



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

43RD LEGISLATIVE DAY

THURSDAY, MAY 11, 2017

12:23 O'CLOCK P.M.

SENATE
Daily Journal Index
43rd Legislative Day

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The Senate met pursuant to adjournment.

Senator Don Harmon, Oak Park, Illinois, presiding.

Prayer by the Reverend Dr. Blythe Kieffer, Westminster Presbyterian Church, Springfield, Illinois.

Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, May 10, 2017, be postponed, pending arrival of the printed Journal.

The motion prevailed.

LEGISLATIVE MEASURES FILED

The following Committee amendment to the House Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 2 to House Bill 3092

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

Amendment No. 2 to House Bill 763

Amendment No. 2 to House Bill 2401

Amendment No. 1 to House Bill 3033

Amendment No. 2 to House Bill 3791

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

Amendment No. 3 to Senate Bill 312

Amendment No. 1 to Senate Bill 326

Amendment No. 2 to Senate Bill 510

Amendment No. 2 to Senate Bill 951

Amendment No. 3 to Senate Bill 1606

Amendment No. 1 to Senate Bill 2072

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 11, 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 Emil Jones, III to temporarily replace Senator Napoleon Harris as a member of the Senate Agriculture Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Agriculture Committee.

Sincerely,

[May 11, 2017]

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 11, 2017

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

Dear Mr. Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Don Harmon to temporarily replace Senator James Clayborne as Chairman of the Senate Committee on Assignments. In addition, I hereby appoint Senator Mattie Hunter to temporarily replace Senator James Clayborne as a member of the Senate Committee on Assignments. These appointments will expire upon adjournment of the Senate Committee on Assignments on May 11, 2017.

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

cc: Senate Republican Leader Christine Radogno

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 506

Offered by Senator Barickman and all Senators:
Mourns the death of Richard Allen Makarski of Arlington Heights.

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

REPORTS FROM STANDING COMMITTEES

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 309
Senate Amendment No. 1 to Senate Bill 1094
Senate Amendment No. 3 to Senate Bill 1821

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **House Bills Numbered 3070, 3122 and 3342**, reported the same back with the recommendation that the bills do pass.

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Under the rules, the bills were ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **House Bill No. 350**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 267

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Landek, Chairperson of the Committee on State Government, to which was referred **House Bills Numbered 375, 457, 698, 1808, 1849, 2828, 3165, 3658 and 3904**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government, to which was referred **House Bill No. 2482**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Mulroe, Chairperson of the Committee on Insurance, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 634

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Mulroe, Chairperson of the Committee on Insurance, to which was referred **House Bills Numbered 2610 and 2721**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Mulroe, Chairperson of the Committee on Insurance, to which was referred **House Bill No. 311**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Bennett, Vice-Chairperson of the Committee on Agriculture, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 312

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Bennett, Vice-Chairperson of the Committee on Agriculture, to which was referred **House Bills Numbered 470, 2995, 3090, 3189, 3272 and 3273**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Holmes, Chairperson of the Committee on Commerce and Economic Development, to which was referred **House Bills Numbered 1560, 2698 and 3032**, reported the same back with the recommendation that the bills do pass.

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Under the rules, the bills were ordered to a second reading.

Senator Holmes, Chairperson of the Committee on Commerce and Economic Development, to which was referred **House Joint Resolution No. 3**, reported the same back with amendments having been adopted thereto, with the recommendation that the resolution, as amended, be adopted.

Under the rules, **House Joint Resolution No. 3** was placed on the Secretary's Desk.

Senator Hunter, Chairperson of the Committee on Energy and Public Utilities, to which was referred **Senate Resolution No. 353**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 353** was placed on the Secretary's Desk.

Senator Hunter, Chairperson of the Committee on Energy and Public Utilities, to which was referred **House Bill No. 3396**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Koehler, Chairperson of the Committee on Environment and Conservation, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1417

Senate Amendment No. 2 to Senate Bill 1417

Senate Amendment No. 2 to Senate Bill 1597

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Koehler, Chairperson of the Committee on Environment and Conservation, to which was referred **House Bills Numbered 1914, 2842 and 2880**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

MESSAGE 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 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. 42

WHEREAS, The City of Springfield and the entire State of Illinois have countless reasons to be proud of 2015 NBA Finals MVP Andre Iguodala; and

WHEREAS, Andre Iguodala was born in Springfield on January 28, 1984; he graduated from Lanphier High School in 2002, where he excelled both academically and athletically, winning All-Conference academic honors, winning the State Journal-Register Student-Athlete of the Week several times, and placing on the National Honor Roll; as a senior, he led his team to a second-place finish at the Illinois High School Association Class AA State Tournament; that season, he averaged 23.5 points, 7.8 rebounds, and 4.1 assists per game; he was named the Chicago Sun-Times Player of the Year and a Second Team Parade All-American and Nike All-American; his Number 41 jersey was retired by Lanphier High School in 2011; and

WHEREAS, Andre Iguodala attended Arizona University and was drafted by the Philadelphia 76ers with the 9th overall pick in the 2004 NBA Draft; during his 11 years of playing in the NBA, he has spent time with the Philadelphia 76ers, the Denver Nuggets, and the Golden State Warriors; and

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WHEREAS, Andre Iguodala is one of the most dependable players in the NBA, having started in 758 consecutive games prior to the 2014-2015 season; and

WHEREAS, During the 2015 NBA Finals, Andre Iguodala averaged 16.3 points, 5.8 rebounds, 4 assists, and 1.3 steals per game; in the clinching game, he collected 25 points, 5 assists, and 5 rebounds; and

WHEREAS, Andre Iguodala was named the NBA Finals Most Valuable Player, becoming the first NBA Champion and NBA Finals MVP from Springfield; and

WHEREAS, Andre Iguodala also won an Olympic Gold Medal with the 2012 USA Men's Basketball Team; and

WHEREAS, Andre Iguodala has numerous accomplishments giving back to the Springfield community as well as playing for the NBA; and

WHEREAS, Andre Iguodala and his family started the Andre Iguodala Youth Foundation to inspire and empower youth through combining education and athletic programs to motivate children; the organization sponsors numerous events each year to improve the lives of families in the Springfield area, such as a basketball camp and a Thanksgiving dinner giveaway to hundreds of Springfield families in need; and

WHEREAS, In 2006, Andre Iguodala and his parents set up a disaster relief fund to assist Springfield residents impacted by a tornado; the fund raised over \$35,000 for local relief efforts; and

WHEREAS, The Iguodala family continues to give back to central Illinois, including his brother, Frank, who played collegiate basketball at Lake Land College in Mattoon and the University of Dayton in Ohio; 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 portion of Illinois Route 97 in Springfield from 9th Street to Veterans Parkway as "Honorary Andre Iguodala Drive"; 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 "Honorary Andre Iguodala Drive"; and be it further

RESOLVED, That suitable copies of this resolution be presented to Andre Iguodala and the Andre Iguodala Youth Foundation to celebrate his dedication and service to Springfield and the State of Illinois.

Adopted by the House, May 9, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 42 was referred to the Committee on Assignments.

APPOINTMENT MESSAGE

Appointment Message No. 1000180

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

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

Title of Office: Trustee

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Agency or Other Body: Teachers' Retirement System Board of Trustees

Start Date: April 17, 2017

End Date: July 14, 2018

Name: Marc Levine

Residence: 905 Greenleaf Ave., Wilmette, IL 60091

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Daniel Biss

Most Recent Holder of Office: Alexander Stuart

Superseded Appointment Message: AM 1000168

Under the rules, the foregoing Appointment Message was referred to the Committee on Executive Appointments.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 243, sponsored by Senator Van Pelt, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3369, sponsored by Senator Van Pelt, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 12:30 o'clock p.m., the Honorable John J. Cullerton, President of the Senate, presiding, for the purpose of an introduction.

At the hour of 12:41 o'clock p.m., Senator Harmon, presiding.

At the hour of 12:50 o'clock p.m., the Chair announced that the Senate stand at ease. Senator Link, presiding.

AT EASE

At the hour of 1:00 o'clock p.m., the Senate resumed consideration of business. Senator Harmon, presiding.

REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Harmon, Chairperson of the Committee on Assignments, during its May 11, 2017 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Executive: **Committee Amendment No. 1 to Senate Bill 643.**

Judiciary: **Committee Amendment No. 2 to House Bill 3092.**

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State Government: **Committee Amendment No. 2 to House Bill 3737; HOUSE BILL 1797.**

Senator Harmon, Chairperson of the Committee on Assignments, during its May 11, 2017 meeting, reported that the Committee recommends that **Floor Amendment No. 3 to Senate Bill No. 620** be referred from the Committee on Gaming to the Committee on Assignments.

Senator Harmon, Chairperson of the Committee on Assignments, during its May 11, 2017 meeting, reported that the following Legislative Measure has been approved for consideration:

Floor Amendment No. 3 to Senate Bill 620

The foregoing floor amendment was placed on the Secretary's Desk.

READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Mulroe, as chief co-sponsor pursuant to Senate Rule 5-1(b)(ii), **Senate Bill No. 639** having been printed, was taken up, read by title a second time and ordered to a third reading.

SENATE BILL RECALLED

On motion of Senator Bennett, **Senate Bill No. 267** 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 267

AMENDMENT NO. 1. Amend Senate Bill 267 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by changing Section 3-698 as follows:
(625 ILCS 5/3-698)

Sec. 3-698. U.S. Air Force License Plates.

(a) The Secretary, upon receipt of all applicable fees and applications made in the form prescribed by the Secretary of State, may issue special registration plates designated as U.S. Air Force license plates to residents of Illinois who meet eligibility requirements prescribed by the Secretary of State. The special plate issued under this Section shall be affixed only to passenger vehicles of the first division, motor vehicles of the second division weighing not more than 8,000 pounds, and recreational vehicles as defined by Section 1-169 of this Code. Plates issued under this Section shall expire according to the multi-year procedure established by Section 3-414.1 of this Code.

(b) The design, color, and format of the plates shall be wholly within the discretion of the Secretary of State, except that the U.S. Air Force emblem shall appear on the plates. The Secretary may, in his or her discretion, allow the plates to be issued as vanity or personalized plates in accordance with Section 3-405.1 of this Code. The plates are not required to designate "Land Of Lincoln", as prescribed in subsection (b) of Section 3-412 of this Code. The Secretary shall prescribe the eligibility requirements and, in his or her discretion, shall approve and prescribe stickers or decals as provided under Section 3-412.

(c) An applicant shall be charged a \$20 fee for original issuance in addition to the applicable registration fee. Of this additional fee, \$15 shall be deposited into the Secretary of State Special License Plate Fund and \$5 shall be deposited into the Octave Chanute Aerospace Heritage Fund. For each registration renewal period, a \$20 fee, in addition to the appropriate registration fee, shall be charged. Of this additional fee, \$2 shall be deposited into the Secretary of State Special License Plate Fund and \$18 shall be deposited into the Octave Chanute Aerospace Heritage Fund.

(d) The Octave Chanute Aerospace Heritage Fund is created as a special fund in the State treasury. All moneys in the Octave Chanute Aerospace Heritage Fund shall be paid, subject to appropriation by the General Assembly and approval by the Secretary, as grants to the Rantoul Historical Society and Museum, or any other charitable foundation responsible for the former exhibits and collections of the Chanute Air Museum, Octave Chanute Aerospace Heritage Foundation of Illinois for operational and program

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expenses of the Chanute Air Museum and any other structure housing exhibits and collections of the Chanute Air Museum.

(Source: P.A. 97-243, eff. 8-4-11; 97-813, eff. 7-13-12.)

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.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Bennett, **Senate Bill No. 267** 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	Fowler	McConchie	Sandoval
Anderson	Harmon	McConnaughay	Schimpf
Aquino	Hastings	McGuire	Silverstein
Barickman	Holmes	Morrison	Stadelman
Bennett	Hunter	Mulroe	Steans
Bertino-Tarrant	Jones, E.	Muñoz	Syverson
Biss	Koehler	Murphy	Tracy
Bivins	Landek	Nybo	Trotter
Brady	Lightford	Oberweis	Van Pelt
Bush	Link	Radogno	Weaver
Collins	Manar	Raoul	Mr. President
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.

SENATE BILL RECALLED

On motion of Senator Mulroe, as chief co-sponsor pursuant to Senate Rule 5-1(b)(i), **Senate Bill No. 309** was recalled from the order of third reading to the order of second reading.

Senator Haine offered the following amendment and Senator Mulroe moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 309

AMENDMENT NO. 2. Amend Senate Bill 309, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The University of Illinois Hospital Act is amended by adding Section 8b as follows:
(110 ILCS 330/8b new)

Sec. 8b. Closed captioning required. The University of Illinois Hospital must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for

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use by the general public or in a patient's room or to enable the closed captioning feature when requested to do so by a member of the general public or a patient if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the University of Illinois Hospital's staff after such feature is enabled in a common area or in a patient's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a patient, or a member of the University of Illinois Hospital's staff at the request of a patient of the University of Illinois Hospital.

If the University of Illinois Hospital does not have a television that includes a closed captioning feature, then the University of Illinois Hospital must ensure that all televisions obtained for common areas and patient rooms after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 10. The Alternative Health Care Delivery Act is amended by adding Sections 35.5 and 7c as follows:

(210 ILCS 3/35.5 new)

Sec. 35.5. Closed captioning required. An alternative health care model licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a patient's room, or enable the closed captioning feature when requested to do so by a member of the general public or a patient, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the alternative health care model's staff after such feature is enabled in a common area or in a patient's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a patient, or a member of the alternative health care model's staff at the request of a patient of the alternative health care model licensed under this Act.

If the alternative health care model licensed under this Act does not have a television that includes a closed captioning feature, then the alternative health care model licensed under this Act must ensure that all televisions obtained for common areas and patient rooms after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 15. The Ambulatory Surgical Treatment Center Act is amended by adding Section 7c as follows:
(210 ILCS 5/7c new)

Sec. 7c. Closed captioning required. An ambulatory surgical treatment center licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a patient's room, or enable the closed captioning feature when requested to do so by a member of the general public or a patient, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the ambulatory surgical treatment center's staff after such feature is enabled in a common area or in a patient's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a patient, or a member of the ambulatory surgical treatment center's staff at the request of a patient of the ambulatory surgical treatment center licensed under this Act.

If the ambulatory surgical treatment center licensed under this Act does not have a television that includes a closed captioning feature, then the ambulatory surgical treatment center licensed under this Act must ensure that all televisions obtained for common areas and patient rooms after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does

not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 20. The Community Living Facilities Licensing Act is amended by adding Section 5.5 as follows:

(210 ILCS 35/5.5 new)

Sec. 5.5. Closed captioning required. A Community Living Facility licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a resident's room, or enable the closed captioning feature when requested to do so by a member of the general public or a resident, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the Community Living Facility's staff after such feature is enabled in a common area or in a resident's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a resident, or a member of the a Community Living Facility's staff at the request of a resident of the Community Living Facility licensed under this Act.

If a Community Living Facility licensed under this Act does not have a television in a common area that includes a closed captioning feature, then the Community Living Facility licensed under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the Community Living Facility.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 25. The Nursing Home Care Act is amended by adding Section 3-801.2 as follows:

(210 ILCS 45/3-801.2 new)

Sec. 3-801.2. Closed captioning required. A facility licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a resident's room, or enable the closed captioning feature when requested to do so by a member of the general public or a resident, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the facility's staff after such feature is enabled in a common area or in a resident's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a resident, or a member of the facility's staff at the request of a resident of a facility licensed under this Act.

If a facility licensed under this Act does not have a television in a common area that includes a closed captioning feature, then the facility licensed under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the facility.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 30. The MC/DD Act is amended by adding Section 3-801.2 as follows:

(210 ILCS 46/3-801.2 new)

Sec. 3-801.2. Closed captioning required. A facility licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a resident's room, or enable the closed captioning feature when

requested to do so by a member of the general public or a resident, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the facility's staff after such feature is enabled in a common area or in a resident's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a resident, or a member of the facility's staff at the request of a resident of a facility licensed under this Act.

If a facility licensed under this Act does not have a television in a common area that includes a closed captioning feature, then the facility licensed under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the facility.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 35. The ID/DD Community Care Act is amended by adding Section 3-801.2 as follows:
(210 ILCS 47/3-801.2 new)

Sec. 3-801.2. Closed captioning required. A facility licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a resident's room, or enable the closed captioning feature when requested to do so by a member of the general public or a resident, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the facility's staff after such feature is enabled in a common area or in a resident's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a resident, or a member of the facility's staff at the request of a resident of a facility licensed under this Act.

If a facility licensed under this Act does not have a television in a common area that includes a closed captioning feature, then the facility licensed under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the facility.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 40. The Specialized Mental Health Rehabilitation Act of 2013 is amended by adding Section 2-101.5 as follows:

(210 ILCS 49/2-101.5 new)

Sec. 2-101.5. Closed captioning required. A facility licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a consumer's room, or enable the closed captioning feature when requested to do so by a member of the general public or a consumer, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the facility's staff after such feature is enabled in a common area or in a consumer's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a consumer, or a member of the facility's staff at the request of a consumer of a facility licensed under this Act.

If a facility licensed under this Act does not have a television in a common area that includes a closed captioning feature, then the facility licensed under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability

under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the facility.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 45. The Hospital Licensing Act is amended by adding Section 11.8 as follows:
(210 ILCS 85/11.8 new)

Sec. 11.8. Closed captioning required. A hospital licensed under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a patient's room, or enable the closed captioning feature when requested to do so by a member of the general public or a patient, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the hospital's staff after such feature is enabled in a common area or in a patient's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a patient, or a member of the hospital's staff at the request of a patient of a hospital licensed under this Act.

If a hospital licensed under this Act does not have a television that includes a closed captioning feature, then the hospital must ensure that all televisions obtained for common areas and patient rooms after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously.

Section 50. The Community-Integrated Living Arrangements Licensure and Certification Act is amended by adding Section 10.5 as follows:

(210 ILCS 135/10.5 new)

Sec. 10.5. Closed captioning required. A community-integrated living arrangement certified under this Act must make reasonable efforts to have activated at all times the closed captioning feature on a television in a common area provided for use by the general public or in a resident's room, or enable the closed captioning feature when requested to do so by a member of the general public or a resident, if the television includes a closed captioning feature.

It is not a violation of this Section if the closed captioning feature is deactivated by a member of the community-integrated living arrangement's staff after such feature is enabled in a common area or in a resident's room unless the deactivation of the closed captioning feature is knowing or intentional. It is not a violation of this Section if the closed captioning feature is deactivated by a member of the general public, a resident, or a member of the community-integrated living arrangement's staff at the request of a resident of a community-integrated living arrangement certified under this Act.

If a community-integrated living arrangement certified under this Act does not have a television in a common area that includes a closed captioning feature, then the community-integrated living arrangement certified under this Act must ensure that all televisions obtained for common areas after the effective date of this amendatory Act of the 100th General Assembly include a closed captioning feature. This Section does not affect any other provision of law relating to disability discrimination or providing reasonable accommodations or diminish the rights of a person with a disability under any other law. Nothing in this Section shall apply to televisions that are privately owned by a resident or third party and not owned by the community-integrated living arrangement.

As used in this Section, "closed captioning" means a text display of spoken words presented on a television that allows a deaf or hard of hearing viewer to follow the dialogue and the action of a program simultaneously."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

[May 11, 2017]

On motion of Senator Mulroe, as chief co-sponsor pursuant to Senate Rule 5-1(b)(i), **Senate Bill No. 309** 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	Fowler	McConaughay	Sandoval
Anderson	Harmon	McGuire	Schimpf
Aquino	Hastings	Morrison	Silverstein
Barickman	Holmes	Mulroe	Stadelman
Bennett	Hunter	Muñoz	Steans
Bertino-Tarrant	Jones, E.	Murphy	Syverson
Biss	Koehler	Nybo	Tracy
Bivins	Landek	Oberweis	Trotter
Brady	Lightford	Radogno	Van Pelt
Bush	Link	Raoul	Weaver
Collins	Manar	Rezin	Mr. President
Connelly	Martinez	Righter	
Cullerton, T.	McCann	Rooney	
Cunningham	McConchie	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.

SENATE BILL RECALLED

On motion of Senator Bennett, **Senate Bill No. 634** 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. 2 TO SENATE BILL 634

AMENDMENT NO. 2. Amend Senate Bill 634 by replacing everything after the enacting clause with the following:

"Section 5. The State Employees Group Insurance Act of 1971 is amended by adding Section 6.12a as follows:

(5 ILCS 375/6.12a new)

Sec. 6.12a. Vendor assistant program for dentists providing services to State of Illinois employees. The Department of Central Management Services may establish a vendor payment program for dentists providing services to State of Illinois employees under which qualified purchasers may purchase from participating vendors certain qualified accounts receivable owed by the State to the participating vendors. This program shall be subject to any State offset of the purchase price for which any qualified account receivable purchased under the program equals 100% of the base invoice amount associated with such account receivable, as determined by the State Comptroller. The purchase price for a qualified account receivable shall be determined by the Department of Central Management Services. In consideration of the payment of the purchase price, a participating dentist shall assign to the qualified purchaser all of its rights to payment of such qualified account receivable, including all current and future prompt payment penalties due relating to such qualified account receivable in accordance with the State Prompt Payment Act.

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

[May 11, 2017]

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 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 Bennett, **Senate Bill No. 634** 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 54; NAYS None.

The following voted in the affirmative:

Althoff	Fowler	McConchie	Rose
Anderson	Harmon	McConnaughay	Sandoval
Aquino	Hastings	McGuire	Schimpf
Barickman	Holmes	Morrison	Silverstein
Bennett	Hunter	Mulroe	Stadelman
Bertino-Tarrant	Jones, E.	Muñoz	Steans
Biss	Koehler	Murphy	Syverson
Bivins	Landek	Nybo	Tracy
Brady	Lightford	Oberweis	Trotter
Bush	Link	Radogno	Van Pelt
Collins	Manar	Raoul	Weaver
Connelly	Martinez	Rezin	Mr. President
Cullerton, T.	McCann	Righter	
Cunningham	McCarter	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 Hastings, **Senate Bill No. 707** was recalled from the order of third reading to the order of second reading.

Senator Hastings offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 707

AMENDMENT NO. 2. Amend Senate Bill 707, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Personal Information Protection Act is amended by changing Section 12 as follows:
(815 ILCS 530/12)

Sec. 12. Notice of breach; State agency.

(a) Any State agency that collects personal information concerning an Illinois resident shall notify the resident at no charge that there has been a breach of the security of the system data or written material following discovery or notification of the breach. The disclosure notification shall be made in the most expedient time possible and without unreasonable delay, consistent with any measures necessary to determine the scope of the breach and restore the reasonable integrity, security, and confidentiality of the data system. The disclosure notification to an Illinois resident shall include, but need not be limited to information as follows:

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(1) With respect to personal information defined in Section 5 in paragraph (1) of the definition of "personal information":

- (i) the toll-free numbers and addresses for consumer reporting agencies;
- (ii) the toll-free number, address, and website address for the Federal Trade Commission; and
- (iii) a statement that the individual can obtain information from these sources about fraud alerts and security freezes.

(2) With respect to personal information as defined in Section 5 in paragraph (2) of the definition of "personal information", notice may be provided in electronic or other form directing the Illinois resident whose personal information has been breached to promptly change his or her user name or password and security question or answer, as applicable, or to take other steps appropriate to protect all online accounts for which the resident uses the same user name or email address and password or security question and answer.

The notification shall not, however, include information concerning the number of Illinois residents affected by the breach.

(a-5) The notification to an Illinois resident required by subsection (a) of this Section may be delayed if an appropriate law enforcement agency determines that notification will interfere with a criminal investigation and provides the State agency with a written request for the delay. However, the State agency must notify the Illinois resident as soon as notification will no longer interfere with the investigation.

(b) For purposes of this Section, notice to residents may be provided by one of the following methods:

- (1) written notice;
- (2) electronic notice, if the notice provided is consistent with the provisions regarding electronic records and signatures for notices legally required to be in writing as set forth in Section 7001 of Title 15 of the United States Code; or

(3) substitute notice, if the State agency demonstrates that the cost of providing notice would exceed \$250,000 or that the affected class of subject persons to be notified exceeds 500,000, or the State agency does not have sufficient contact information. Substitute notice shall consist of all of the following: (i) email notice if the State agency has an email address for the subject persons; (ii) conspicuous posting of the notice on the State agency's web site page if the State agency maintains one; and (iii) notification to major statewide media.

(c) Notwithstanding subsection (b), a State agency that maintains its own notification procedures as part of an information security policy for the treatment of personal information and is otherwise consistent with the timing requirements of this Act shall be deemed in compliance with the notification requirements of this Section if the State agency notifies subject persons in accordance with its policies in the event of a breach of the security of the system data or written material.

(d) If a State agency is required to notify more than 1,000 persons of a breach of security pursuant to this Section, the State agency shall also notify, without unreasonable delay, all consumer reporting agencies that compile and maintain files on consumers on a nationwide basis, as defined by 15 U.S.C. Section 1681a(p), of the timing, distribution, and content of the notices. Nothing in this subsection (d) shall be construed to require the State agency to provide to the consumer reporting agency the names or other personal identifying information of breach notice recipients.

(e) Notice to Attorney General. Any State agency that suffers a single breach of the security of the data concerning the personal information of more than 250 Illinois residents shall provide notice to the Attorney General of the breach, including:

- (A) The types of personal information compromised in the breach.
- (B) The number of Illinois residents affected by such incident at the time of notification.
- (C) Any steps the State agency has taken or plans to take relating to notification of the breach to consumers.
- (D) The date and timeframe of the breach, if known at the time notification is provided.

Such notification must be made within 45 days of the State agency's discovery of the security breach or when the State agency provides any notice to consumers required by this Section, whichever is sooner, unless the State agency has good cause for reasonable delay to determine the scope of the breach and restore the integrity, security, and confidentiality of the data system, or when law enforcement requests in writing to withhold disclosure of some or all of the information required in the notification under this Section. If the date or timeframe of the breach is unknown at the time the notice is sent to the Attorney General, the State agency shall send the Attorney General the date or timeframe of the breach as soon as possible.

(f) In addition to the report required by Section 25 of this Act, if the State agency that suffers a breach determines the identity of the actor who perpetrated the breach, then the State agency shall report this information, within 5 days after the determination, to the Subcommittee on Cybersecurity of the Senate Telecommunications and Information Technology Committee and to the House Cybersecurity, Data Analytics, & IT (Information Technology) Committee, provided that such report would not jeopardize the security of Illinois residents or compromise a security investigation.

(g) A State agency directly responsible to the Governor 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 17-53 of the Criminal Code of 2012, shall notify the Office of the Chief Information Security Officer of the Illinois Department of Innovation and Technology and the Attorney General regarding the breach or instance of aggravated computer tampering. The 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 reports required in subsections (e) and (f) of this Section and in Section 25 in lieu of the impacted agency.

(h) Upon receiving notification from a State agency of a breach of personal information or from the Department of Innovation and Technology in lieu of the impacted agency, the Attorney General may publish the name of the State agency that suffered the breach, the types of personal information compromised in the breach, and the date range of the breach.

(Source: P.A. 99-503, eff. 1-1-17.)

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. 2 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 Hastings, **Senate Bill No. 707** 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 54; NAYS None.

The following voted in the affirmative:

Althoff	Fowler	McConchie	Rose
Anderson	Harmon	McConnaughay	Sandoval
Aquino	Hastings	McGuire	Schimpf
Barickman	Holmes	Morrison	Silverstein
Bennett	Hunter	Mulroe	Stadelman
Bertino-Tarrant	Jones, E.	Muñoz	Steans
Biss	Koehler	Murphy	Syverson
Bivins	Landek	Nybo	Tracy
Brady	Lightford	Oberweis	Trotter

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Bush	Link	Radogno	Van Pelt
Collins	Manar	Raoul	Weaver
Connelly	Martinez	Rezin	Mr. President
Cullerton, T.	McCann	Righter	
Cunningham	McCarter	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 Steans, **Senate Bill No. 396** was recalled from the order of third reading to the order of second reading.

Senator Steans offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 396

AMENDMENT NO. 1. Amend Senate Bill 396 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by changing Sections 1-140.10 and 11-1516 and by adding Section 11-1517 as follows:

(625 ILCS 5/1-140.10)

Sec. 1-140.10. Low-speed electric bicycle. A bicycle equipped with fully operable pedals and an electric motor of less than 750 watts that meets the requirements of one of the following classes:

(a) "Class 1 low-speed electric bicycle" means a low-speed electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour.

(b) "Class 2 low-speed electric bicycle" means a low-speed electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches a speed of 20 miles per hour.

(c) "Class 3 low-speed electric bicycle" means a low-speed electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches a speed of 28 miles per hour.

A "low-speed electric bicycle" is not a moped or a motor driven cycle.

The term "low-speed electric bicycle" has the same meaning ascribed to it by Section 38 of the Consumer Product Safety Act (15 U.S.C. Sec. 2085).

(Source: P.A. 96-125, eff. 1-1-10.)

(625 ILCS 5/11-1516)

Sec. 11-1516. Low-speed gas bicycles.

(a) A person may operate a ~~low-speed electric bicycle~~ or low-speed gas bicycle only if the person is at least 16 years of age.

(b) A person may not operate a ~~low-speed electric bicycle~~ or low-speed gas bicycle at a speed greater than 20 miles per hour upon any highway, street, or roadway.

(c) A person may not operate a ~~low-speed electric bicycle~~ or low-speed gas bicycle on a sidewalk.

(d) Except as otherwise provided in this Section, the provisions of this Article XV that apply to bicycles also apply to ~~low-speed electric bicycles~~ and low-speed gas bicycles.

(Source: P.A. 96-125, eff. 1-1-10.)

(625 ILCS 5/11-1517 new)

Sec. 11-1517. Low-speed electric bicycles.

(a) Except as otherwise provided in this Section, the provisions of this Chapter that apply to bicycles also apply to low-speed electric bicycles.

(b) Each low-speed electric bicycle operating in this State shall comply with equipment and manufacturing requirements adopted by the United States Consumer Product Safety Commission under 16 CFR 1512. Each Class 3 low-speed electric bicycle shall be equipped with a speedometer that displays the speed the bicycle is traveling in miles per hour.

(c) Beginning on or after January 1, 2018, every manufacturer and distributor of low-speed electric bicycles shall apply a label that is permanently affixed to the bicycle in a prominent location. The label shall contain, in Arial font in at least 9-point type:

(1) a classification number for the bicycle that corresponds with a class under Section 1-140.10 of this Code;

(2) the bicycle's top assisted speed; and

(3) the bicycle's motor wattage.

No person shall knowingly tamper or modify the speed capability or engagement of a low-speed electric bicycle without replacing the label required under this subsection (c).

(d) A Class 2 low-speed electric bicycle shall operate in a manner so that the electric motor is disengaged or ceases to function when the brakes are applied. A Class 1 low-speed electric bicycle and a Class 3 low-speed electric bicycle shall operate in a manner so that the electric motor is disengaged or ceases to function when the rider stops pedaling.

(e) A person may operate a low-speed electric bicycle upon any highway, street, or roadway authorized for use by bicycles, including, but not limited to, bicycle lanes.

(f) A person may operate a low-speed electric bicycle upon any bicycle path unless the municipality, county, or local authority with jurisdiction prohibits the use of low-speed electric bicycles or a specific class of low-speed electric bicycles on that path.

(g) A person may not operate a low-speed electric bicycle on a sidewalk.

(h) A person may operate a Class 3 low-speed electric bicycle only if he or she is 16 years of age or older. A person who is less than 16 years of age may ride as a passenger on a Class 3 low-speed electric bicycle that is designed to accommodate passengers."

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Steans offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 396

AMENDMENT NO. 2. Amend Senate Bill 396, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page one, line 5, by replacing "1-140.10" with "1-140.10, 11-208,;" and

on page 2, immediately below line 16, by inserting the following:

"(625 ILCS 5/11-208) (from Ch. 95 1/2, par. 11-208)

Sec. 11-208. Powers of local authorities.

(a) The provisions of this Code shall not be deemed to prevent local authorities with respect to streets and highways under their jurisdiction and within the reasonable exercise of the police power from:

1. Regulating the standing or parking of vehicles, except as limited by Sections 11-1306 and 11-1307 of this Act;
2. Regulating traffic by means of police officers or traffic control signals;
3. Regulating or prohibiting processions or assemblages on the highways; and certifying persons to control traffic for processions or assemblages;
4. Designating particular highways as one-way highways and requiring that all vehicles thereon be moved in one specific direction;
5. Regulating the speed of vehicles in public parks subject to the limitations set forth in Section 11-604;
6. Designating any highway as a through highway, as authorized in Section 11-302, and requiring that all vehicles stop before entering or crossing the same or designating any intersection as a stop intersection or a yield right-of-way intersection and requiring all vehicles to stop or yield the right-of-way at one or more entrances to such intersections;
7. Restricting the use of highways as authorized in Chapter 15;
8. Regulating the operation of bicycles, low-speed electric bicycles, and low-speed gas bicycles, and requiring the registration and licensing of same, including the requirement of a registration fee;
9. Regulating or prohibiting the turning of vehicles or specified types of vehicles at intersections;
10. Altering the speed limits as authorized in Section 11-604;
11. Prohibiting U-turns;
12. Prohibiting pedestrian crossings at other than designated and marked crosswalks or

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at intersections;

13. Prohibiting parking during snow removal operation;

14. Imposing fines in accordance with Section 11-1301.3 as penalties for use of any parking place reserved for persons with disabilities, as defined by Section 1-159.1, or veterans with disabilities by any person using a motor vehicle not bearing registration plates specified in Section 11-1301.1 or a special decal or device as defined in Section 11-1301.2 as evidence that the vehicle is operated by or for a person with disabilities or a veteran with a disability;

15. Adopting such other traffic regulations as are specifically authorized by this Code;

or

16. Enforcing the provisions of subsection (f) of Section 3-413 of this Code or a similar local ordinance.

(b) No ordinance or regulation enacted under subsections 1, 4, 5, 6, 7, 9, 10, 11 or 13 of paragraph (a) shall be effective until signs giving reasonable notice of such local traffic regulations are posted.

(c) The provisions of this Code shall not prevent any municipality having a population of 500,000 or more inhabitants from prohibiting any person from driving or operating any motor vehicle upon the roadways of such municipality with headlamps on high beam or bright.

(d) The provisions of this Code shall not be deemed to prevent local authorities within the reasonable exercise of their police power from prohibiting, on private property, the unauthorized use of parking spaces reserved for persons with disabilities.

(e) No unit of local government, including a home rule unit, may enact or enforce an ordinance that applies only to motorcycles if the principal purpose for that ordinance is to restrict the access of motorcycles to any highway or portion of a highway for which federal or State funds have been used for the planning, design, construction, or maintenance of that highway. No unit of local government, including a home rule unit, may enact an ordinance requiring motorcycle users to wear protective headgear. Nothing in this subsection (e) shall affect the authority of a unit of local government to regulate motorcycles for traffic control purposes or in accordance with Section 12-602 of this Code. No unit of local government, including a home rule unit, may regulate motorcycles in a manner inconsistent with this Code. This subsection (e) is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

(f) A municipality or county designated in Section 11-208.6 may enact an ordinance providing for an automated traffic law enforcement system to enforce violations of this Code or a similar provision of a local ordinance and imposing liability on a registered owner or lessee of a vehicle used in such a violation.

(g) A municipality or county, as provided in Section 11-1201.1, may enact an ordinance providing for an automated traffic law enforcement system to enforce violations of Section 11-1201 of this Code or a similar provision of a local ordinance and imposing liability on a registered owner of a vehicle used in such a violation.

(h) A municipality designated in Section 11-208.8 may enact an ordinance providing for an automated speed enforcement system to enforce violations of Article VI of Chapter 11 of this Code or a similar provision of a local ordinance.

(i) A municipality or county designated in Section 11-208.9 may enact an ordinance providing for an automated traffic law enforcement system to enforce violations of Section 11-1414 of this Code or a similar provision of a local ordinance and imposing liability on a registered owner or lessee of a vehicle used in such a violation.

(Source: P.A. 98-396, eff. 1-1-14; 98-556, eff. 1-1-14; 98-756, eff. 7-16-14; 99-143, eff. 7-27-15.)"

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 Steans, **Senate Bill No. 396** 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 52; NAYS None.

[May 11, 2017]

The following voted in the affirmative:

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

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 Althoff, **Senate Bill No. 1094** was recalled from the order of third reading to the order of second reading.

Senator Althoff offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1094

AMENDMENT NO. 1. Amend Senate Bill 1094 by replacing everything after the enacting clause with the following:

"Section 5. The Nurse Practice Act is amended by changing Section 65-5 as follows:

(225 ILCS 65/65-5) (was 225 ILCS 65/15-10)

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

Sec. 65-5. Qualifications for APN licensure.

(a) Each applicant who successfully meets the requirements of this Section shall be entitled to licensure as an advanced practice nurse.

(b) An applicant for licensure to practice as an advanced practice nurse must do each of the following:

(1) Submit a completed application and any fees as established by the Department.

(2) Hold a current license to practice as a registered professional nurse under this

Act.

(3) Have successfully completed requirements to practice as, and holds and maintains current, national certification as, a nurse midwife, clinical nurse specialist, nurse practitioner, or certified registered nurse anesthetist from the appropriate national certifying body as determined by rule of the Department.

(4) Have obtained a graduate degree appropriate for national certification in a clinical advanced practice nursing specialty or a graduate degree or post-master's certificate from a graduate level program in a clinical advanced practice nursing specialty.

(5) Have not violated the provisions of this Act concerning the grounds for disciplinary action. The Department may take into consideration any felony conviction of the applicant, but such a conviction may not operate as an absolute bar to licensure.

(6) Submit to the criminal history records check required under Section 50-35 of this

Act.

(b-5) A registered professional nurse seeking licensure as an advanced practice nurse in the category of certified registered nurse anesthetist who does not have a graduate degree as described in subsection (b) of this Section shall be qualified for licensure if that person:

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- (1) submits evidence of having successfully completed a nurse anesthesia program described in item (4) of subsection (b) of this Section prior to January 1, 1999;
- (2) submits evidence of certification as a registered nurse anesthetist by an appropriate national certifying body; and
- (3) has continually maintained active, up-to-date recertification status as a certified registered nurse anesthetist by an appropriate national recertifying body.
- (b-10) The Department shall issue a certified registered nurse anesthetist license to an APN who (i) does not have a graduate degree, (ii) applies for licensure before July 1, ~~2023~~ 2018, and (iii) submits all of the following to the Department:
- (1) His or her current State registered nurse license number.
 - (2) Proof of current national certification, which includes the completion of an examination from either of the following:
 - (A) the Council on Certification of the American Association of Nurse Anesthetists;
 - or
 - (B) the Council on Recertification of the American Association of Nurse Anesthetists.
 - (3) Proof of the successful completion of a post-basic advanced practice formal education program in the area of nurse anesthesia prior to January 1, 1999.
 - (4) His or her complete work history for the 5-year period immediately preceding the date of his or her application.
 - (5) Verification of licensure as an advanced practice nurse from the state in which he or she was originally licensed, current state of licensure, and any other state in which he or she has been actively practicing as an advanced practice nurse within the 5-year period immediately preceding the date of his or her application. If applicable, this verification must state:
 - (A) the time during which he or she was licensed in each state, including the date of the original issuance of each license; and
 - (B) any disciplinary action taken or pending concerning any nursing license held, currently or in the past, by the applicant.
 - (6) The required fee.
- (c) Those applicants seeking licensure in more than one advanced practice nursing specialty need not possess multiple graduate degrees. Applicants may be eligible for licenses for multiple advanced practice nurse licensure specialties, provided that the applicant (i) has met the requirements for at least one advanced practice nursing specialty under paragraphs (3) and (5) of subsection (a) of this Section, (ii) possesses an additional graduate education that results in a certificate for another clinical advanced practice nurse specialty and that meets the requirements for the national certification from the appropriate nursing specialty, and (iii) holds a current national certification from the appropriate national certifying body for that additional advanced practice nursing specialty.
- (Source: P.A. 98-837, 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 Althoff, **Senate Bill No. 1094** 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 54; NAYS None.

The following voted in the affirmative:

Althoff	Fowler	McConchie	Rose
Anderson	Harmon	McConnaughay	Sandoval
Aquino	Hastings	McGuire	Schimpf
Barickman	Holmes	Morrison	Silverstein

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Bennett	Hunter	Mulroe	Stadelman
Bertino-Tarrant	Jones, E.	Muñoz	Steans
Biss	Koehler	Murphy	Syverson
Bivins	Landek	Nybo	Tracy
Brady	Lightford	Oberweis	Trotter
Bush	Link	Radogno	Van Pelt
Collins	Manar	Raoul	Weaver
Connelly	Martinez	Rezin	Mr. President
Cullerton, T.	McCann	Righter	
Cunningham	McCarter	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 E. Jones III, **Senate Bill No. 1493** 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 54; NAYS None.

The following voted in the affirmative:

Althoff	Fowler	McConchie	Rose
Anderson	Harmon	McConnaughay	Sandoval
Aquino	Hastings	McGuire	Schimpf
Barickman	Holmes	Morrison	Silverstein
Bennett	Hunter	Mulroe	Stadelman
Bertino-Tarrant	Jones, E.	Muñoz	Steans
Biss	Koehler	Murphy	Syverson
Bivins	Landek	Nybo	Tracy
Brady	Lightford	Oberweis	Trotter
Bush	Link	Radogno	Van Pelt
Collins	Manar	Raoul	Weaver
Connelly	Martinez	Rezin	Mr. President
Cullerton, T.	McCann	Righter	
Cunningham	McCarter	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 Althoff, **Senate Bill No. 1821** was recalled from the order of third reading to the order of second reading.

Senator Althoff offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO SENATE BILL 1821

AMENDMENT NO. 2. Amend Senate Bill 1821, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1 by inserting on page 91 immediately below line 23 the following:

"Section 105. The Ticket Sale and Resale Act is amended by changing Section 1.5 as follows:
(815 ILCS 414/1.5) (was 720 ILCS 375/1.5)

[May 11, 2017]

Sec. 1.5. Sale of tickets at more than face value prohibited; exceptions.

(a) Except as otherwise provided in subsections (b), (c), (d), (e), and (f-5) of this Section and in Section 4, it is unlawful for any person, persons, firm or corporation to sell tickets for baseball games, football games, hockey games, theatre entertainments, or any other amusement for a price more than the price printed upon the face of said ticket, and the price of said ticket shall correspond with the same price shown at the box office or the office of original distribution.

(b) This Act does not apply to the resale of tickets of admission to a sporting event, theater, musical performance, or place of public entertainment or amusement of any kind for a price in excess of the printed box office ticket price by a ticket broker who meets all of the following requirements:

(1) The ticket broker is duly registered with the Office of the Secretary of State on a registration form provided by that Office. The registration must contain a certification that the ticket broker:

(A) engages in the resale of tickets on a regular and ongoing basis from one or more permanent or fixed locations located within this State;

(B) maintains as the principal business activity at those locations the resale of tickets;

(C) displays at those locations the ticket broker's registration;

(D) maintains at those locations a listing of the names and addresses of all persons employed by the ticket broker;

(E) is in compliance with all applicable federal, State, and local laws relating to its ticket selling activities, and that neither the ticket broker nor any of its employees within the preceding 12 months have been convicted of a violation of this Act; and

(F) meets the following requirements:

(i) the ticket broker maintains a toll free number specifically dedicated for Illinois consumer complaints and inquiries concerning ticket sales;

(ii) the ticket broker has adopted a code that advocates consumer protection that includes, at a minimum:

(a-1) consumer protection guidelines;

(b-1) a standard refund policy. In the event a refund is due, the ticket broker shall provide that refund without charge other than for reasonable delivery fees for the return of the tickets; and

(c-1) standards of professional conduct;

(iii) the ticket broker has adopted a procedure for the binding resolution of consumer complaints by an independent, disinterested third party and thereby submits to the jurisdiction of the State of Illinois; and

(iv) the ticket broker has established and maintains a consumer protection rebate fund in Illinois in an amount in excess of \$100,000, which must be cash available for immediate disbursement for satisfaction of valid consumer complaints.

Alternatively, the ticket broker may fulfill the requirements of subparagraph (F) of this paragraph (1) if the ticket broker certifies that he or she belongs to a professional association organized under the laws of this State, or organized under the laws of any other state and authorized to conduct business in Illinois, that has been in existence for at least 3 years prior to the date of that broker's registration with the Office of the Secretary of State, and is specifically dedicated, for and on behalf of its members, to provide and maintain the consumer protection requirements of subparagraph (F) of this paragraph (1) to maintain the integrity of the ticket brokerage industry.

(2) (Blank).

(3) The ticket broker and his employees must not engage in the practice of selling, or attempting to sell, tickets for any event while sitting or standing near the facility at which the event is to be held or is being held unless the ticket broker or his or her employees are on property they own, lease, or have permission to occupy.

(4) The ticket broker must comply with all requirements of the Retailers' Occupation Tax Act and collect and remit all other applicable federal, State and local taxes in connection with the ticket broker's ticket selling activities.

(5) Beginning January 1, 1996, no ticket broker shall advertise for resale any tickets within this State unless the advertisement contains the name of the ticket broker and the Illinois registration number issued by the Office of the Secretary of State under this Section.

(6) Each ticket broker registered under this Act shall pay an annual registration fee of \$100.

(c) This Act does not apply to the sale of tickets of admission to a sporting event, theater, musical performance, or place of public entertainment or amusement of any kind for a price in excess of the printed box office ticket price by a reseller engaged in interstate or intrastate commerce on an Internet auction listing service duly registered with the ~~Department of Financial and Professional Regulation under the Auction License Act~~ and with the Office of the Secretary of State on a registration form provided by that Office. This subsection (c) applies to both sales through an online bid submission process and sales at a fixed price on the same website or interactive computer service as an Internet auction listing service registered with the ~~Department of Financial and Professional Regulation~~.

This subsection (c) applies to resales described in this subsection only if the operator of the Internet auction listing service meets the following requirements:

(1) the operator maintains a listing of the names and addresses of its corporate officers;

(2) the operator is in compliance with all applicable federal, State, and local laws relating to ticket selling activities, and the operator's officers and directors have not been convicted of a violation of this Act within the preceding 12 months;

(3) the operator maintains, either itself or through an affiliate, a toll free number dedicated for consumer complaints;

(4) the operator provides consumer protections that include at a minimum:

(A) consumer protection guidelines;

(B) a standard refund policy that guarantees to all purchasers that it will provide and in fact provides a full refund of the amount paid by the purchaser (including, but not limited to, all fees, regardless of how characterized) if the following occurs:

(i) the ticketed event is cancelled and the purchaser returns the tickets to the seller or Internet auction listing service; however, reasonable delivery fees need not be refunded if the previously disclosed guarantee specifies that the fees will not be refunded if the event is cancelled;

(ii) the ticket received by the purchaser does not allow the purchaser to enter the ticketed event for reasons that may include, without limitation, that the ticket is counterfeit or that the ticket has been cancelled by the issuer due to non-payment, unless the ticket is cancelled due to an act or omission by such purchaser;

(iii) the ticket fails to conform to its description on the Internet auction listing service; or

(iv) the ticket seller willfully fails to send the ticket or tickets to the purchaser, or the ticket seller attempted to deliver the ticket or tickets to the purchaser in the manner required by the Internet auction listing service and the purchaser failed to receive the ticket or tickets; and

(C) standards of professional conduct;

(5) the operator has adopted an independent and disinterested dispute resolution procedure that allows resellers or purchasers to file complaints against the other and have those complaints mediated or resolved by a third party, and requires the resellers or purchasers to submit to the jurisdiction of the State of Illinois for complaints involving a ticketed event held in Illinois;

(6) the operator either:

(A) complies with all applicable requirements of the Retailers' Occupation Tax Act and collects and remits all applicable federal, State, and local taxes; or

(B) publishes a written notice on the website after the sale of one or more tickets that automatically informs the ticket reseller of the ticket reseller's potential legal obligation to pay any applicable local amusement tax in connection with the reseller's sale of tickets, and discloses to law enforcement or other government tax officials, without subpoena, the name, city, state, telephone number, e-mail address, user ID history, fraud complaints, and bidding and listing history of any specifically identified reseller or purchaser upon the receipt of a verified request from law enforcement or other government tax officials relating to a criminal investigation or alleged illegal activity; and

(7) the operator either:

(A) has established and maintains a consumer protection rebate fund in Illinois in an amount in excess of \$100,000, which must be cash available for immediate disbursement for satisfaction of valid consumer complaints; or

(B) has obtained and maintains in force an errors and omissions insurance policy that provides at least \$100,000 in coverage and ~~proof that the policy has been filed with the Department of Financial and Professional Regulation~~.

(d) This Act does not apply to the resale of tickets of admission to a sporting event, theater, musical performance, or place of public entertainment or amusement of any kind for a price in excess of the printed box office ticket price conducted at an auction solely by or for a not-for-profit organization for charitable purposes under clause (a)(1) of Section 10-1 of the Auction License Act.

(e) This Act does not apply to the resale of a ticket for admission to a baseball game, football game, hockey game, theatre entertainment, or any other amusement for a price more than the price printed on the face of the ticket and for more than the price of the ticket at the box office if the resale is made through an Internet website whose operator meets the following requirements:

(1) the operator has a business presence and physical street address in the State of Illinois and clearly and conspicuously posts that address on the website;

(2) the operator maintains a listing of the names of the operator's directors and officers, and is duly registered with the Office of the Secretary of State on a registration form provided by that Office;

(3) the operator is in compliance with all applicable federal, State, and local laws relating to its ticket reselling activities regulated under this Act, and the operator's officers and directors have not been convicted of a violation of this Act within the preceding 12 months;

(4) the operator maintains a toll free number specifically dedicated for consumer complaints and inquiries regarding ticket resales made through the website;

(5) the operator either:

(A) has established and maintains a consumer protection rebate fund in Illinois in an amount in excess of \$100,000, which must be cash available for immediate disbursement for satisfaction of valid consumer complaints; or

(B) has obtained and maintains in force an errors and omissions policy of insurance in the minimum amount of \$100,000 for the satisfaction of valid consumer complaints;

(6) the operator has adopted an independent and disinterested dispute resolution procedure that allows resellers or purchasers to file complaints against the other and have those complaints mediated or resolved by a third party, and requires the resellers or purchasers to submit to the jurisdiction of the State of Illinois for complaints involving a ticketed event held in Illinois;

(7) the operator either:

(A) complies with all applicable requirements of the Retailers' Occupation Tax Act and collects and remits all applicable federal, State, and local taxes; or

(B) publishes a written notice on the website after the sale of one or more tickets that automatically informs the ticket reseller of the ticket reseller's potential legal obligation to pay any applicable local amusement tax in connection with the reseller's sale of tickets, and discloses to law enforcement or other government tax officials, without subpoena, the name, city, state, telephone number, e-mail address, user ID history, fraud complaints, and bidding and listing history of any specifically identified reseller or purchaser upon the receipt of a verified request from law enforcement or other government tax officials relating to a criminal investigation or alleged illegal activity; and

(8) the operator guarantees to all purchasers that it will provide and in fact provides a full refund of the amount paid by the purchaser (including, but not limited to, all fees, regardless of how characterized) if any of the following occurs:

(A) the ticketed event is cancelled and the purchaser returns the tickets to the website operator; however, reasonable delivery fees need not be refunded if the previously disclosed guarantee specifies that the fees will not be refunded if the event is cancelled;

(B) the ticket received by the purchaser does not allow the purchaser to enter the ticketed event for reasons that may include, without limitation, that the ticket is counterfeit or that the ticket has been cancelled by the issuer due to non-payment, unless the ticket is cancelled due to an act or omission by the purchaser;

(C) the ticket fails to conform to its description on the website; or

(D) the ticket seller willfully fails to send the ticket or tickets to the purchaser, or the ticket seller attempted to deliver the ticket or tickets to the purchaser in the manner required by the website operator and the purchaser failed to receive the ticket or tickets.

Nothing in this subsection (e) shall be deemed to imply any limitation on ticket sales made in accordance with subsections (b), (c), and (d) of this Section or any limitation on sales made in accordance with Section 4.

(f) The provisions of subsections (b), (c), (d), and (e) of this Section apply only to the resale of a ticket after the initial sale of that ticket. No reseller of a ticket may refuse to sell tickets to another ticket reseller

solely on the basis that the purchaser is a ticket reseller or ticket broker authorized to resell tickets pursuant to this Act.

(f-5) In addition to the requirements imposed under subsections (b), (c), (d), (e), and (f) of this Section, ticket brokers and resellers must comply with the requirements of this subsection. Before accepting any payment from a purchaser, a ticket broker or reseller must disclose to the purchaser in a clear, conspicuous, and readily noticeable manner the following information:

- (1) the registered name and city of the event venue;
- (2) that the ticket broker or reseller is not the event venue box office or its licensed ticket agent, but is, instead, a ticket broker or reseller and that lost or stolen tickets may be reissued only by ticket brokers or resellers;
- (3) whether it is registered under this Act; and
- (4) its refund policy, name, and contact information.

Before selling and accepting payment for a ticket, a ticket broker or reseller must require the purchaser to acknowledge by an affirmative act the disclosures required under this subsection. The disclosures required by this subsection must be made in a clear and conspicuous manner, appear together, and be preceded by the heading "IMPORTANT NOTICE" which must be in bold face font that is larger than the font size of the required disclosures.

Ticket brokers and resellers must guarantee a full refund of the amount paid by the purchaser, including handling and delivery fees, if any of the following occurs:

- (1) the ticket received by the purchaser does not grant the purchaser admission to the event described on the ticket, unless it is due to an act or omission by the purchaser;
- (2) the ticket fails to conform substantially to its description as advertised; or
- (3) the event for which the ticket has been resold is cancelled and not rescheduled.

This subsection (f-5) does not apply to an Internet auction listing service registered with the Department of Financial and Professional Regulation as required under the Auction License Act.

- (g) The provisions of Public Act 89-406 are severable under Section 1.31 of the Statute on Statutes.
 - (h) The provisions of this amendatory Act of the 94th General Assembly are severable under Section 1.31 of the Statute on Statutes.
- (Source: P.A. 99-431, eff. 1-1-16.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Althoff offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO SENATE BILL 1821

AMENDMENT NO. 3. Amend Senate Bill 1821, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 1, by replacing line 5 with "changing Sections 4.30 and 4.32 as follows:"; and

on page 3, by deleting lines 1 through 17; and

on page 40, by deleting lines 22 through 24; and

by deleting line 1 on page 41 through line 17 on page 86; and

on page 91, by replacing line 12 with the following:

"(25) the Professional Geologist Licensing Act;".

The motion prevailed.

And the amendment was adopted and ordered printed.

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.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Althoff, **Senate Bill No. 1821** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[May 11, 2017]

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

YEAS 54; NAYS None.

The following voted in the affirmative:

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

CONSIDERATION OF RESOLUTION ON SECRETARY’S DESK

Senator Hastings moved that **Senate Joint Resolution No. 2**, on the Secretary’s Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Hastings moved that Senate Joint Resolution No. 2 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 54; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

And the resolution was adopted.

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

[May 11, 2017]

SENATE BILL RECALLED

On motion of Senator Althoff, **Senate Bill No. 1085** was recalled from the order of third reading to the order of second reading.

Senator Althoff offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1085

AMENDMENT NO. 1. Amend Senate Bill 1085 by replacing everything after the enacting clause with the following:

"Section 5. The Department of Professional Regulation Law of the Civil Administrative Code of Illinois is amended by adding Section 2105-20 as follows:

(20 ILCS 2105/2105-20 new)

Sec. 2105-20. Criminal history records checks. Licensees or applicants applying for expedited licensure through an interstate compact enacted into law by the General Assembly, including, but not limited to, the Interstate Medical Licensure Compact Act, who have designated Illinois as the principal state of licensure for the purposes of the compact shall have his or her fingerprints submitted to the Department of State Police in an electronic format that complies with the form and manner for requesting and furnishing criminal history record information as prescribed by the Department of State Police. These fingerprints shall be checked against the Department of State Police and Federal Bureau of Investigation criminal history record databases now and hereafter filed. The Department of State Police shall charge applicants or licensees a fee for conducting the criminal history records check, which shall be deposited into the State Police Services Fund and shall not exceed the actual cost of the records check. The Department of State Police shall furnish, pursuant to positive identification, records of Illinois convictions to the Department. The Department may require applicants or licensees to pay a separate fingerprinting fee, either to the Department or to a vendor designated or approved by the Department. The Department, in its discretion, may allow an applicant or licensee who does not have reasonable access to a designated vendor to provide his or her fingerprints in an alternative manner. The Department may adopt any rules necessary to implement this Section. Communication between the Department and an interstate compact governing body, including, but not limited to, the Interstate Commission as defined in Section 180 of the Interstate Medical Licensure Compact Act, may not include information received from the Federal Bureau of Investigation relating to a State and federal criminal history records check.

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.

READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Althoff, **Senate Bill No. 1085** 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	Fowler	McConchie	Rose
Anderson	Harmon	McConaughay	Sandoval
Aquino	Hastings	McGuire	Silverstein
Barickman	Holmes	Morrison	Stadelman
Bennett	Hunter	Mulroe	Steans

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Bertino-Tarrant	Jones, E.	Muñoz	Syverson
Biss	Koehler	Murphy	Tracy
Bivins	Landek	Nybo	Trotter
Brady	Lightford	Oberweis	Van Pelt
Bush	Link	Radogno	Weaver
Collins	Manar	Raoul	Mr. President
Connelly	Martinez	Rezin	
Cullerton, T.	McCann	Righter	
Cunningham	McCarter	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 Sandoval, **Senate Bill No. 1681** 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 54; NAYS None.

The following voted in the affirmative:

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

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 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. 24

WHEREAS, High quality learning opportunities, beginning at birth, are an essential part of our nation's education system; and

[May 11, 2017]

WHEREAS, Young children facing the most significant challenges stand to benefit greatly from comprehensive and consistent early learning experiences; and

WHEREAS, Research demonstrates that investing in early childhood produces outcomes that help ensure children are successful in school and life, such as increased kindergarten readiness, increased high school graduation rates and college attendance, and reduced special education rates; and

WHEREAS, The State of Illinois is a national leader in supporting early care and education programs; and

WHEREAS, Head Start and State-funded early childhood programs in Illinois are required to comply with a set of standards related to ensuring a smooth transition of children out of the program and into kindergarten; and

WHEREAS, Preschool for All programs must have a "written plan to ensure that those children who are age-eligible for kindergarten are enrolled in school upon leaving the preschool education program"; and

WHEREAS, The Illinois Preschool Expansion Grant requirements and federal Head Start Performance Standards hold these programs to an even higher standard by requiring programs to collaborate with Local Educational Agencies (LEAs) to support children and families through the transition to kindergarten; and

WHEREAS, While requiring early childhood programs to coordinate with the school districts into which children transition is a good practice, many LEAs are not familiar with the opportunity presented by potential partnerships with early childhood providers, like the relationships fostered within local early childhood community collaborations; and

WHEREAS, Illinois State law could better support those LEAs by providing a framework that would help LEAs to identify best practices for supporting kindergarten transitions and give LEAs incentives to adopt these practices; and

WHEREAS, This framework would help the state build upon its successful Race to the Top-Early Learning Challenge grant; and

WHEREAS, Implementation of the Every Student Succeeds Act (ESSA) provides an opportune moment to develop and put into motion such a framework, as the law specifically authorizes districts to use resources to support joint efforts to address kindergarten transitions; 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 the P-20 Council in collaboration with the Early Learning Council shall establish an Advisory Committee for the purposes of reviewing kindergarten transitions; and be it further

RESOLVED, That the Kindergarten Transitions Advisory Committee shall consist of a diverse group of stakeholders and practitioners, appointed by the Chair of the P-20 Council, and including those from State agencies, early childhood advocacy organizations, education related professional associations, and members of the General Assembly; and be it further

RESOLVED, That the Advisory Committee shall submit a report to the Governor, State Board of Education, and General Assembly that includes recommendations aimed at informing the creation of legislation that:

(1) Addresses the value of K-12 educators and administrators partnering with early childhood programs in their communities, including Head Start, Preschool for All, home visiting, and child care;

(2) Will not be prescriptive and will not place any burdensome requirements on school districts;

[May 11, 2017]

(3) Encourages best practices for supporting kindergarten transitions, including aligned professional development, data collection, data sharing, and family engagement, among others;

(4) Could define the capacity needed and potential incentives for LEAs and early childhood programs to implement these practices;

(5) Promotes best practices related to the continuity of care between early childhood (including between infant-toddler programs and programs for preschool-aged children), early childhood special education, and special education in the early elementary grades;

(6) Could define the role of early learning in required school improvement processes, including the role of kindergarten readiness data in school needs assessments and the expansion of high-quality early learning as a school improvement strategy;

(7) Reinforces the State's commitment to the importance of social and emotional learning for children of all ages; and

(8) Promotes best practices for dual language learners, which address the cultural and linguistic needs of young children as they transition into kindergarten and ways in which to engage underserved immigrant and mixed status families; and be it further

RESOLVED, That the Kindergarten Transition Advisory Committee shall first meet at the call of the Chair of the P-20 Council; and be it further

RESOLVED, That the Kindergarten Transition Advisory Committee shall elect a Chair or Co-chairs at its first meeting; and be it further

RESOLVED, That the Kindergarten Transition Advisory Committee shall seek input from stakeholders and members of the public; and be it further

RESOLVED, That the P-20 Council in collaboration with the Early Learning Council shall provide administrative support to the Kindergarten Transition Advisory Committee; and be it further

RESOLVED, That the Kindergarten Transition Advisory Committee shall submit its report to the Governor and General Assembly by September 29, 2018; and be it further

RESOLVED, That the Kindergarten Transition Advisory Committee is dissolved upon submission of its report; and be it further; and be it further

RESOLVED, That the P-20 Council and the Early Learning Council shall post a copy of this resolution and the Committee's report to its website.

Adopted by the House, May 11, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 24 was referred to the Committee on Assignments.

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 their amendment to the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 33

Senate Amendment No. 1

Action taken by the House, May 11, 2017.

TIMOTHY D. MAPES, Clerk of the House

[May 11, 2017]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Link, **House Bill No. 3010** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McConchie, **House Bill No. 3017** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Rose, **House Bill No. 3033** was taken up, read by title a second time. Floor Amendment No. 1 was referred to the Committee on Assignments earlier today. There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Martinez, **House Bill No. 3060** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Koehler, **House Bill No. 3063** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Rezin, **House Bill No. 3048** was taken up, read by title a second time and ordered to a third reading.

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the following committees to meet at 2:00 o'clock p.m.:

Executive in Room 212
Licensed Activities and Pensions in Room 400
State Government in Room 409

READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Silverstein, **House Bill No. 3044** was taken up, read by title a second time and ordered to a third reading.

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 11, 2017

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

Dear Mr. Secretary:

[May 11, 2017]

Pursuant to Rule 3-2(c), I hereby appoint Senator Terry Link 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 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 11, 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 Michael Hastings to temporarily replace Senator William Haine as a member of the Senate Licensed Activities and Pensions Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Licensed Activities and Pensions 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 11, 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 Heather Steans 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.

[May 11, 2017]

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 11, 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 Julie Morrison to temporarily replace Senator Napoleon Harris as a member of the Senate Licensed Activities and Pensions Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Licensed Activities and Pensions 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 11, 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 John Mulroe to temporarily replace Senator James Clayborne as a member of the Executive Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Executive Committee.

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

[May 11, 2017]

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 11, 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:

SB 367, 368, 369

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

cc: Senate Republican Leader Christine Radogno

At the hour of 1:47 o'clock p.m., the Chair announced the Senate stand adjourned until Friday, May 12, 2017, at 9:30 o'clock a.m.

[May 11, 2017]