver |
| Castro | Lightford | Raoul | Mr. President |
| Clayborne | Link | Rezin | |
| Collins | Manar | Righter | |
| Connelly | Martinez | Rooney | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 479

Offered by Senators Link – Bush – Morrison and all Senators:

Mourns the death of Audrey Helen Nixon of North Chicago.

By unanimous consent, the foregoing resolution was referred to the Resolutions Consent Calendar.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 2, 2017 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture: **HOUSE BILLS 2995 and 3189.**

Appropriations II: **Floor Amendment No. 1 to Senate Bill 520; SENATE BILL 2204.**

Criminal Law: **Committee Amendment No. 1 to House Bill 786; Floor Amendment No. 2 to Senate Bill 1761; Floor Amendment No. 2 to Senate Bill 1843; Floor Amendment No. 3 to Senate Bill 1980; HOUSE BILLS 755, 2723, 2738, 2989, 3074, 3084, 3711 and 3910.**

Education: **Floor Amendment No. 1 to Senate Bill 1122; HOUSE BILLS 1254, 2369, 2377, 2527, 2540, 2612, 2794, 2977, 2993, 3059, 3215, 3507 and 3601.**

Energy and Public Utilities: **HOUSE BILL 535.**

[May 2, 2017]

Environment and Conservation: **HOUSE BILLS 772, 2842 and 3922.**

Executive: **Floor Amendment No. 2 to Senate Bill 315; Floor Amendment No. 3 to Senate Bill 1592; SENATE BILLS 2198 and 2202.**

Financial Institutions: **Floor Amendment No. 3 to Senate Bill 1351; HOUSE BILLS 1792 and 3791.**

Government Reform: **HOUSE BILL 682.**

Higher Education: **Committee Amendment No. 3 to Senate Bill 222; HOUSE BILLS 2740, 3255, 3490 and 3691.**

Human Services: **HOUSE BILLS 40, 742, 2812, 2814, 3131, 3167 and 3394; SENATE BILLS 2189, 2190, 2192 and 2201.**

Insurance: **HOUSE BILLS 302, 2610 and 2721.**

Judiciary: **Floor Amendment No. 2 to Senate Bill 234; Committee Amendment No. 2 to Senate Bill 1334; Floor Amendment No. 4 to Senate Bill 1502; Floor Amendment No. 1 to Senate Bill 1753; Committee Amendment No. 1 to House Bill 2516; HOUSE BILLS 1685, 2963 and 3054.**

Labor: **Floor Amendment No. 1 to Senate Bill 1895; SENATE BILLS 2196 and 2200; HOUSE BILLS 2462 and 2699.**

Licensed Activities and Pensions: **Floor Amendment No. 2 to Senate Bill 1607; Floor Amendment No. 2 to Senate Bill 1882; SENATE BILLS 2193, 2194 and 2195; HOUSE BILL 3342.**

Local Government: **Committee Amendment No. 1 to Senate Bill 1862; Committee Amendment No. 1 to House Bill 3536; HOUSE BILLS 169, 1895 and 3325.**

Public Health: **Floor Amendment No. 2 to Senate Bill 350; Floor Amendment No. 3 to Senate Bill 350; Floor Amendment No. 3 to Senate Bill 741; Floor Amendment No. 2 to Senate Bill 2038; HOUSE BILLS 223, 369, 763, 2506, 2800 and 3741.**

Revenue: **Committee Amendment No. 1 to House Bill 155; Committee Amendment No. 4 to Senate Bill 1285; Committee Amendment No. 1 to Senate Bill 2012; HOUSE BILLS 466, 821, 2801 and 3163; SENATE BILLS 2199 and 2203.**

Special Committee on Oversight of Medicaid Managed Care: **SENATE BILL 2191.**

State Government: **Floor Amendment No. 2 to Senate Bill 707; Floor Amendment No. 1 to Senate Bill 1011; Floor Amendment No. 1 to Senate Bill 1869; HOUSE BILLS 375, 394, 698, 1808, 1849, 2828, 3658, 3737, 3744, 3904 and 4011.**

Transportation: **Floor Amendment No. 2 to Senate Bill 396; Floor Amendment No. 1 to Senate Bill 1008; HOUSE BILLS 764, 2492 and 2581.**

Veterans Affairs: **HOUSE BILL 2449.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 2, 2017 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Commerce and Economic Development: **House Joint Resolution No. 3.**

Education: **House Joint Resolution No. 11.**

[May 2, 2017]

Gaming: **Senate Joint Resolution No. 26.**

Higher Education: **House Joint Resolution No. 2.**

Human Services: **Senate Resolution No. 400.**

Local Government: **Senate Resolution No. 412.**

Public Health: **Senate Resolutions Numbered 414 and 470.**

Special Committee on Oversight of Medicaid Managed Care: **Senate Joint Resolution No. 29.**

State Government: **House Joint Resolution No. 34.**

Transportation: **House Joint Resolutions Numbered 1 and 4.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 2, 2017 meeting, to which was referred **Senate Bill No. 543** on April 25, 2017, reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bill No. 543** was returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 2, 2017 meeting, to which was referred **House Bills numbered 524, 2499, 2580, 3018, 3120, 3121, 3130 and 3139**, reported the same back with the recommendation that the bill be placed on the order of second reading without recommendation to committee.

Pursuant to Senate Rule 3-8 (b-1), the following amendments will remain in the Committee on Assignments:

Floor Amendment No. 1 to Senate Bill 988

Floor Amendment No. 1 to Senate Bill 1095

Floor Amendment No. 1 to Senate Bill 1207

POSTING NOTICE WAIVED

Senator Koehler moved to waive the six-day posting requirement on **House Bill No. 772** so that the measure may be heard in the Committee on Environment and Conservation that is scheduled to meet May 4, 2017.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced the following committee to meet at 2:30 o'clock p.m.:

Public Health in Room 400

COMMITTEE MEETING ANNOUNCEMENT FOR MAY 3, 2017

The Chair announced the following committee to meet at 11:00 o'clock a.m.:

Financial Institutions in Room 409

[May 2, 2017]

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Manar, **Senate Bill No. 864** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Local Government, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 864

AMENDMENT NO. 1. Amend Senate Bill 864 by replacing everything after the enacting clause with the following:

"Section 5. The Public Library District Act of 1991 is amended by changing Section 15-15 as follows: (75 ILCS 16/15-15)

Sec. 15-15. Territory included within municipality or school district.

(a) A district may, by ordinance and referendum, annex territory if that territory is:

- (1) located within the boundaries of a municipality or school district that is included, entirely or partially, within the district;
- (2) contiguous to the district; and
- (3) without local, tax-supported public library service.

An ordinance under this subsection must describe the territory to be annexed. Prior to adopting the ordinance, the board of trustees of the library district shall send notice of the proposed ordinance to the president of the board of trustees of each public library located within one mile of the territory to be annexed. The library district may, in addition, provide notice of a proposed annexation ordinance on a website maintained by the library district. At any meeting of the board of trustees in which an annexation ordinance under this Section is considered, the board shall provide a reasonable opportunity for any interested person to make public comments on the proposed annexation ordinance.

(b) Within 15 days of the passage of the annexation ordinance, the library district shall send notice of the adoption of the ordinance, a copy of the map showing the boundaries of the territory to be annexed, and a copy of the text of the publication notice required in this Section to the president of the board of trustees of each public library with territory within one mile of the territory to be annexed. Within 15 days after the adoption of the ordinance it shall be published as provided in Section 1-30. The board may vacate an annexation ordinance before its publication.

(c) The publication or posting of the ordinance shall include a notice of ~~(i) the specific number of voters required to sign a petition requesting that the question of the adoption of the ordinance to be submitted to the voters of the district or the territory to be annexed and or both, (ii) the time in which the petition must be filed, and (iii) the date of the prospective referendum. The district secretary shall provide a petition form to any individual requesting one.~~

~~(d) Upon the passage of the annexation ordinance under this Section If no petition is filed with the library district within 30 days after publication or posting of the ordinance, the annexation shall take effect. If, however, within the 30 day period, a petition is filed with the Board of Trustees of the library district, signed by voters of the district or the territory to be annexed, or both, equal in number to 10% or more of the total number of registered voters in the district, the territory to be annexed or both, asking that the question of the annexation of the territory be submitted to the voters of the territory, the board of trustees shall may vacate the annexation ordinance or certify the question to the proper election authority, who shall submit the question at the next regular election. Notice of this election shall be given and the election shall be conducted in accordance with the Election Code. The proposition shall be submitted to the voters in substantially the following form:~~

~~Shall (description of territory) be annexed to (name of public library district), (location), Illinois?~~

~~(e) If a majority of votes cast upon the proposition in the district, and also a majority of votes cast upon the proposition in the territory to be annexed, are in favor of the proposition, the Board of Trustees of the library district may conclude the annexation of the territory.~~

~~(f) If, before the effective date of this amendatory Act of the 100th General Assembly this amendatory Act of the 94th General Assembly, a district has annexed territory under this Section and that annexation complies with the requirements set forth in this Section, as changed by this amendatory Act of the 94th General Assembly, then, for all purposes, that annexation is hereby validated, ratified, and declared to be in full force and effect _ from: (i) 30 days after publication or posting of the ordinance if no petition was~~

filed with the library district under subsection (d); or (ii) if a petition was filed, on the date that the district concluded the annexation of the territory under subsection (e).

(Source: P.A. 94-899, eff. 6-22-06; 95-161, eff. 1-1-08.)

(75 ILCS 16/15-20 rep.)

Section 10. The Public Library District Act of 1991 is amended by repealing Section 15-20.

Section 99. Effective date. This Act takes effect upon becoming law."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Sandoval, **Senate Bill No. 1267** having been printed, was taken up, read by title a second time.

Senator Sandoval offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1267

AMENDMENT NO. 1. Amend Senate Bill 1267 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Railroad Supplier Diversity Act.

Section 5. Definitions. For purposes of this Act:

(a) "Class I railroad" has the meaning assigned by regulations of the Surface Transportation Board (49 CFR Part 1201; General Instructions 1-1), as those regulations may be revised by the Board (including modifications in class thresholds based on the revenue deflator formula) from time to time.

(b) "Commission" means the Illinois Commerce Commission.

Section 10. Reports. A Class I railroad company may, no later than April 15 of each year, submit to the Commission an annual report containing the information described in subsections (b), (c), (d), and (e) of Section 5-117 of the Public Utilities Act and any other additional information by the railroad company, including, but not limited to, a national supplier diversity report. Any reports voluntarily submitted shall be in a form and manner required by the Commission. The Commission shall accept any reports submitted by a Class I railroad under this Section that contains as much State-specific data as possible.

Section 15. Workshop. The Commission shall hold an annual workshop open to the public on the state of supplier diversity among railroad companies to collaboratively seek solutions to structural impediments to achieving stated goals, including, but not limited to, testimony from each participating railroad company or any subject matter expert or advocate. The workshop under this Section shall not be held on the same date as other workshops held by the Commission."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Mulroe, as chief co-sponsor pursuant to Senate Rule 5-1(b)(ii), **Senate Bill No. 1444** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McCann, **Senate Bill No. 1453** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hastings, **Senate Bill No. 1502** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was postponed in the Committee on Judiciary.

The following amendment was offered in the Committee on Judiciary, adopted and ordered printed:

AMENDMENT NO. 2 TO SENATE BILL 1502

AMENDMENT NO. 2. Amend Senate Bill 1502 by replacing everything after the enacting clause with the following:

[May 2, 2017]

"Section 1. Short title. This Act may be cited as the Right to Know Act.

Section 5. Findings and purpose.

The General Assembly hereby finds and declares that the right to privacy is a personal and fundamental right protected by the United States Constitution. As such, all individuals have a right to privacy in information pertaining to them. This State recognizes the importance of providing consumers with transparency about how their personal information, especially information relating to their children, is shared by businesses. This transparency is crucial for Illinois citizens to protect themselves and their families from cyber-crimes and identity thieves. Furthermore, for free market forces to have a role in shaping the privacy practices and for "opt-in" and "opt-out" remedies to be effective, consumers must be more than vaguely informed that a business might share personal information with third parties. Consumers must be better informed about what kinds of personal information are shared with other businesses. With these specifics, consumers can knowledgeably choose to opt-in, opt-out, or choose among businesses that disclose information to third parties on the basis of how protective the business is of consumers' privacy.

Businesses are now collecting personal information and sharing and selling it in ways not contemplated or properly covered by the current law. Some websites are installing tracking tools that record when consumers visit web pages, and sending very personal information, such as age, gender, race, income, health concerns, religion, and recent purchases to third party marketers and data brokers. Third party data broker companies are buying, selling, and trading personal information obtained from mobile phones, financial institutions, social media sites, and other online and brick and mortar companies. Some mobile applications are sharing personal information, such as location information, unique phone identification numbers, and age, gender, and other personal details with third party companies. As such, consumers need to know the ways that their personal information is being collected by companies and then shared or sold to third parties in order to properly protect their privacy, personal safety, and financial security.

Section 10. Definitions. As used in this Act:

"Categories of personal information" includes, but is not limited to, the following:

(a) Identity information including, but not limited to, real name, alias, nickname, and user name.

(b) Address information, including, but not limited to, postal or e-mail.

(c) Telephone number.

(d) Account name.

(e) Social security number or other government-issued identification number, including, but not limited to, social security number, driver's license number, identification card number, and passport number.

(f) Birthdate or age.

(g) Physical characteristic information, including, but not limited to, height and weight.

(h) Sexual information, including, but not limited to, sexual orientation, sex, gender status, gender identity, and gender expression.

(i) Race or ethnicity.

(j) Religious affiliation or activity.

(k) Political affiliation or activity.

(l) Professional or employment-related information.

(m) Educational information.

(n) Medical information, including, but not limited to, medical conditions or drugs, therapies, mental health, or medical products or equipment used.

(o) Financial information, including, but not limited to, credit, debit, or account numbers, account balances, payment history, or information related to assets, liabilities, or general creditworthiness.

(p) Commercial information, including, but not limited to, records of property, products or services provided, obtained, or considered, or other purchasing or consumer histories or tendencies.

(q) Location information.

(r) Internet or mobile activity information, including, but not limited to, Internet protocol addresses or information concerning the access or use of any Internet or mobile-based site or service.

(s) Content, including text, photographs, audio or video recordings, or other material

generated by or provided by the customer.

(t) Any of the above categories of information as they pertain to the children of the customer.

"Customer" means an individual residing in Illinois who provides, either knowingly or unknowingly, personal information to a private entity, with or without an exchange of consideration, in the course of purchasing, viewing, accessing, renting, leasing, or otherwise using real or personal property, or any interest therein, or obtaining a product or service from the private entity, including advertising or any other content.

"Designated request address" means an e-mail address or toll-free telephone number whereby customers may request or obtain the information required to be provided under Section 15 of this Act.

"Disclose" means to disclose, release, transfer, share, disseminate, make available, or otherwise communicate orally, in writing, or by electronic or any other means to any third party. "Disclose" does not include the following:

(a) Disclosure of personal information by a private entity to a third party under a written contract authorizing the third party to utilize the personal information to perform services on behalf of the private entity, including maintaining or servicing accounts, providing customer service, processing or fulfilling orders and transactions, verifying customer information, processing payments, providing financing, or similar services, but only if (i) the contract prohibits the third party from using the personal information for any reason other than performing the specified service or services on behalf of the private entity and from disclosing any such personal information to additional third parties; and (ii) the private entity effectively enforces these prohibitions.

(b) Disclosure of personal information by a business to a third party based on a good-faith belief that disclosure is required to comply with applicable law, regulation, legal process, or court order.

(c) Disclosure of personal information by a private entity to a third party that is reasonably necessary to address fraud, security, or technical issues; to protect the disclosing private entity's rights or property; or to protect customers or the public from illegal activities as required or permitted by law.

"Operator" means any person or entity that owns a website located on the Internet or an online service that collects and maintains personal information from a customer residing in Illinois who uses or visits the website or online service if the website or online service is operated for commercial purposes. It does not include any third party that operates, hosts, or manages, but does not own, a website or online service on the owner's behalf or by processing information on behalf of the owner.

"Personal information" means any information that identifies, relates to, describes, or is capable of being associated with, a particular individual, including, but not limited to, his or her name, signature, physical characteristics or description, address, telephone number, passport number, driver's license or State identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information. "Personal information" also means any data or information pertaining to an individual's income, assets, liabilities, purchases, leases, or rentals of goods, services, or real property, if that information is disclosed, or is intended to be disclosed, with any identifying information, such as the individual's name, address, telephone number, or social security number.

"Third party" or "third parties" means (i) a private entity that is a separate legal entity from the private entity that has disclosed personal information; (ii) a private entity that does not share common ownership or common corporate control with the private entity that has disclosed personal information; or (iii) a private entity that does not share a brand name or common branding with the private entity that has disclosed personal information such that the affiliate relationship is clear to the customer.

Section 15. Notification of information sharing practices. An operator of a commercial website or online service that collects personal information through the Internet about individual customers residing in Illinois who use or visit its commercial website or online service shall, in its customer agreement or incorporated addendum: (i) identify all categories of personal information that the operator collects through the website or online service about individual customers who use or visit its commercial website or online service; (ii) identify all categories of third party persons or entities with whom the operator may disclose that personal information; and (iii) provide a description of a customer's rights, as required under Section 25 of this Act, accompanied by one or more designated request addresses.

Section 20. Disclosure of a customer's personal information to a third party.

(a) An operator that discloses a customer's personal information to a third party shall make the following information available to the customer free of charge:

- (1) all categories of personal information that were disclosed; and
- (2) the names of all third parties that received the customer's personal information.

(b) This Section applies only to personal information disclosed after the effective date of this Act.

Section 25. Information availability service.

(a) An operator required to comply with Section 20 shall make the required information available by providing a designated request address in its customer agreement or incorporated addendum, and, upon receipt of a request under this Section, shall provide the customer with the information required under Section 20 for all disclosures occurring in the prior 12 months.

(b) An operator that receives a request from a customer under this Section at one of the designated addresses shall provide a response to the customer within 30 days.

(c) The parent or legal guardian of a customer under the age of 18 may submit a request under this Section on behalf of that customer.

(d) An operator shall not be required to respond to a request made by the same customer more than once within a given 12-month period.

Section 30. Violation; right of action. A violation of this Act constitutes a violation of the Consumer Fraud and Deceptive Business Practices Act. Any person whose rights under this Act are violated shall also have, in addition to any rights under the Consumer Fraud and Deceptive Business Practices Act, a right of action against an offending party to seek injunctive relief, if appropriate.

Section 35. Waivers; contracts. Any waiver of the provisions of this Act shall be void and unenforceable. Any agreement that does not comply with the applicable provisions of this Act shall be void and unenforceable.

Section 40. Construction.

(a) Nothing in this Act shall be construed to conflict with the federal Health Insurance Portability and Accountability Act of 1996 and the rules promulgated under that Act.

(b) Nothing in this Act shall be deemed to apply in any manner to a financial institution or an affiliate of a financial institution that is subject to Title V of the federal Gramm-Leach-Bliley Act of 1999 and the rules promulgated under that Act.

(c) Nothing in this Act shall be deemed to apply to the activities of an individual or entity to the extent that those activities are subject to Section 222 or 631 of the federal Communications Act of 1934.

(d) Nothing in this Act shall be construed to apply to a contractor, subcontractor, or agent of a State agency or local unit of government when working for that State agency or local unit of government."

Senator Hastings offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO SENATE BILL 1502

AMENDMENT NO. 3. Amend Senate Bill 1502, AS AMENDED, with reference to page and line numbers of House Amendment No. 2 as follows:

on page 9, line 18, after the period, by inserting "Nothing in this Section shall prevent a person from seeking a right of action for a violation of the Biometric Information Privacy Act or otherwise seeking relief under the Code of Civil Procedure."; and

on page 10, by replacing lines 13 through 16 with the following:

"(d) Nothing in this Act shall be construed to apply to any State agency, federal agency, unit of local government, or any contractor, subcontractor, or agent thereof, when working for that State agency, federal agency, or unit of local government.

(e) Nothing in this Act shall be construed to apply to any entity recognized as a tax-exempt organization under 501(c)(3) and 501(c)(4) of the Internal Revenue Code of 1986."

The motion prevailed.

And the amendment was adopted and ordered printed.

Floor Amendment No. 4 was referred to the Committee on Judiciary earlier today.

[May 2, 2017]

There being no further amendments, the foregoing Amendments Numbered 2 and 3 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Sandoval, **Senate Bill No. 1680** having been printed, was taken up, read by title a second time.

Senator Sandoval offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1680

AMENDMENT NO. 1. Amend Senate Bill 1680 as follows:

on page 1, line 5, by replacing "Section 6-901" with "Sections 6-901 and 6-906"; and

on page 3, immediately below line 7, by inserting:

"(605 ILCS 5/6-906) (from Ch. 121, par. 6-906)

Sec. 6-906. So much of the amount apportioned to a county under Section 6-901 that is obligated under Sections 6-902 through 6-904 and for which local funds have been committed under Section 6-905, within 4 years from the date the apportionment is made, shall, upon certification by the Department, be paid to the county treasurer, who shall apply those funds to the payment of such obligations. Any funds allocated to a county under Section 6-901 that are not obligated within 48 months under Sections 6-902 through 6-904 shall revert to the Road Fund.

The funds reverted to the Road Fund under this Section shall be considered lapse pool funds to provide additional monetary assistance to township road districts that have insufficient funding for the construction of bridges that are 20 feet or more in length under Section 6-901 of this Code. The township road district shall be subject to the local contribution requirements under Section 6-905 of this Code. The Department shall adopt rules to implement this Section.

(Source: P.A. 98-244, eff. 8-9-13.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Hastings, **Senate Bill No. 707** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on State Government, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 707

AMENDMENT NO. 1. Amend Senate Bill 707 on page 5, line 12, by changing "or" to "concerning more than 250 Illinois residents or"; and

on page 5, line 18, by changing "45" to "60"; and

on page 5, line 20, by changing "or" to "concerning more than 250 Illinois residents or"; and

on page 6, by replacing lines 3 through 5 with the following:

"(iii) a description of the attack; and

(iv) an overview of corrective and preventative"; and

on page 6, line 8, by deleting "immediately"; and

on page 6, line 15, by changing "indefinitely" to "for a period of 60 days"; and

on page 6, by inserting immediately below line 15, the following:

"(i) A State agency that has been subject to or has reason to believe it has been subject to a single breach of the security of the data concerning the personal information of more than 250 Illinois residents or an instance of aggravated computer tampering (as defined in Section 17-52 of the Criminal Code of 2012) shall notify the Office of the Chief Information Security Officer of the Illinois Department of Innovation

and Technology regarding the breach or instance of aggravated computer tampering. Such notification shall be made without delay but no later than 72 hours following the discovery of the incident.

Upon receiving notification of such incident, the Chief Information Security Officer shall without delay take necessary and reasonable actions to:

(i) assess the incident to determine the potential impact on the overall confidentiality, security, and availability of State of Illinois data and information systems;

(ii) ensure the security incident is contained to minimize additional impact and risk to the State;

(iii) identify the root cause of the incident;

(iv) provide recommendations to the impacted State agency to assist with eradicating the threat and removing and mitigating any vulnerabilities to reduce the risk of further compromise; and

(v) assist the impacted State agency in any necessary recovery efforts to ensure effective return to a state of normal operations.

The Department of Innovation and Technology may agree to submit the comprehensive report required in subsection (f) in lieu of the impacted agency."

Floor Amendment No. 2 was referred to the Committee on State Government earlier today.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

SENATE BILL RECALLED

On motion of Senator Anderson, **Senate Bill No. 589** was recalled from the order of third reading to the order of second reading.

Floor Amendment No. 3 was postponed in the Committee on Licensed Activities and Pensions.

Senator Anderson offered the following amendment and moved its adoption:

AMENDMENT NO. 4 TO SENATE BILL 589

AMENDMENT NO. 4. Amend Senate Bill 589 on page 1, line 5, by replacing "4" with "4, 9,"; and on page 6, immediately below line 22, by inserting the following:

"(225 ILCS 25/9) (from Ch. 111, par. 2309)

(Section scheduled to be repealed on January 1, 2026)

Sec. 9. Qualifications of applicants for dental licenses. The Department shall require that each applicant for a license to practice dentistry shall:

(a) (Blank).

(b) Be at least 21 years of age and of good moral character.

(c) (1) Present satisfactory evidence of completion of dental education by graduation from a dental college or school in the United States or Canada approved by the Department. The Department shall not approve any dental college or school which does not require at least (A) 60 semester hours of collegiate credit or the equivalent in acceptable subjects from a college or university before admission, and (B) completion of at least 4 academic years of instruction or the equivalent in an approved dental college or school that is accredited by the Commission on Dental Accreditation of the American Dental Association; or

(2) Present satisfactory evidence of completion of dental education by graduation from a dental college or school outside the United States or Canada and provide satisfactory evidence that the applicant has: (A) completed a minimum of 2 academic years of general dental clinical training and obtained a doctorate of dental surgery (DDS) or doctorate of dental medicine (DMD) at a dental college or school in the United States or Canada approved by the Department; or (B) met the program requirements approved by rule by the Department.

Nothing in this Act shall be construed to prevent either the Department or any dental college or school from establishing higher standards than specified in this Act.

(d) (Blank).

(e) Present satisfactory evidence that the applicant has passed both parts of the National Board Dental Examination administered by the Joint Commission on National Dental Examinations and has successfully completed an examination conducted by one of the following regional testing services: the Central Regional Dental Testing Service, Inc. (CRDTS), the Southern Regional Testing Agency, Inc. (SRTA), the Western Regional Examining Board (WREB), the North East Regional Board (NERB), or the Council of Interstate Testing Agencies (CITA). For purposes of

this Section, successful completion shall mean that the applicant has achieved a minimum passing score as determined by the applicable regional testing service. The Secretary may suspend a regional testing service under this subsection (e) if, after proper notice and hearing, it is established that (i) the integrity of the examination has been breached so as to make future test results unreliable or (ii) the test is fundamentally deficient in testing clinical competency.

In determining professional capacity under this Section, any individual who has not been actively engaged in the practice of dentistry, has not been a dental student, or has not been engaged in a formal program of dental education during the 5 years immediately preceding the filing of an application may be required to complete such additional testing, training, or remedial education as the Board may deem necessary in order to establish the applicant's present capacity to practice dentistry with reasonable judgment, skill, and safety.

(Source: P.A. 99-366, eff. 1-1-16.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

Floor Amendment No. 5 was held in the Committee on Licensed Activities and Pensions.

There being no further amendments, the foregoing Amendment No. 4 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Anderson, **Senate Bill No. 589** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|---------------|--------------|---------------|
| Althoff | Cullerton, T. | Martinez | Rezin |
| Anderson | Cunningham | McCann | Righter |
| Aquino | Fowler | McCarter | Rooney |
| Barickman | Harmon | McConchie | Rose |
| Bennett | Hastings | McConnaughay | Schimpf |
| Bertino-Tarrant | Holmes | McGuire | Silverstein |
| Biss | Hunter | Morrison | Stadelman |
| Bivins | Hutchinson | Mulroe | Syverson |
| Brady | Jones, E. | Muñoz | Tracy |
| Bush | Koehler | Murphy | Trotter |
| Castro | Landek | Nybo | Van Pelt |
| Clayborne | Lightford | Oberweis | Weaver |
| Collins | Link | Radogno | Mr. President |
| Connelly | Manar | Raoul | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Bennett, **Senate Bill No. 611** was recalled from the order of third reading to the order of second reading.

Senator Bennett offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 611

[May 2, 2017]

AMENDMENT NO. 1. Amend Senate Bill 611 on page 2, line 1, by replacing "one member" with "two members"; and

on page 2, line 21, by deleting "and"; and

on page 2, by replacing line 24 with the following:

"Governor;

(15) one member representing a state labor organization that represents employees in the solid waste, recycling, and related industries, appointed by the Governor; and

(16) one member representing a statewide business association with a focus on environmental issues, appointed by the Governor."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Bennett, **Senate Bill No. 611** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Fowler | McConchie | Sandoval |
| Anderson | Harmon | McConnaughay | Schimpf |
| Aquino | Hastings | McGuire | Silverstein |
| Barickman | Holmes | Morrison | Stadelman |
| Bennett | Hunter | Mulroe | Stears |
| Bertino-Tarrant | Hutchinson | Muñoz | Syverson |
| Biss | Jones, E. | Murphy | Tracy |
| Brady | Koehler | Nybo | Trotter |
| Bush | Landek | Oberweis | Van Pelt |
| Castro | Lightford | Radogno | Weaver |
| Clayborne | Link | Raoul | Mr. President |
| Collins | Manar | Rezin | |
| Connelly | Martinez | Righter | |
| Cullerton, T. | McCann | Rooney | |
| Cunningham | McCarter | Rose | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Anderson, **Senate Bill No. 624** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 57; NAYS None.

The following voted in the affirmative:

[May 2, 2017]

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Cunningham | McCarter | Rose |
| Anderson | Fowler | McConchie | Sandoval |
| Aquino | Harmon | McConnaughay | Schimpf |
| Barickman | Hastings | McGuire | Silverstein |
| Bennett | Holmes | Morrison | Stadelman |
| Bertino-Tarrant | Hunter | Mulroe | Steans |
| Biss | Hutchinson | Muñoz | Syerson |
| Bivins | Jones, E. | Murphy | Tracy |
| Brady | Koehler | Nybo | Trotter |
| Bush | Landek | Oberweis | Van Pelt |
| Castro | Lightford | Radogno | Weaver |
| Clayborne | Link | Raoul | Mr. President |
| Collins | Manar | Rezin | |
| Connelly | Martinez | Righter | |
| Cullerton, T. | McCann | Rooney | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator McCann, **Senate Bill No. 626** was recalled from the order of third reading to the order of second reading.

Senator McCann offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 626

AMENDMENT NO. 1. Amend Senate Bill 626 on page 2, line 16, after "waiver", by inserting the following:

", in whole or in part."; and

on page 2, line 24, after "facility", by inserting the following:

"A facility in compliance with the terms of a waiver granted under this subsection shall not be subject to fines or penalties for violating the registered nurse staffing requirements of subsection (e) of Section 3-202.05."

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator McCann offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 626

AMENDMENT NO. 2. Amend Senate Bill 626 on page 2, line 16, after "waiver", by inserting ", in whole or in part."; and

on page 2, line 24, after "facility", by inserting "A facility in compliance with the terms of a waiver granted under this subsection shall not be subject to fines or penalties imposed by the Department for violating the registered nurse staffing requirements of subsection (e) of Section 3-202.05."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILLS OF THE SENATE A THIRD TIME

[May 2, 2017]

On motion of Senator McCann, **Senate Bill No. 626** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 57; NAYS None.

The following voted in the affirmative:

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Cunningham | McCarter | Rose |
| Anderson | Fowler | McConchie | Sandoval |
| Aquino | Harmon | McConnaughay | Schimpf |
| Barickman | Hastings | McGuire | Silverstein |
| Bennett | Holmes | Morrison | Stadelman |
| Bertino-Tarrant | Hunter | Mulroe | Steans |
| Biss | Hutchinson | Muñoz | Syverson |
| Bivins | Jones, E. | Murphy | Tracy |
| Brady | Koehler | Nybo | Trotter |
| Bush | Landek | Oberweis | Van Pelt |
| Castro | Lightford | Radogno | Weaver |
| Clayborne | Link | Raoul | Mr. President |
| Collins | Manar | Rezin | |
| Connelly | Martinez | Righter | |
| Cullerton, T. | McCann | Rooney | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Holmes, **Senate Bill No. 641** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 47; NAYS 3.

The following voted in the affirmative:

| | | | |
|---------------|------------|--------------|---------------|
| Althoff | Hastings | McConnaughay | Sandoval |
| Aquino | Holmes | McGuire | Schimpf |
| Barickman | Hunter | Mulroe | Silverstein |
| Bennett | Hutchinson | Muñoz | Stadelman |
| Bush | Jones, E. | Nybo | Steans |
| Castro | Koehler | Oberweis | Syverson |
| Collins | Landek | Radogno | Tracy |
| Connelly | Lightford | Raoul | Trotter |
| Cullerton, T. | Link | Rezin | Van Pelt |
| Cunningham | Manar | Righter | Weaver |
| Fowler | Martinez | Rooney | Mr. President |
| Harmon | McConchie | Rose | |

The following voted in the negative:

McCann
Morrison
Murphy

[May 2, 2017]

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Koehler, **Senate Bill No. 646** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

| | | | |
|---------------|------------|--------------|---------------|
| Althoff | Fowler | McCarter | Rooney |
| Anderson | Harmon | McConchie | Rose |
| Aquino | Harris | McConnaughay | Sandoval |
| Barickman | Hastings | McGuire | Schimpf |
| Bennett | Holmes | Morrison | Silverstein |
| Biss | Hunter | Mulroe | Stadelman |
| Brady | Hutchinson | Muñoz | Steans |
| Bush | Jones, E. | Murphy | Syverson |
| Castro | Koehler | Nybo | Tracy |
| Clayborne | Lightford | Oberweis | Trotter |
| Collins | Link | Radogno | Van Pelt |
| Connelly | Manar | Raoul | Weaver |
| Cullerton, T. | Martinez | Rezin | Mr. President |
| Cunningham | McCann | Righter | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Collins, **Senate Bill No. 647** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 31; NAYS 21.

The following voted in the affirmative:

| | | | |
|-----------------|------------|--------------|---------------|
| Althoff | Collins | Martinez | Sandoval |
| Aquino | Cunningham | McConnaughay | Silverstein |
| Bennett | Harris | McGuire | Stadelman |
| Bertino-Tarrant | Hunter | Morrison | Steans |
| Biss | Jones, E. | Mulroe | Trotter |
| Bush | Koehler | Muñoz | Van Pelt |
| Castro | Lightford | Murphy | Mr. President |
| Clayborne | Manar | Raoul | |

The following voted in the negative:

| | | | |
|-----------|----------|---------|----------|
| Anderson | Landek | Radogno | Syverson |
| Barickman | McCann | Rezin | Tracy |
| Bivins | McCarter | Righter | Weaver |

[May 2, 2017]

| | | |
|----------|-----------|---------|
| Brady | McConchie | Rooney |
| Connelly | Nybo | Rose |
| Fowler | Oberweis | Schimpf |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 173, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 531, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1273, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1560, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1896, sponsored by Senator Rose, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1910, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1955, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2545, sponsored by Senator Weaver, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2626, sponsored by Senator Rezin, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2702, sponsored by Senator Hastings, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2856, sponsored by Senator McCarter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2898, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3032, sponsored by Senator Schimpf, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3168, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3251, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3298, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

[May 2, 2017]

House Bill No. 3437, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3514, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3528, sponsored by Senator Weaver, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3648, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3709, sponsored by Senator Lightford, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3820, sponsored by Senator Aquino, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3903, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

MESSAGES FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Scott Bennett to temporarily replace Senator David Koehler as a member of the Senate Education Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Education Committee.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

[May 2, 2017]

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Terry Link to temporarily replace Senator William Haine as a member of the Senate Criminal Law Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Criminal Law Committee.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Donne Trotter to temporarily replace Senator William Haine as a member of the Senate Judiciary Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Judiciary Committee.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House

[May 2, 2017]

Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2017, for the following Senate bills:

1749

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

COMMUNICATION

ILLINOIS STATE SENATE

CHAPIN ROSE
SENATOR • 51ST DISTRICT

May 2, 2017

Mr. Tim Anderson
Secretary of the Senate
401 Statehouse
Springfield, IL 62706

Dear Secretary Anderson:

I am writing you in reference to a vote I missed during last Thursday's floor debate.

I missed an opportunity to vote on SB 1722, and I intended to vote "no". I would like the record reflect my intension(s). Thank you for your prompt attention my request and this matter.

Sincerely yours,
s/Chapin Rose
Senator Chapin Rose
51st Senate District
Assistant Senate Republican Leader

At the hour of 2:30 o'clock p.m., the Chair announced the Senate stand adjourned until Wednesday, May 3, 2017, at 12:00 o'clock noon.

[May 2, 2017]