



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

108TH LEGISLATIVE DAY

THURSDAY, APRIL 12, 2018

12:40 O'CLOCK P.M.

SENATE
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108th Legislative Day

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The Senate met pursuant to adjournment.

Senator Don Harmon, Oak Park, Illinois, presiding.

Prayer by Pastor Roger Grimmett, Springfield First United Methodist 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, April 11, 2018, be postponed, pending arrival of the printed Journal.

The motion prevailed.

REPORT RECEIVED

The Secretary placed before the Senate the following report:

FY 18 State Services Assurance Act Report concerning bilingual employees, submitted by the Department of Central Management Services.

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

LEGISLATIVE MEASURES FILED

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

Amendment No. 1 to Senate Bill 3033

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

Amendment No. 2 to Senate Bill 563

Amendment No. 1 to Senate Bill 2703

Amendment No. 1 to Senate Bill 2787

Amendment No. 1 to Senate Bill 2806

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1594

Offered by Senator T. Cullerton and all Senators:

Mourns the death of Alfred T. Spada, Sr.

SENATE RESOLUTION NO. 1596

Offered by Senator Collins and all Senators:

Mourns the death of Charles Edward "Sonny" Clark, Jr.

SENATE RESOLUTION NO. 1597

Offered by Senator Morrison and all Senators:

Mourns the death of Pellegrino C. Picchiatti of Highland Park.

SENATE RESOLUTION NO. 1599

Offered by Senator Hutchinson and all Senators:

Mourns the death of Don E. St. Germaine, Sr., of Bonfield.

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

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

SENATE RESOLUTION NO. 1593

WHEREAS, The Illinois National Guard consists of over 13,000 of the best and brightest citizens of the State of Illinois; and

WHEREAS, The Illinois National Guard honorably serves the State and has helped keep our State safe during floods, snowstorms, tornados, and disasters, both natural and man-made, since its inception; and

WHEREAS, The Illinois National Guard has honorably served in the ongoing War on Terror since America was attacked on September 11, 2001; and

WHEREAS, The Illinois National Guard's state mission is "To provide trained and disciplined forces for domestic emergencies or as otherwise provided by state law"; and

WHEREAS, The citizens of the State of Illinois are best protected from disasters, both natural and manmade, by having the soldiers of the Illinois National Guard remain standing watch within our State, instead of stationed at the Mexican border; and

WHEREAS, No foreign army is amassed at our country's southern borders, threatening invasion; and

WHEREAS, Governor Bruce Rauner indicated that he would be open to sending the soldiers of the Illinois National Guard 1,000 miles away to serve in a federal capacity, guarding the border with Mexico; and

WHEREAS, The safety and security of the citizens of the State of Illinois, along with the safety and security of our National Guard members, must take precedence over the political aspirations of our executive branch; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge Governor Bruce Rauner to put the safety and security of the citizens of the State of Illinois first and not deploy the soldiers and airmen of the Illinois National Guard to the Mexican border; and be it further

RESOLVED, That suitable copies of this resolution be delivered to Governor Bruce Rauner and Major General Richard J. Hayes Jr., Adjutant General of Illinois.

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

SENATE RESOLUTION NO. 1595

WHEREAS, In 2018, the American Cancer Society estimates more than 600,000 people will lose their lives to cancer in the United States; and

WHEREAS, The American Cancer Society estimates that 24,670 people in Illinois will die from cancer in 2018; and

WHEREAS, The National Cancer Institute estimates up to 210,000 deaths in the United States could be avoided with early and appropriate cancer screening; and

WHEREAS, The cancer death rate dropped 26% between 1991 and 2014 due to reductions in smoking and advances in early detection and treatment; and

[April 12, 2018]

WHEREAS, Specifically, according to the American Cancer Society, the five-year relative survival rate for cancers found at the local stage are approximately 56% for lung cancers, 90% for colon and rectum cancers, 92% for cervical cancers, 99% for breast cancers, and 99% for melanoma skin cancers; and

WHEREAS, Many of these cancers are often preventable; early detection and treatment are critical as cancer does not always cause symptoms and many occur in people with no family history; and

WHEREAS, Specific cancer types disproportionately affect different populations; for example, breast cancer is the most common form of cancer among black women, prostate cancer rates in black men are double those of other men, and the likelihood of developing colorectal cancer for Alaska natives is about double that of other Americans; cervical cancer is more prevalent among Hispanic and African American women; two out of three people diagnosed with lung cancer are 65 or older; melanoma, the deadliest form of skin cancer, is among the most common cancers in young adults; and

WHEREAS, According to the U.S. Centers for Disease Control and Prevention, rates of screening for many cancer types in recommended populations remain substantially below Healthy People 2020 targets; and

WHEREAS, It is critical to reinforce the need for people to discuss their individual risk factors for cancer with their healthcare providers and understand the recommendations for, and benefits of, cancer screening; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRETH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that all citizens are encouraged to visit cancerscreenweek.org for cancer screening resources and talk to their healthcare providers about their risk factors for all cancer types including, but not limited to, breast, cervical, colon, lung, prostate, and skin cancers and recommended screening options; and be it further

RESOLVED, That we declare the first week of December of 2018 as "Cancer Screen Week".

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

SENATE RESOLUTION NO. 1598

WHEREAS, Property taxes are a form of local taxation by taxing bodies such as school districts, municipalities, park districts, library boards, and other such units of local government; and

WHEREAS, No property tax dollars are paid to the state government; and

WHEREAS, According to the Illinois Department of Revenue, about 62 percent of property tax bills go to funding school districts in Illinois; and

WHEREAS, Property taxes also fund police and fire protection services, as well as park district programs and local projects; and

WHEREAS, The state legislature can pass laws freezing property tax rates, but such a one-size-fits-all legislation may unjustly hurt some local communities while leaving some units of government with the excessive surpluses; and

WHEREAS, A property tax freeze applies to the total property taxes collected by taxing districts, but does not mean the property taxes paid by an individual homeowner will be frozen; and

WHEREAS, A property tax freeze leaves municipalities, school districts, police services, fire protection services, and other local government units without a means to collect additional revenue lost due to the freeze; and

[April 12, 2018]

WHEREAS, These units of local governments, when facing increasing expenses during a property tax freeze, will be forced to implement cost-cutting measures, such as reducing the teaching staff and police force and eliminating programs; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that by July 1, 2019, each unit of Government that receives property taxes should, during a regularly scheduled or special meeting with proper public notice, conduct a public forum to discuss the specific effects of a permanent property tax freeze or a property tax freeze for one, two, or five years; and be it further

RESOLVED, That each unit of government should make every effort to fully provide projections of both revenue and expenses with a correlating analysis of services and personnel that would likely be impacted in order for the public to more fully appreciate the effects of a property tax freeze on each taxing body.

REPORTS FROM STANDING COMMITTEES

Senator Landek, of the Committee on State Government, to which was referred **Senate Bills Numbered 2896 and 3211**, 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 **Senate Bills Numbered 3081, 3106, 3151, 3254, 3304, 3402 and 3560**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, 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 the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 2252
 Senate Amendment No. 2 to Senate Bill 2313
 Senate Amendment No. 2 to Senate Bill 2640
 Senate Amendment No. 1 to Senate Bill 3185
 Senate Amendment No. 1 to Senate Bill 3233

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

Senator Landek, Chairperson of the Committee on State Government, to which was referred **Senate Resolutions numbered 1407, 1437 and 1472**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Resolutions numbered 1407, 1437 and 1472** were placed on the Secretary's Desk.

Senator E. Jones III, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bills Numbered 3036, 3126 and 3170**, reported the same back with the recommendation that the bills do pass.

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

Senator E. Jones III, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bills Numbered 2877, 3109, 3119, 3240, 3255, 3394, 3395 and 3399**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator E. Jones III, 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:

[April 12, 2018]

Senate Amendment No. 1 to Senate Bill 2578
Senate Amendment No. 1 to Senate Bill 2864

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

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **Senate Bills Numbered 1901, 2970, 3022 and 3079**, reported the same back with the recommendation that the bills do pass.

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

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **Senate Bills Numbered 3019, 3114, 3136, 3197, 3291 and 3488**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, 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 **Senate Bill No. 3491**, reported the same back with the recommendation that the bill 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 **Senate Bills Numbered 2513, 2851 and 3244**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, 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. 3223**, 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 Hutchinson, Chairperson of the Committee on Revenue, to which was referred **Senate Bills Numbered 585, 2569, 2881, 3141, 3152, 3212, 3215, 3224, 3238, 3242, 3302 and 3430**, reported the same back with the recommendation that the bills do pass.

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

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred **Senate Bills Numbered 2483, 2539, 2919, 3041, 3093 and 3445**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 426
Senate Amendment No. 1 to Senate Bill 486
Senate Amendment No. 2 to Senate Bill 2337
Senate Amendment No. 1 to Senate Bill 2445

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

Senator Steans, Chairperson of the Committee on Special Committee on Oversight of Medicaid Managed Care, to which was referred **Senate Bill No. 2447**, reported the same back with the recommendation that the bill do pass.

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

Senator Harris, Chairperson of the Committee on Agriculture, to which was referred **Senate Bills Numbered 2493, 2875 and 2962**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Harris, Chairperson of the Committee on Agriculture, to which was referred **Senate Bills Numbered 2295, 2298, 2963 and 3097**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass. Under the rules, the bills were ordered to a second reading.

Senator Harris, 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. 3 to Senate Bill 2380

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

Senator Steans, Vice-Chairperson of the Committee on Appropriations II, to which was referred **Senate Bill No. 2269**, reported the same back with the recommendation that the bill do pass. Under the rules, the bill was ordered to a second reading.

Senator Holmes, Chairperson of the Committee on Commerce and Economic Development, to which was referred **Senate Bills Numbered 2967, 3033, 3102, 3285 and 3467**, 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 **Senate Bills Numbered 2899, 3205 and 3222**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, 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 the Motion to Concur with House Amendment to the following Senate Bill, reported that the Committee recommends do adopt:

Motion to Concur in House Amendment 1 to Senate Bill 1461

Under the rules, the foregoing motion is eligible for consideration by the Senate.

Senator Hastings, Chairperson of the Committee on Energy and Public Utilities, to which was referred **Senate Bills Numbered 2591, 2914, 3051, 3131 and 3577**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Cunningham, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred **Senate Bill No. 2908**, reported the same back with the recommendation that the bill do pass. Under the rules, the bill was ordered to a second reading.

Senator Cunningham, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred **Senate Bill No. 3464**, 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 Cunningham, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 2727

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

Senator Koehler, Chairperson of the Committee on Environment and Conservation, to which was referred **Senate Bills Numbered 3017, 3101, 3156, 3214, 3309 and 3506**, reported the same back with the recommendation that the bills do pass.

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

Senator Koehler, Chairperson of the Committee on Environment and Conservation, to which was referred **Senate Bills Numbered 2492, 3174, 3548 and 3549**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

COMMITTEE REPORT CORRECTION

The following correction was made on the report from the Senate Transportation Committee which on April 10, 2018, reported **Senate Bill No. 3029** Do Pass and should have reported Senate Bill No. 3029 as having been Postponed by the Committee.

The foregoing report was entered upon the Journal of April 11, 2018.

INTRODUCTION OF BILL

SENATE BILL NO. 3605. Introduced by Senator Link, a bill for AN ACT making appropriations.

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

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 4243

A bill for AN ACT concerning State government.

HOUSE BILL NO. 4259

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 4282

A bill for AN ACT concerning local government.

HOUSE BILL NO. 4379

A bill for AN ACT concerning government.

Passed the House, April 11, 2018.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4243, 4259, 4282 and 4379** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

[April 12, 2018]

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

HOUSE BILL NO. 4472
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4476
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4697
A bill for AN ACT concerning local government.
HOUSE BILL NO. 4706
A bill for AN ACT concerning education.
Passed the House, April 11, 2018.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4472, 4476, 4697 and 4706** were taken up, ordered printed and placed on first reading.

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

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

HOUSE BILL NO. 4735
A bill for AN ACT concerning government.
HOUSE BILL NO. 4751
A bill for AN ACT concerning State government.
HOUSE BILL NO. 4783
A bill for AN ACT concerning wildlife.
HOUSE BILL NO. 4796
A bill for AN ACT concerning domestic violence.
Passed the House, April 11, 2018.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4735, 4751, 4783 and 4796** were taken up, ordered printed and placed on first reading.

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

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

HOUSE BILL NO. 4805
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 4847
A bill for AN ACT concerning aging.
HOUSE BILL NO. 4853
A bill for AN ACT concerning local government.
HOUSE BILL NO. 4860
A bill for AN ACT concerning education.
Passed the House, April 11, 2018.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4805, 4847, 4853 and 4860** were taken up, ordered printed and placed on first reading.

[April 12, 2018]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 4243, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4259, sponsored by Senator McConchie, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4282, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4476, sponsored by Senator McConnaughay, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4751, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4796, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4805, sponsored by Senator Rose, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4853, sponsored by Senator Rezin, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4860, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

POSTING NOTICES WAIVED

Senator Raoul moved to waive the six-day posting requirement on **Senate Bills numbered 2247 and 2413** so that the measures may be heard in the Committee on Judiciary that is scheduled to meet April 17, 2018.

The motion prevailed.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the appointment messages.

The motion prevailed.

EXECUTIVE SESSION

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 1000174, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

Appointment Message No. 1000174

Title of Office: Member and Chair

Agency or Other Body: Civil Service Commission

Start Date: May 8, 2017

End Date: March 1, 2023

[April 12, 2018]

Name: Timothy Sickmeyer

Residence: 6487 N. Cr. 2230E, Kilbourne, IL 62655

Annual Compensation: \$30,404 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Jil Tracy

Most Recent Holder of Office: Anita Cummings

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 55; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

On motion of Senator Muñoz, the Executive Session arose and the Senate resumed consideration of business.

Senator Harmon, presiding.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Rose, **Senate Bill No. 3532** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Cunningham	McCann	Rose
Anderson	Curran	McCarter	Sandoval
Aquino	Fowler	McConchie	Schimpf
Barickman	Harmon	McConnaughay	Sims
Bennett	Harris	McGuire	Stadelman

[April 12, 2018]

Bertino-Tarrant	Hastings	Morrison	Stears
Biss	Holmes	Mulroe	Syverson
Bivins	Hunter	Muñoz	Tracy
Brady	Hutchinson	Murphy	Van Pelt
Bush	Jones, E.	Nybo	Weaver
Castro	Koehler	Oberweis	Mr. President
Clayborne	Landek	Raoul	
Collins	Lightford	Rezin	
Connelly	Link	Righter	
Cullerton, T.	Manar	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 BILLS RECALLED

On motion of Senator Murphy, **Senate Bill No. 211** was recalled from the order of third reading to the order of second reading.

Senator Murphy offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 211

AMENDMENT NO. 1. Amend Senate Bill 211 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Lottery Law is amended by changing Section 9 as follows:

(20 ILCS 1605/9) (from Ch. 120, par. 1159)

Sec. 9. The Director, as administrative head of the Department, shall direct and supervise all its administrative and technical activities. In addition to the duties imposed upon him elsewhere in this Act, it shall be the Director's duty:

a. To supervise and administer the operation of the lottery in accordance with the provisions of this Act or such rules and regulations of the Department adopted thereunder.

b. To attend meetings of the Board or to appoint a designee to attend in his stead.

c. To employ and direct such personnel in accord with the Personnel Code, as may be necessary to carry out the purposes of this Act. In addition, the Director may by agreement secure such services as he or she may deem necessary from any other department, agency, or unit of the State government, and may employ and compensate such consultants and technical assistants as may be required and is otherwise permitted by law.

d. To license, in accordance with the provisions of Sections 10 and 10.1 of this Act and the rules and regulations of the Department adopted thereunder, as agents to sell lottery tickets such persons as in his opinion will best serve the public convenience and promote the sale of tickets or shares. The Director may require a bond from every licensed agent, in such amount as provided in the rules and regulations of the Department. Every licensed agent shall prominently display his license, or a copy thereof, as provided in the rules and regulations of the Department.

e. To suspend or revoke any license issued pursuant to this Act or the rules and regulations promulgated by the Department thereunder.

f. To confer regularly as necessary or desirable and not less than once every month with the Lottery Control Board on the operation and administration of the Lottery; to make available for inspection by the Board or any member of the Board, upon request, all books, records, files, and other information and documents of his office; to advise the Board and recommend such rules and regulations and such other matters as he deems necessary and advisable to improve the operation and administration of the lottery.

g. To enter into contracts for the operation of the lottery, or any part thereof, and into contracts for the promotion of the lottery on behalf of the Department with any person, firm or corporation, to perform any of the functions provided for in this Act or the rules and regulations promulgated thereunder. The Department shall not expend State funds on a contractual basis for such functions unless those functions and expenditures are expressly authorized by the General Assembly.

[April 12, 2018]

h. To enter into an agreement or agreements with the management of state lotteries operated pursuant to the laws of other states for the purpose of creating and operating a multi-state lottery game wherein a separate and distinct prize pool would be combined to award larger prizes to the public than could be offered by the several state lotteries, individually. No tickets or shares offered in connection with a multi-state lottery game shall be sold within the State of Illinois, except those offered by and through the Department. No such agreement shall purport to pledge the full faith and credit of the State of Illinois, nor shall the Department expend State funds on a contractual basis in connection with any such game unless such expenditures are expressly authorized by the General Assembly, provided, however, that in the event of error or omission by the Illinois State Lottery in the conduct of the game, as determined by the multi-state game directors, the Department shall be authorized to pay a prize winner or winners the lesser of a disputed prize or \$1,000,000, any such payment to be made solely from funds appropriated for game prize purposes. The Department shall be authorized to share in the ordinary operating expenses of any such multi-state lottery game, from funds appropriated by the General Assembly, and in the event the multi-state game control offices are physically located within the State of Illinois, the Department is authorized to advance start-up operating costs not to exceed \$150,000, subject to proportionate reimbursement of such costs by the other participating state lotteries. The Department shall be authorized to share proportionately in the costs of establishing a liability reserve fund from funds appropriated by the General Assembly. The Department is authorized to transfer prize award funds attributable to Illinois sales of multi-state lottery game tickets to the multi-state control office, or its designated depository, for deposit to such game pool account or accounts as may be established by the multi-state game directors, the records of which account or accounts shall be available at all times for inspection in an audit by the Auditor General of Illinois and any other auditors pursuant to the laws of the State of Illinois. No multi-state game prize awarded to a nonresident of Illinois, with respect to a ticket or share purchased in a state other than the State of Illinois, shall be deemed to be a prize awarded under this Act for the purpose of taxation under the Illinois Income Tax Act. The Department shall promulgate such rules as may be appropriate to implement the provisions of this Section.

i. To make a continuous study and investigation of (1) the operation and the administration of similar laws which may be in effect in other states or countries, (2) any literature on the subject which from time to time may be published or available, (3) any Federal laws which may affect the operation of the lottery, and (4) the reaction of Illinois citizens to existing and potential features of the lottery with a view to recommending or effecting changes that will tend to serve the purposes of this Act.

j. To report monthly to the State Treasurer and the Lottery Control Board a full and complete statement of lottery revenues, prize disbursements and other expenses for each month and the amounts to be transferred to the Common School Fund pursuant to Section 7.2, and to make an annual report, which shall include a full and complete statement of lottery revenues, prize disbursements and other expenses, to the Governor and the Board. All reports required by this subsection shall be public and copies of all such reports shall be sent to the Speaker of the House, the President of the Senate, and the minority leaders of both houses.

k. To keep all information regarding the prize winner of a prize of \$250,000 or greater confidential upon the prize winner making a written request that his or her information be kept confidential.
(Source: P.A. 98-499, eff. 8-16-13; 99-933, eff. 1-27-17)."

The motion prevailed.

And the amendment was adopted and ordered printed.

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

On motion of Senator Morrison, **Senate Bill No. 293** was recalled from the order of third reading to the order of second reading.

Senator Morrison offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 293

AMENDMENT NO. 1. Amend Senate Bill 293 by replacing everything after the enacting clause with the following:

"Section 5. The Abused and Neglected Child Reporting Act is amended by changing Section 7.7 as follows:

[April 12, 2018]

(325 ILCS 5/7.7) (from Ch. 23, par. 2057.7)

Sec. 7.7. There shall be a central register of all cases of suspected child abuse or neglect reported and maintained by the Department under this Act. Through the recording of initial, preliminary, and final reports, the central register shall be operated in such a manner as to enable the Department to: (1) immediately identify and locate prior reports of child abuse or neglect; (2) continuously monitor the current status of all reports of child abuse or neglect being provided services under this Act; and (3) regularly evaluate the effectiveness of existing laws and programs through the development and analysis of statistical and other information.

The Department shall maintain in the central register a listing of unfounded reports where the subject of the unfounded report requests that the record not be expunged because the subject alleges an intentional false report was made. Such a request must be made by the subject in writing to the Department, within 10 days of the investigation. By January 1, 2014, the Department shall promulgate rules establishing criteria and standards for labeling an unfounded report as an intentional false report in the central register. The rules shall permit the reporter to submit a statement regarding the report unless the reporter has been convicted of knowingly transmitting a false report to the Department under paragraph (7) of subsection (a) of Section 26-1 of the Criminal Code of 2012.

The Department shall also maintain in the central register a listing of unfounded reports where the report was classified as a priority one or priority two report in accordance with the Department's rules or the report was made by a person mandated to report suspected abuse or neglect under this Act.

The Department shall maintain in the central register all unfounded reports for a minimum of 5 years following the date of the final finding.

~~The Department shall maintain in the central register for 3 years a listing of unfounded reports involving the death of a child, the sexual abuse of a child, or serious physical injury to a child as defined by the Department in rules.~~

If an individual is the subject of a subsequent investigation that is pending, the Department shall maintain all prior unfounded reports pertaining to that individual until the pending investigation has been completed or for 5 years ~~12 months~~, whichever time period ends later.

~~The Department shall maintain all other unfounded reports for 12 months following the date of the final finding.~~

For purposes of this Section "child abuse or neglect" includes abuse or neglect of an adult resident as defined in this Act.

(Source: P.A. 97-333, eff. 8-12-11; 97-1089, eff. 8-24-12; 98-453, eff. 8-16-13.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

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

On motion of Senator Aquino, **Senate Bill No. 426** was recalled from the order of third reading to the order of second reading.

Senator Aquino offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 426

AMENDMENT NO. 1. Amend Senate Bill 426 by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by changing Sections 3-5018 and 4-12002 and by adding Section 4-12002.1 as follows:

(55 ILCS 5/3-5018) (from Ch. 34, par. 3-5018)

Sec. 3-5018. Traditional fee schedule. Except as provided for in Sections ~~Section~~ 3-5018.1, 4-12002, and 4-12002.1, the recorder elected as provided for in this Division shall receive such fees as are or may be provided for him or her by law, in case of provision therefor: otherwise he or she shall receive the same fees as are or may be provided in this Section, except when increased by county ordinance or resolution pursuant to the provisions of this Section, to be paid to the county clerk for his or her services in the office of recorder for like services.

For recording deeds or other instruments, \$12 for the first 4 pages thereof, plus \$1 for each additional page thereof, plus \$1 for each additional document number therein noted. The aggregate minimum fee for recording any one instrument shall not be less than \$12.

[April 12, 2018]

For recording deeds or other instruments wherein the premises affected thereby are referred to by document number and not by legal description, a fee of \$1 in addition to that hereinabove referred to for each document number therein noted.

For recording assignments of mortgages, leases or liens, \$12 for the first 4 pages thereof, plus \$1 for each additional page thereof. However, except for leases and liens pertaining to oil, gas and other minerals, whenever a mortgage, lease or lien assignment assigns more than one mortgage, lease or lien document, a \$7 fee shall be charged for the recording of each such mortgage, lease or lien document after the first one.

For recording any document that affects an interest in real property other than documents which solely affect or relate to an easement for water, sewer, electricity, gas, telephone or other public service, the recorder shall charge a fee of \$1 per document to all filers of documents not filed by any State agency, any unit of local government, or any school district. Fifty cents of the \$1 fee hereby established shall be deposited into the County General Revenue Fund. The remaining \$0.50 shall be deposited into the Recorder's Automation Fund and may not be appropriated or expended for any other purpose. The additional amounts available to the recorder for expenditure from the Recorder's Automation Fund shall not offset or reduce any other county appropriations or funding for the office of the recorder.

For recording maps or plats of additions or subdivisions approved by the county or municipality (including the spreading of the same of record in map case or other proper books) or plats of condominiums, \$50 for the first page, plus \$1 for each additional page thereof except that in the case of recording a single page, legal size 8 1/2 x 14, plat of survey in which there are no more than two lots or parcels of land, the fee shall be \$12. In each county where such maps or plats are to be recorded, the recorder may require the same to be accompanied by such number of exact, true and legible copies thereof as the recorder deems necessary for the efficient conduct and operation of his or her office.

For non-certified copies of records, an amount not to exceed one-half of the amount provided in this Section for certified copies, according to a standard scale of fees, established by county ordinance or resolution and made public. The provisions of this paragraph shall not be applicable to any person or entity who obtains non-certified copies of records in the following manner: (i) in bulk for all documents recorded on any given day in an electronic or paper format for a negotiated amount less than the amount provided for in this paragraph for non-certified copies, (ii) under a contractual relationship with the recorder for a negotiated amount less than the amount provided for in this paragraph for non-certified copies, or (iii) by means of Internet access pursuant to Section 5-1106.1.

For certified copies of records, the same fees as for recording, but in no case shall the fee for a certified copy of a map or plat of an addition, subdivision or otherwise exceed \$10.

Each certificate of such recorder of the recording of the deed or other writing and of the date of recording the same signed by such recorder, shall be sufficient evidence of the recording thereof, and such certificate including the indexing of record, shall be furnished upon the payment of the fee for recording the instrument, and no additional fee shall be allowed for the certificate or indexing.

The recorder shall charge an additional fee, in an amount equal to the fee otherwise provided by law, for recording a document (other than a document filed under the Plat Act or the Uniform Commercial Code) that does not conform to the following standards:

- (1) The document shall consist of one or more individual sheets measuring 8.5 inches by 11 inches, not permanently bound and not a continuous form. Graphic displays accompanying a document to be recorded that measure up to 11 inches by 17 inches shall be recorded without charging an additional fee.
- (2) The document shall be legibly printed in black ink, by hand, type, or computer. Signatures and dates may be in contrasting colors if they will reproduce clearly.
- (3) The document shall be on white paper of not less than 20-pound weight and shall have a clean margin of at least one-half inch on the top, the bottom, and each side. Margins may be used for non-essential notations that will not affect the validity of the document, including but not limited to form numbers, page numbers, and customer notations.
- (4) The first page of the document shall contain a blank space, measuring at least 3 inches by 5 inches, from the upper right corner.
- (5) The document shall not have any attachment stapled or otherwise affixed to any page.

A document that does not conform to these standards shall not be recorded except upon payment of the additional fee required under this paragraph. This paragraph, as amended by this amendatory Act of 1995, applies only to documents dated after the effective date of this amendatory Act of 1995.

The county board of any county may provide for an additional charge of \$3 for filing every instrument, paper, or notice for record, (1) in order to defray the cost of converting the county recorder's document storage system to computers or micrographics and (2) in order to defray the cost of providing access to records through the global information system known as the Internet.

A special fund shall be set up by the treasurer of the county and such funds collected pursuant to Public Act 83-1321 shall be used (1) for a document storage system to provide the equipment, materials and necessary expenses incurred to help defray the costs of implementing and maintaining such a document records system and (2) for a system to provide electronic access to those records.

The county board of any county that provides and maintains a countywide map through a Geographic Information System (GIS) may provide for an additional charge of \$3 for filing every instrument, paper, or notice for record (1) in order to defray the cost of implementing or maintaining the county's Geographic Information System and (2) in order to defray the cost of providing electronic or automated access to the county's Geographic Information System or property records. Of that amount, \$2 must be deposited into a special fund set up by the treasurer of the county, and any moneys collected pursuant to this amendatory Act of the 91st General Assembly and deposited into that fund must be used solely for the equipment, materials, and necessary expenses incurred in implementing and maintaining a Geographic Information System and in order to defray the cost of providing electronic access to the county's Geographic Information System records. The remaining \$1 must be deposited into the recorder's special funds created under Section 3-5005.4. The recorder may, in his or her discretion, use moneys in the funds created under Section 3-5005.4 to defray the cost of implementing or maintaining the county's Geographic Information System and to defray the cost of providing electronic access to the county's Geographic Information System records.

The recorder shall collect a \$9 Rental Housing Support Program State surcharge for the recordation of any real estate-related document. Payment of the Rental Housing Support Program State surcharge shall be evidenced by a receipt that shall be marked upon or otherwise affixed to the real estate-related document by the recorder. The form of this receipt shall be prescribed by the Department of Revenue and the receipts shall be issued by the Department of Revenue to each county recorder.

The recorder shall not collect the Rental Housing Support Program State surcharge from any State agency, any unit of local government or any school district.

On the 15th day of each month, each county recorder shall report to the Department of Revenue, on a form prescribed by the Department, the number of real estate-related documents recorded for which the Rental Housing Support Program State surcharge was collected. Each recorder shall submit \$9 of each surcharge collected in the preceding month to the Department of Revenue and the Department shall deposit these amounts in the Rental Housing Support Program Fund. Subject to appropriation, amounts in the Fund may be expended only for the purpose of funding and administering the Rental Housing Support Program.

For purposes of this Section, "real estate-related document" means that term as it is defined in Section 7 of the Rental Housing Support Program Act.

The foregoing fees allowed by this Section are the maximum fees that may be collected from any officer, agency, department or other instrumentality of the State. The county board may, however, by ordinance or resolution, increase the fees allowed by this Section and collect such increased fees from all persons and entities other than officers, agencies, departments and other instrumentalities of the State if the increase is justified by an acceptable cost study showing that the fees allowed by this Section are not sufficient to cover the cost of providing the service. Regardless of any other provision in this Section, the maximum fee that may be collected from the Department of Revenue for filing or indexing a lien, certificate of lien release or subordination, or any other type of notice or other documentation affecting or concerning a lien is \$5. Regardless of any other provision in this Section, the maximum fee that may be collected from the Department of Revenue for indexing each additional name in excess of one for any lien, certificate of lien release or subordination, or any other type of notice or other documentation affecting or concerning a lien is \$1.

A statement of the costs of providing each service, program and activity shall be prepared by the county board. All supporting documents shall be public record and subject to public examination and audit. All direct and indirect costs, as defined in the United States Office of Management and Budget Circular A-87, may be included in the determination of the costs of each service, program and activity.

(Source: P.A. 100-271, eff. 8-22-17.)

(55 ILCS 5/4-12002) (from Ch. 34, par. 4-12002)

Sec. 4-12002. Fees of recorder in third class counties. Except as provided for in Section 4-12002.1, the The fees of the recorder in counties of the third class for recording deeds or other instruments in writing and maps of plats of additions, subdivisions or otherwise, and for certifying copies of records, shall be paid in advance and shall be as follows:

For recording deeds or other instruments \$20 for the first 2 pages thereof, plus \$2 for each additional page thereof. The aggregate minimum fee for recording any one instrument shall not be less than \$20.

For recording deeds or other instruments wherein the premises affected thereby are referred to by document number and not by legal description the recorder shall charge a fee of \$4 in addition to that hereinabove referred to for each document number therein noted.

For recording deeds or other instruments wherein more than one tract, parcel or lot is described and such additional tract, or tracts, parcel or parcels, lot or lots is or are described therein as falling in a separate or different addition or subdivision the recorder shall charge as an additional fee, to that herein provided, the sum of \$2 for each additional addition or subdivision referred to in such deed or instrument.

For recording any document that affects an interest in real property other than documents which solely affect or relate to an easement for water, sewer, electricity, gas, telephone or other public service, the recorder shall charge a fee of \$1 per document to all filers of documents not filed by any State agency, any unit of local government, or any school district. Fifty cents of the \$1 fee hereby established shall be deposited into the County General Revenue Fund. The remaining \$0.50 shall be deposited into the County Recorder Document Storage System Fund and may not be appropriated or expended for any other purpose. The additional amounts available to the recorder for expenditure from the County Recorder Document Storage System Fund shall not offset or reduce any other county appropriations or funding for the office of the recorder.

For recording maps or plats of additions, subdivisions or otherwise (including the spreading of the same of record in well bound books) \$100 plus \$2 for each tract, parcel or lot contained therein.

For certified copies of records the same fees as for recording, but in no case shall the fee for a certified copy of a map or plat of an addition, subdivision or otherwise exceed \$200.

For non-certified copies of records, an amount not to exceed one half of the amount provided herein for certified copies, according to a standard scale of fees, established by county ordinance and made public.

For filing of each release of any chattel mortgage or trust deed which has been filed but not recorded and for indexing the same in the book to be kept for that purpose \$10.

For processing the sworn or affirmed statement required for filing a deed or assignment of a beneficial interest in a land trust in accordance with Section 3-5020 of this Code, \$2.

The recorder shall charge an additional fee, in an amount equal to the fee otherwise provided by law, for recording a document (other than a document filed under the Plat Act or the Uniform Commercial Code) that does not conform to the following standards:

(1) The document shall consist of one or more individual sheets measuring 8.5 inches by 11 inches, not permanently bound and not a continuous form. Graphic displays accompanying a document to be recorded that measure up to 11 inches by 17 inches shall be recorded without charging an additional fee.

(2) The document shall be legibly printed in black ink, by hand, type, or computer. Signatures and dates may be in contrasting colors if they will reproduce clearly.

(3) The document shall be on white paper of not less than 20-pound weight and shall have a clean margin of at least one-half inch on the top, the bottom, and each side. Margins may be used only for non-essential notations that will not affect the validity of the document, including but not limited to form numbers, page numbers, and customer notations.

(4) The first page of the document shall contain a blank space, measuring at least 3 inches by 5 inches, from the upper right corner.

(5) The document shall not have any attachment stapled or otherwise affixed to any page.

A document that does not conform to these standards shall not be recorded except upon payment of the additional fee required under this paragraph. This paragraph, as amended by this amendatory Act of 1995, applies only to documents dated after the effective date of this amendatory Act of 1995.

The recorder shall collect a \$9 Rental Housing Support Program State surcharge for the recordation of any real estate-related document. Payment of the Rental Housing Support Program State surcharge shall be evidenced by a receipt that shall be marked upon or otherwise affixed to the real estate-related document by the recorder. The form of this receipt shall be prescribed by the Department of Revenue and the receipts shall be issued by the Department of Revenue to each county recorder.

The recorder shall not collect the Rental Housing Support Program State surcharge from any State agency, any unit of local government or any school district.

On the 15th day of each month, each county recorder shall report to the Department of Revenue, on a form prescribed by the Department, the number of real estate-related documents recorded for which the Rental Housing Support Program State surcharge was collected. Each recorder shall submit \$9 of each surcharge collected in the preceding month to the Department of Revenue and the Department shall deposit these amounts in the Rental Housing Support Program Fund. Subject to appropriation, amounts in the Fund may be expended only for the purpose of funding and administering the Rental Housing Support Program.

For purposes of this Section, "real estate-related document" means that term as it is defined in Section 7 of the Rental Housing Support Program Act.

The fee requirements of this Section apply to units of local government and school districts.

Regardless of any other provision in this Section, the maximum fee that may be collected from the Department of Revenue for filing or indexing a lien, certificate of lien release or subordination, or any other type of notice or other documentation affecting or concerning a lien is \$5. Regardless of any other provision in this Section, the maximum fee that may be collected from the Department of Revenue for indexing each additional name in excess of one for any lien, certificate of lien release or subordination, or any other type of notice or other documentation affecting or concerning a lien is \$1.

(Source: P.A. 98-5, eff. 3-22-13.)

(55 ILCS 5/4-12002.1 new)

Sec. 4-12002.1. Predictable fee schedule for recordings in third class counties.

(a) As used in this Section:

"Nonstandard document" means:

(1) a document that creates a division of a then active existing tax parcel identification number;

(2) a document recorded pursuant to the Uniform Commercial Code;

(3) a document which is non-conforming, as described in paragraphs (1) through (5) of Section 4-12002;

(4) a State lien or a federal lien;

(5) a document making specific reference to more than 5 tax parcel identification numbers in the county in which it is presented for recording; or

(6) a document making specific reference to more than 5 other document numbers recorded in the county in which it is presented for recording.

"Standard document" means any document other than a nonstandard document.

(b) On or before January 1, 2020, a county shall adopt and implement, by ordinance or resolution, a predictable fee schedule that eliminates surcharges or fees based on the individual attributes of a standard document to be recorded. The initial predictable fee schedule approved by a county board shall be set only as allowed under subsection (c) and any subsequent predictable fee schedule approved by a county board shall be set only as allowed under subsection (d). Except as to the recording of standard documents, the fees imposed by Section 4-12002 shall remain in effect. Under a predictable fee schedule, which only applies to standard documents, no charge shall be based on: page count; number, length, or type of legal descriptions; number of tax identification or other parcel identifying code numbers; number of common addresses; number of references contained as to other recorded documents or document numbers; or any other individual attribute of the document except as expressly provided in this Section. The fee charged under this Section shall be inclusive of all county and State fees that the county may elect or is required to impose or adjust, including, but not limited to, GIS fees, automation fees, document storage fees, and the Rental Housing Support Program State surcharge.

A predictable fee schedule ordinance or resolution adopted under this Section shall list standard document fees, including document class flat fees as required by subsection (c), and nonstandard document fees.

Before approval of an ordinance or resolution under this Section, the recorder or county clerk shall post a notice in his or her office at least 2 weeks prior, but not more than 4 weeks prior, to the public meeting at which the ordinance or resolution may be adopted. The notice shall contain the proposed ordinance or resolution number, if any, the proposed document class flat fees for each classification, and a reference to this Section or this amendatory Act of the 100th General Assembly.

A predictable fee schedule takes effect 60 days after an ordinance or resolution is adopted.

(c) Pursuant to an ordinance or resolution adopted under subsection (b), the recorder elected as provided for in this Division shall receive such fees as are or may be provided for him or her by law, in case of provision thereof; otherwise he or she shall receive the same fees as are or may be provided in this Section except when increased by county ordinance or resolution pursuant to the provisions of this Section, to be paid to the county clerk for his or her services in the office of recorder for like services. For the purposes of the fee charged, the ordinance or resolution shall divide standard documents into the following classifications and shall establish a single, all-inclusive, county and State-imposed aggregate fee charged for each such classification of document at the time of recording for that document, which is called the document class flat fee. A standard document is not subject to more than one classification at the time of recording for the purposes of imposing any fee. Each standard document shall fall within one of the following document class flat fee classifications and fees for each document class shall be charged only as allowed by this subsection (c) and subsection (d):

(1) Deeds. The aggregate fee for recording deeds shall not be less than \$29 (being a minimum \$20 county fee plus \$9 for the Rental Housing Support Program State surcharge). Inclusion of language in the deed as to any restriction; covenant; lien; oil, gas, or other mineral interest; easement; lease; or a mortgage shall not alter the classification of a document as a deed.

(2) Leases, lease amendments, and similar transfer of interest documents. The aggregate fee for recording leases, lease amendments, and similar transfers of interest documents shall not be less than \$29 (being a minimum \$20 county fee plus \$9 for the Rental Housing Support Program State surcharge).

(3) Mortgages. The aggregate fee for recording mortgages, including assignments, extensions, amendments, subordinations, and mortgage releases shall not be less than \$29 (being a minimum \$20 county fee plus \$9 for the Rental Housing Support Program State surcharge).

(4) Easements not otherwise part of another classification. The aggregate fee for recording easements not otherwise part of another classification, including assignments, extensions, amendments, and easement releases not filed by a State agency, unit of local government, or school district shall not be less than \$29 (being a minimum \$20 county fee plus \$9 for the Rental Housing Support Program State surcharge).

(5) Miscellaneous. The aggregate fee for recording documents not otherwise falling within classifications set forth in paragraphs (1) through (4) and are not nonstandard documents shall not be less than \$29 (being a minimum \$20 county fee plus \$9 for the Rental Housing Support Program State surcharge). Nothing in this subsection shall preclude an alternate predictable fee schedule for electronic recording within each of the classifications set forth in this subsection (c). If the Rental Housing Support Program State surcharge is amended and the surcharge is increased or lowered, the aggregate amount of the document flat fee attributable to the surcharge in the document may be changed accordingly.

(d) After a document class flat fee is approved by a county board under subsection (b), the county board may, by ordinance or resolution, increase the document class flat fee and collect the increased fees if the established fees are not sufficient to cover the costs of providing the services related to the document class for which the fee is to be increased.

Nothing in this Section precludes a county board from adjusting amounts or allocations within a given document class flat fee when the document class flat fee is not increased."

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 Sims, **Senate Bill No. 558** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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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 BILLS RECALLED

On motion of Senator Raoul, **Senate Bill No. 572** was recalled from the order of third reading to the order of second reading.

Senator Raoul offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 572

AMENDMENT NO. 1. Amend Senate Bill 572 by replacing everything after the enacting clause with the following:

"Section 5. The Condominium Property Act is amended by changing Section 19 as follows:

(765 ILCS 605/19) (from Ch. 30, par. 319)

Sec. 19. Records of the association; availability for examination.

(a) The board of managers of every association shall keep and maintain the following records, or true and complete copies of these records, at the association's principal office:

(1) the association's declaration, bylaws, and plats of survey, and all amendments of these;

(2) the rules and regulations of the association, if any;

(3) if the association is incorporated as a corporation, the articles of incorporation of the association and all amendments to the articles of incorporation;

(4) minutes of all meetings of the association and its board of managers for the immediately preceding 7 years;

(5) all current policies of insurance of the association;

(6) all contracts, leases, and other agreements then in effect to which the association is a party or under which the association or the unit owners have obligations or liabilities;

(7) a current listing of the names, addresses, ~~email addresses,~~ ~~telephone numbers,~~ and weighted vote of all members entitled to vote;

(8) ballots and proxies related to ballots for all matters voted on by the members of the association during the immediately preceding 12 months, including, but not limited to, the election of members of the board of managers; and

(9) the books and records for the association's current and 10 immediately preceding fiscal years, including, but not limited to, itemized and detailed records of all receipts, expenditures, and accounts.

(b) Any member of an association shall have the right to inspect, examine, and make copies of the records described in subdivisions (1), (2), (3), (4), (5), (6), and (9) of subsection (a) of this Section, in person or by agent, at any reasonable time or times, at the association's principal office. In order to exercise this right, a member must submit a written request to the association's board of managers or its authorized agent, stating with particularity the records sought to be examined. Failure of an association's board of managers to make available all records so requested within 10 business days of receipt of the member's written request shall be deemed a denial.

Any member who prevails in an enforcement action to compel examination of records described in subdivisions (1), (2), (3), (4), (5), (6), and (9) of subsection (a) of this Section shall be entitled to recover reasonable attorney's fees and costs from the association.

(c) (Blank).

(d) (Blank).

(d-5) As used in this Section, "commercial purpose" means the use of any part of a record or records described in subdivisions (7) and (8) of subsection (a) of this Section, or information derived from such records, in any form for sale, resale, or solicitation or advertisement for sales or services.

(e) Except as otherwise provided in subsection (g) of this Section, any member of an association shall have the right to inspect, examine, and make copies of the records described in subdivisions (7) and (8) of subsection (a) of this Section, in person or by agent, at any reasonable time or times but only for a purpose

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that relates to the association, at the association's principal office. In order to exercise this right, a member must submit a written request, to the association's board of managers or its authorized agent, stating with particularity the records sought to be examined. As a condition for exercising this right, the board of managers or authorized agent of the association may require the member to certify in writing that the information contained in the records obtained by the member will not be used by the member for any commercial purpose or for any purpose that does not relate to the association. The board of managers of the association may impose a fine in accordance with item (l) of Section 18.4 upon any person who makes a false certification. Subject to the provisions of subsection (g) of this Section, failure of an association's board of managers to make available all records so requested within 10 business days of receipt of the member's written request shall be deemed a denial; provided, however, that the board of managers of an association that has adopted a secret ballot election process as provided in Section 18 of this Act shall not be deemed to have denied a member's request for records described in subdivision (8) of subsection (a) of this Section if voting ballots, without identifying unit numbers, are made available to the requesting member within 10 business days of receipt of the member's written request.

Any member who prevails in an enforcement action to compel examination of records described in ~~subdivision~~ subdivisions (7) or (8) of subsection (a) of this Section shall be entitled to recover reasonable attorney's fees and costs from the association only if the court finds that the board of directors acted in bad faith in denying the member's request.

(f) The actual cost to the association of retrieving and making requested records available for inspection and examination under this Section may be charged by the association to the requesting member. If a member requests copies of records requested under this Section, the actual costs to the association of reproducing the records may also be charged by the association to the requesting member.

(g) Notwithstanding the provisions of subsection (e) of this Section, unless otherwise directed by court order, an association need not make the following records available for inspection, examination, or copying by its members:

- (1) documents relating to appointment, employment, discipline, or dismissal of association employees;
- (2) documents relating to actions pending against or on behalf of the association or its board of managers in a court or administrative tribunal;
- (3) documents relating to actions threatened against, or likely to be asserted on behalf of, the association or its board of managers in a court or administrative tribunal;
- (4) documents relating to common expenses or other charges owed by a member other than the requesting member; and
- (5) documents provided to an association in connection with the lease, sale, or other transfer of a unit by a member other than the requesting member.

(h) The provisions of this Section are applicable to all condominium instruments recorded under this Act. Any portion of a condominium instrument that contains provisions contrary to these provisions shall be void as against public policy and ineffective. Any condominium instrument that fails to contain the provisions required by this Section shall be deemed to incorporate the provisions by operation of law. (Source: P.A. 100-292, eff. 1-1-18; revised 10-6-17.)

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. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Althoff, **Senate Bill No. 1008** 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 1008

AMENDMENT NO. 1. Amend Senate Bill 1008 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by changing Sections 13-102.1, 13-109.1, 13-114, and 13-116.1 as follows:
(625 ILCS 5/13-102.1)

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Sec. 13-102.1. Diesel powered vehicle emission inspection report. Beginning July 1, 2000, the Department of Transportation and the Department of State Police shall each conduct an annual study concerned with the results of emission inspections for diesel powered vehicles registered for a gross weight of more than 16,000 pounds or having a gross vehicle weight rating of more than 16,000 pounds. The study studies shall be reported to the General Assembly by June 30, 2001, and every June 30 thereafter. The study studies shall also be sent to the Illinois Environmental Protection Agency for its use in environmental matters.

The study studies shall include, but not be limited to, the following information:

(a) the number of diesel powered vehicles that were inspected for emission compliance ~~by the respective departments~~

pursuant to this Chapter 13 during the previous year;

(b) the number of diesel powered vehicles that failed and passed the emission

inspections conducted ~~by the respective departments~~ required pursuant to this Chapter 13 during the previous year; and

(c) the number of diesel powered vehicles that failed the emission inspections conducted ~~by the respective departments~~ pursuant to this Chapter 13 more than once in the previous year.

(Source: P.A. 91-254, eff. 7-1-00; 91-865, eff. 7-1-00.)

(625 ILCS 5/13-109.1)

Sec. 13-109.1. Annual ~~and nonscheduled~~ emission inspection tests; standards; penalties; funds.

(a) For each diesel powered vehicle that (i) is registered for a gross weight of more than 16,000 pounds, (ii) is registered within an affected area, and (iii) is a 2 year or older model year, an annual emission inspection test shall be conducted at an official testing station certified by the Illinois Department of Transportation to perform diesel emission inspections pursuant to the standards set forth in subsection (b) of this Section. This annual emission inspection test may be conducted in conjunction with a semi-annual safety test.

(a-5) (Blank). ~~Beginning October 1, 2000, the Department of State Police is authorized to perform nonscheduled emission inspections for cause, at any place within an affected area, of any diesel powered vehicles that are operated on the roadways of this State, and are registered for a gross weight of more than 16,000 pounds or have a gross vehicle weight rating of more than 16,000 pounds. The inspections shall adhere to the procedures and standards set forth in subsection (b). These nonscheduled emission inspections shall be conducted by the Department of State Police at weigh stations, roadside, or other safe and reasonable locations within an affected area. Before any person may inspect a diesel vehicle under this Section, he or she must receive adequate training and certification for diesel emission inspections by the Department of State Police. The Department of State Police shall adopt rules for the training and certification of persons who conduct emission inspections under this Section.~~

(b) Diesel emission inspections conducted under this Chapter 13 shall be conducted in accordance with the Society of Automotive Engineers Recommended Practice J1667 "Snap-Acceleration Smoke Test Procedure for Heavy-Duty Diesel Powered Vehicles" and the cutpoint standards set forth in the United States Environmental Protection Agency guidance document "Guidance to States on Smoke Opacity Cutpoints to be used with the SAE J1667 In-Use Smoke Test Procedure". Those procedures and standards, as now in effect, are made a part of this Code, in the same manner as though they were set out in full in this Code.

Notwithstanding the above cutpoint standards, for motor vehicles that are model years 1973 and older, until December 31, 2002, the level of peak smoke opacity shall not exceed 70 percent. Beginning January 1, 2003, for motor vehicles that are model years 1973 and older, the level of peak smoke opacity shall not exceed 55 percent.

(c) If the annual emission inspection under subsection (a) reveals that the vehicle is not in compliance with the diesel emission standards set forth in subsection (b) of this Section, the operator of the official testing station shall issue a warning notice requiring correction of the violation. The correction shall be made and the vehicle submitted to an emissions retest at an official testing station certified by the Department to perform diesel emission inspections within 30 days from the issuance of the warning notice requiring correction of the violation.

If, within 30 days from the issuance of the warning notice, the vehicle is not in compliance with the diesel emission standards set forth in subsection (b) as determined by an emissions retest at an official testing station, the operator of the official testing station or the Department shall place the vehicle out-of-service in accordance with the rules promulgated by the Department. Operating a vehicle that has been placed out-of-service under this subsection (c) is a petty offense punishable by a \$1,000 fine. The vehicle must pass a diesel emission inspection at an official testing station before it is again placed in service. The Secretary of State, Department of State Police, and other law enforcement officers shall enforce this

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Section. No emergency vehicle, as defined in Section 1-105, may be placed out-of-service pursuant to this Section.

The Department or an official testing station may issue a certificate of waiver subsequent to a reinspection of a vehicle that failed the emissions inspection. Certificate of waiver shall be issued upon determination that documented proof demonstrates that emissions repair costs for the noncompliant vehicle of at least \$3,000 have been spent in an effort to achieve compliance with the emission standards set forth in subsection (b). The Department of Transportation shall adopt rules for the implementation of this subsection including standards of documented proof as well as the criteria by which a waiver shall be granted.

~~(c-5) (Blank). If a nonscheduled inspection reveals that the vehicle is not in compliance with the diesel emission standards set forth in subsection (b), the operator of the vehicle is guilty of a petty offense punishable by a \$400 fine, and a State Police officer shall issue a citation for a violation of the standards. A third or subsequent violation within one year of the first violation is a petty offense punishable by a \$1,000 fine. An operator who receives a citation under this subsection shall not, within 30 days of the initial citation, receive a second or subsequent citation for operating the same vehicle in violation of the emission standards set forth in subsection (b).~~

~~(d) (Blank). There is hereby created within the State Treasury a special fund to be known as the Diesel Emissions Testing Fund, constituted from the fines collected pursuant to subsections (c) and (c-5) of this Section. Subject to appropriation, moneys from the Diesel Emissions Testing Fund shall be available, as a supplement to moneys appropriated from the General Revenue Fund, to the Department of Transportation and the Department of State Police for their implementation of the diesel emission inspection requirements under this Chapter 13. All moneys received from fines imposed under this Section shall be paid into the Diesel Emissions Testing Fund. All citations issued pursuant to this Section shall be considered non-moving violations. The Department of Transportation and the Department of State Police are authorized to promulgate rules to implement their responsibilities under this Section.~~

~~(Source: P.A. 91-254, eff. 7-1-00; 91-865, eff. 7-1-00.)~~

~~(625 ILCS 5/13-114) (from Ch. 95 1/2, par. 13-114)~~

~~Sec. 13-114. Interstate carriers of property. Any vehicle registered in Illinois and operated by an interstate carrier of property shall be exempt from the provisions of this Chapter provided such carrier has registered with the Bureau of Motor Carrier Safety of the Federal Highway Administration as an interstate motor carrier of property and has been assigned a federal census number by such Bureau. An interstate carrier of property, however, is not exempt from the provisions of Section 13-111(b) of this Chapter.~~

~~Any vehicle registered in Illinois and operated by a private interstate carrier of property shall be exempt from the provisions of this Chapter, except the provisions of Section 13-111(b), provided it:~~

- ~~1. is registered with the Bureau of Motor Carrier Safety of the Federal Highway Administration, and~~
- ~~2. carries in the motor vehicle documentation issued by the Bureau of Motor Carrier Safety of the Federal Highway Administration displaying the federal census number assigned, and~~
- ~~3. displays on the sides of the motor vehicle the census number, which must be no less than 2 inches high, with a brush stroke no less than 1/4 inch wide in a contrasting color.~~

~~Notwithstanding any other provision of this Section, each diesel powered vehicle that is registered for a gross weight of more than 16,000 pounds or has a gross vehicle weight rating of more than 16,000 pounds and that is operated by an interstate carrier of property or a private interstate carrier of property within the affected area is subject only to the provisions of this Chapter that pertain to nonscheduled diesel emission inspections.~~

~~(Source: P.A. 91-254, eff. 7-1-00; 91-865, eff. 7-1-00.)~~

~~(625 ILCS 5/13-116.1)~~

~~Sec. 13-116.1. Emission inspection funding. The Department of Transportation shall be reimbursed for all expenses related to the training, equipment, recordkeeping, and conducting of diesel powered emission inspections pursuant to this Chapter 13 when that testing is conducted within the affected areas, subject to appropriation, from the General Revenue Fund and the Diesel Emissions Testing Fund. No moneys from any funds other than the General Revenue Fund and the Diesel Emissions Testing Fund shall be appropriated for diesel emission inspections under this Chapter 13.~~

~~(Source: P.A. 91-254, eff. 7-1-00.)~~

Section 10. The Unified Code of Corrections is amended by changing Section 3-10-2 as follows:
(730 ILCS 5/3-10-2) (from Ch. 38, par. 1003-10-2)

Sec. 3-10-2. Examination of Persons Committed to the Department of Juvenile Justice.

(a) A person committed to the Department of Juvenile Justice shall be examined in regard to his medical, psychological, social, educational and vocational condition and history, including the use of alcohol and other drugs, the circumstances of his offense and any other information as the Department of Juvenile Justice may determine.

(a-5) Upon admission of a person committed to the Department of Juvenile Justice, the Department of Juvenile Justice must provide the person with appropriate information concerning HIV and AIDS in writing, verbally, or by video or other electronic means. The Department of Juvenile Justice shall develop the informational materials in consultation with the Department of Public Health. At the same time, the Department of Juvenile Justice also must offer the person the option of being tested, at no charge to the person, for infection with human immunodeficiency virus (HIV). Pre-test information shall be provided to the committed person and informed consent obtained as required in subsection (q) of Section 3 and Section 5 of the AIDS Confidentiality Act. The Department of Juvenile Justice may conduct opt-out HIV testing as defined in Section 4 of the AIDS Confidentiality Act. If the Department conducts opt-out HIV testing, the Department shall place signs in English, Spanish and other languages as needed in multiple, highly visible locations in the area where HIV testing is conducted informing inmates that they will be tested for HIV unless they refuse, and refusal or acceptance of testing shall be documented in the inmate's medical record. The Department shall follow procedures established by the Department of Public Health to conduct HIV testing and testing to confirm positive HIV test results. All testing must be conducted by medical personnel, but pre-test and other information may be provided by committed persons who have received appropriate training. The Department, in conjunction with the Department of Public Health, shall develop a plan that complies with the AIDS Confidentiality Act to deliver confidentially all positive or negative HIV test results to inmates or former inmates. Nothing in this Section shall require the Department to offer HIV testing to an inmate who is known to be infected with HIV, or who has been tested for HIV within the previous 180 days and whose documented HIV test result is available to the Department electronically. The testing provided under this subsection (a-5) shall consist of a test approved by the Illinois Department of Public Health to determine the presence of HIV infection, based upon recommendations of the United States Centers for Disease Control and Prevention. If the test result is positive, a reliable supplemental test based upon recommendations of the United States Centers for Disease Control and Prevention shall be administered.

Also upon admission of a person committed to the Department of Juvenile Justice, the Department of Juvenile Justice must inform the person of the Department's obligation to provide the person with medical care.

(b) Based on its examination, the Department of Juvenile Justice may exercise the following powers in developing a treatment program of any person committed to the Department of Juvenile Justice:

(1) Require participation by him in vocational, physical, educational and corrective training and activities to return him to the community.

(2) Place him in any institution or facility of the Department of Juvenile Justice.

(3) Order replacement or referral to the Parole and Pardon Board as often as it deems desirable. The Department of Juvenile Justice shall refer the person to the Parole and Pardon Board as required under Section 3-3-4.

(4) Enter into agreements with the Secretary of Human Services and the Director of Children and Family Services, with courts having probation officers, and with private agencies or institutions for separate care or special treatment of persons subject to the control of the Department of Juvenile Justice.

(c) The Department of Juvenile Justice shall make periodic reexamination of all persons under the control of the Department of Juvenile Justice to determine whether existing orders in individual cases should be modified or continued. This examination shall be made with respect to every person at least once annually.

(d) A record of the treatment decision including any modification thereof and the reason therefor, shall be part of the committed person's master record file.

(e) The Department of Juvenile Justice shall by regular certified mail and telephone or electronic message notify the parent, guardian or nearest relative of any person committed to the Department of Juvenile Justice of his or her physical location and any change thereof.

(Source: P.A. 98-689, eff. 1-1-15; 98-1046, eff. 1-1-15; 99-78, eff. 7-20-15.)

Section 15. The State Mandates Act is amended by adding Section 8.41 as follows:
(30 ILCS 805/8.41 new)

Sec. 8.41. Exempt mandate. Notwithstanding Section 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 100th General Assembly.

(30 ILCS 105/5.508 rep.)

Section 20. The State Finance Act is amended by repealing Section 5.508.

Section 97. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

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 Righter, **Senate Bill No. 2281** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Cunningham	McCann	Rose
Anderson	Curran	McCarter	Sandoval
Aquino	Fowler	McConchie	Schimpf
Barickman	Harmon	McConnaughay	Sims
Bennett	Harris	McGuire	Stadelman
Bertino-Tarrant	Hastings	Morrison	Stears
Biss	Holmes	Mulroe	Syverson
Bivins	Hunter	Muñoz	Tracy
Brady	Hutchinson	Murphy	Van Pelt
Bush	Jones, E.	Nybo	Weaver
Castro	Koehler	Oberweis	Mr. President
Clayborne	Landek	Raoul	
Collins	Lightford	Rezin	
Connelly	Link	Righter	
Cullerton, T.	Manar	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 McConchie, **Senate Bill No. 2459** was recalled from the order of third reading to the order of second reading.

Senator McConchie offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 2459

AMENDMENT NO. 1. Amend Senate Bill 2459 by replacing everything after the enacting clause with the following:

[April 12, 2018]

"Section 5. The Illinois Drainage Code is amended by adding Section 10-7.2 as follows:
(70 ILCS 605/10-7.2 new)

Sec. 10-7.2. Seavey Drainage District; dissolution. In addition to the other methods of dissolution provided in this Article, the Lake County Board may dissolve the Seavey Drainage District by adopting a resolution that states:

(1) that the district has not imposed a levy for at least 10 years;

(2) that there are no outstanding debts of the district that have been filed with the county clerk of Lake County;

(3) that federal or State permits or grants will not be impaired by dissolution of the district;

(4) that the precise physical boundaries of the district have become indeterminate due to the passage of time; and

(5) the date of dissolution of the district.

On the date of dissolution of the district, all drains, levees, and other works constituting the drainage system of the district and the rights-of-way, if any, on which the same are situated shall be deemed to be for the mutual benefit of the lands formerly in the district as provided in Section 10-11. Additional powers of the former district, except those in Article V, shall be exercised by the respective municipalities where the various parts of the former district are located and by Lake County for any unincorporated areas contained in the former district. No later than 60 days after the date of dissolution of the district, Lake County shall notify the Illinois Environmental Protection Agency of the dissolution of the district.

Dissolution of the Seavey Drainage District under this Section must take place no later than December 31, 2019."

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 Syverson, **Senate Bill No. 2491** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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.

[April 12, 2018]

On motion of Senator Sims, **Senate Bill No. 3503** 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	Cunningham	Manar	Righter
Anderson	Curran	McCann	Rose
Aquino	Fowler	McCarter	Sandoval
Bennett	Harmon	McConchie	Schimpf
Bertino-Tarrant	Harris	McConnaughay	Sims
Biss	Hastings	McGuire	Stadelman
Bivins	Holmes	Morrison	Steans
Brady	Hunter	Mulroe	Syverson
Bush	Hutchinson	Muñoz	Tracy
Castro	Jones, E.	Murphy	Van Pelt
Clayborne	Koehler	Nybo	Weaver
Collins	Landek	Oberweis	Mr. President
Connelly	Lightford	Raoul	
Cullerton, T.	Link	Rezin	

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.

At the hour of 1:39 o'clock p.m., Senator Link, presiding.

PRESENTATION OF RESOLUTION

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

SENATE RESOLUTION NO. 1600

WHEREAS, The Wisconsin General Assembly passed legislation that incentivizes Foxconn Technology Group to open and operate a facility in Racine County, Wisconsin that would waive significant environment protections; and

WHEREAS, Foxconn will be allowed to discharge dredged materials or fill wetlands without a permit and forego environmental impact statements; and

WHEREAS, Racine County and the site chosen sits in the Des Plaines watershed that also extends into Illinois; and

WHEREAS, Wetlands are vital for clean water, flood water storage, and ecological integrity; and

WHEREAS, Flooding in the Des Plaines River watershed and throughout Lake County has cost billions of dollars and caused severe damage; and

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WHEREAS, Foxconn plans to draw seven million gallons of water a day from Lake Michigan, a critical water resource for the people of Illinois; and

WHEREAS, There are questions being raised about whether the diversion request meets the definition and intent of the Great Lakes Compact requirement that water be used for a "Group of largely residential customers"; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the State of Wisconsin to consider the serious concerns over the Foxconn development due to the environmental and public health threats it poses to the people of Illinois; and be it further

RESOLVED, That we urge Illinois agencies to take whatever actions possible to protect against the loss of water resources, the potential flooding, and other ecological impacts from this development; and be it further

RESOLVED, That we state our belief that Illinois should not waive similar environmental requirements for any developments seeking to locate in Illinois.

COMMITTEE REPORT CORRECTION

Earlier today, the Senate Committee on Environment and Conservation omitted **Senate Bill No. 3135** from its report to the Senate. Senate Bill No. 3135 is reported to the Senate with a recommendation of Do Pass, as Amended.

At the hour of 1:45 o'clock p.m., Senator Harmon, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 12, 2018 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Resolution 1593

The foregoing resolution was placed on the Secretary's Desk.

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Sandoval moved that **Senate Resolution No. 1593**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Sandoval moved that Senate Resolution No. 1593 be adopted.

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

YEAS 33; NAYS 22.

The following voted in the affirmative:

Aquino	Harmon	Lightford	Sandoval
Bennett	Harris	Link	Sims
Bertino-Tarrant	Hastings	Manar	Stadelman
Biss	Holmes	McGuire	Stears
Bush	Hunter	Morrison	Van Pelt
Castro	Hutchinson	Mulroe	Mr. President
Clayborne	Jones, E.	Muñoz	

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Collins	Koehler	Murphy
Cunningham	Landek	Raoul

The following voted in the negative:

Althoff	Curran	Nybo	Schimpf
Anderson	Fowler	Oberweis	Syverson
Barickman	McCann	Rezin	Tracy
Bivins	McCarter	Righter	Weaver
Brady	McConchie	Rooney	
Connelly	McConnaughay	Rose	

The motion prevailed.
And the resolution was adopted.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator J. Cullerton, **Senate Bill No. 2339**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2342**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2343**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2344**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2345**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2346**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2347**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2348**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2349**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2351**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2352**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2353**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2354**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 2355**, having been printed, was taken up, read by title a second time and ordered to a third reading.

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On motion of Senator Brady, **Senate Bill No. 2795**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2796**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2797**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2798**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2799**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2800**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2801**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2802**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2804**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2805**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2809**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2810**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2812**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2813**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Brady, **Senate Bill No. 2814**, having been printed, was taken up, read by title a second time and ordered to a third reading.

PRESENTATION OF RESOLUTION

Senator Link offered the following Senate Joint Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE JOINT RESOLUTION NO. 61

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the Senate adjourns on Thursday, April 12, 2018, it stands adjourned until Tuesday, April 17, 2018, or until the call of the President; and when the House of Representatives adjourns on Friday, April

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13, 2018, it stands adjourned until Tuesday, April 17, 2018 at 12:00 o'clock noon, or until the call of the Speaker.

The motion prevailed.

And the resolution was adopted.

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

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 1527

Offered by Senator Connelly and all Senators:

Mourns the death of John Lee Benson.

SENATE RESOLUTION NO. 1528

Offered by Senator Connelly and all Senators:

Mourns the death of Lucy D. Bernard of Warrenville.

SENATE RESOLUTION NO. 1529

Offered by Senator Rose and all Senators:

Mourns the death of Edwin Earl "Ed" Hess of Chrisman.

SENATE RESOLUTION NO. 1530

Offered by Senator Koehler and all Senators:

Mourns the death of Glynn G. Shubert of Watson.

SENATE RESOLUTION NO. 1531

Offered by Senator Hunter and all Senators:

Mourns the death of Claricel "CJ" Dominguez III of Deer Park, Texas.

SENATE RESOLUTION NO. 1532

Offered by Senator Hunter and all Senators:

Mourns the death of Jerome Samuel Johnson.

SENATE RESOLUTION NO. 1533

Offered by Senator Hunter and all Senators:

Mourns the death of Dr. Agnes Lattimer of Hyde Park.

SENATE RESOLUTION NO. 1535

Offered by Senator Harmon and all Senators:

Mourns the death of Douglas W. "Doug" Peterson of River Forest.

SENATE RESOLUTION NO. 1536

Offered by Senator Harmon and all Senators:

Mourns the death of Thomas James "Tom" Broderick of Oak Park.

SENATE RESOLUTION NO. 1537

Offered by Senator Mulroe and all Senators:

Mourns the death of Carl Canova.

SENATE RESOLUTION NO. 1538

Offered by Senator Lightford and all Senators:

Mourns the death of Minnie Mae Alford.

SENATE RESOLUTION NO. 1539

Offered by Senator Castro and all Senators:

Mourns the death of Elida Cano of Elgin.

SENATE RESOLUTION NO. 1540

Offered by Senator Brady and all Senators:
Mourns the death of Edward A. "Ed" Weaver of Bloomington.

SENATE RESOLUTION NO. 1541

Offered by Senator Morrison and all Senators:
Mourns the death of Mary Helen Schaafsma.

SENATE RESOLUTION NO. 1542

Offered by Senator McGuire and all Senators:
Mourns the death of Leonard J. "Ski" Strahanoski, Sr., of Lockport.

SENATE RESOLUTION NO. 1543

Offered by Senator McGuire and all Senators:
Mourns the death of Michael H. "Plow" Joyce of South Wilmington.

SENATE RESOLUTION NO. 1544

Offered by Senator Anderson and all Senators:
Mourns the death of David R. Kenniston of Coal Valley.

SENATE RESOLUTION NO. 1545

Offered by Senator Anderson and all Senators:
Mourns the death of James Robert Halley of Colona.

SENATE RESOLUTION NO. 1546

Offered by Senator Anderson and all Senators:
Mourns the death of Evelyn M. Davidson of Silvis.

SENATE RESOLUTION NO. 1547

Offered by Senator Anderson and all Senators:
Mourns the death of Charles R. Rauch of East Moline.

SENATE RESOLUTION NO. 1548

Offered by Senator Anderson and all Senators:
Mourns the death of Ralph G. Rockwell of Moline.

SENATE RESOLUTION NO. 1549

Offered by Senator Rose and all Senators:
Mourns the death of Paul Everett Smith of Urbana.

SENATE RESOLUTION NO. 1550

Offered by Senator Althoff and all Senators:
Mourns the death of Eugene Mark "Gene" Baseggio of Crystal Lake.

SENATE RESOLUTION NO. 1551

Offered by Senator Althoff and all Senators:
Mourns the death of Richard L. "Dick" Lockwood, Jr., of Crystal Lake.

SENATE RESOLUTION NO. 1552

Offered by Senator Althoff and all Senators:
Mourns the death of Brenda "Red" Schneiderman Zange.

SENATE RESOLUTION NO. 1553

Offered by Senator Althoff and all Senators:
Mourns the death of Richard J. Short of McHenry.

SENATE RESOLUTION NO. 1554

Offered by Senator Althoff and all Senators:
Mourns the death of William John "Bill" Koch of Johnsburg.

SENATE RESOLUTION NO. 1555

Offered by Senator Althoff and all Senators:
Mourns the death of Woodson A. “Woody” Garrett of Woodstock.

SENATE RESOLUTION NO. 1556

Offered by Senator Althoff and all Senators:
Mourns the death of Ronald W. “Butch” Marulewski of McHenry.

SENATE RESOLUTION NO. 1557

Offered by Senators McGuire – Curran and all Senators:
Mourns the death of Jim Duffy of Woodridge.

SENATE RESOLUTION NO. 1558

Offered by Senator Brady and all Senators:
Mourns the death of Kenneth “Gary” Kombrink of Bloomington.

SENATE RESOLUTION NO. 1559

Offered by Senator Brady and all Senators:
Mourns the death of Dorothy “Dot” Rohrberg of El Paso.

SENATE RESOLUTION NO. 1560

Offered by Senator Castro and all Senators:
Mourns the death of Sergeant Marcos Leonardo Gudino of Elgin.

SENATE RESOLUTION NO. 1562

Offered by Senator Manar and all Senators:
Mourns the death of Rachel Rina Norris of Brighton.

SENATE RESOLUTION NO. 1563

Offered by Senator McCann and all Senators:
Mourns the death of Darrell Lee Mansfield of White Hall.

SENATE RESOLUTION NO. 1564

Offered by Senator Bennett and all Senators:
Mourns the death of Gerald “Jerry” Louis O’Neill of Champaign.

SENATE RESOLUTION NO. 1565

Offered by Senator Haine and all Senators:
Mourns the death of JoAnn M. Zotti of Granite City.

SENATE RESOLUTION NO. 1566

Offered by Senator Bennett and all Senators:
Mourns the death of Donald Chambers Dodds, Jr., of Champaign.

SENATE RESOLUTION NO. 1567

Offered by Senator Brady and all Senators:
Mourns the death of Jo Klawitter of Bloomington.

SENATE RESOLUTION NO. 1568

Offered by Senator Brady and all Senators:
Mourns the death of Edgar C. “Ed” Staren.

SENATE RESOLUTION NO. 1569

Offered by Senator Anderson and all Senators:
Mourns the death of Kenneth L. “Ken” Carlson, Sr.

SENATE RESOLUTION NO. 1570

Offered by Senator Anderson and all Senators:

Mourns the death of William Lindsay Carroll of East Moline.

SENATE RESOLUTION NO. 1571

Offered by Senator Anderson and all Senators:
Mourns the death of Timothy Gilbert “Tim” Douglas of Moline.

SENATE RESOLUTION NO. 1572

Offered by Senator Anderson and all Senators:
Mourns the death of William D. “Bill” Hansen of East Moline.

SENATE RESOLUTION NO. 1573

Offered by Senator Anderson and all Senators:
Mourns the death of Bernard E. “Bernie” Erickson of East Moline.

SENATE RESOLUTION NO. 1574

Offered by Senator Anderson and all Senators:
Mourns the death of Michael R. Fuller of Milan.

SENATE RESOLUTION NO. 1575

Offered by Senator Anderson and all Senators:
Mourns the death of Jack Coder of Hampton.

SENATE RESOLUTION NO. 1576

Offered by Senator Anderson and all Senators:
Mourns the death of McCoy L. James of Port Byron.

SENATE RESOLUTION NO. 1577

Offered by Senator Syverson and all Senators:
Mourns the death of Michael Anthony Werckle, M.D., of Rockford.

SENATE RESOLUTION NO. 1578

Offered by Senator Haine and all Senators:
Mourns the death of Patricia L. Wolff of Wood River, formerly of Alton.

SENATE RESOLUTION NO. 1579

Offered by Senator Althoff and all Senators:
Mourns the death of Arbutus Dale “Arb” Swanson of Wauconda.

SENATE RESOLUTION NO. 1580

Offered by Senator Althoff and all Senators:
Mourns the death of Edward Joseph “Ed” Reilly of McHenry.

SENATE RESOLUTION NO. 1581

Offered by Senator Koehler and all Senators:
Mourns the death of Bonnie Ruth Gudat of Chillicothe.

SENATE RESOLUTION NO. 1583

Offered by Senators Stadelman – Harmon and all Senators:
Mourns the death of Joseph A. “Joe” Morrissey.

SENATE RESOLUTION NO. 1584

Offered by Senator Rose and all Senators:
Mourns the death of SFC Bryan Paul Agge, formerly of Sullivan.

SENATE RESOLUTION NO. 1585

Offered by Senator Rose and all Senators:
Mourns the death of Marcia Milne Johnston Jurgens of Green Valley, Arizona, formerly of Chicago and Arthur.

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SENATE RESOLUTION NO. 1586

Offered by Senator Haine and all Senators:
Mourns the death of James W. “Jim” Loyd of Roxana.

SENATE RESOLUTION NO. 1588

Offered by Senator Lightford and all Senators:
Mourns the death of Eloise Walker Brown of New Boston, Texas.

SENATE RESOLUTION NO. 1591

Offered by Senator Manar and all Senators:
Mourns the death of Rudolph “Rudy” Davenport of Springfield.

SENATE RESOLUTION NO. 1594

Offered by Senator T. Cullerton and all Senators:
Mourns the death of Alfred T. Spada, Sr.

SENATE RESOLUTION NO. 1596

Offered by Senator Collins and all Senators:
Mourns the death of Charles Edward “Sonny” Clark, Jr.

SENATE RESOLUTION NO. 1597

Offered by Senator Morrison and all Senators:
Mourns the death of Pellegrino C. Picchietti of Highland Park.

SENATE RESOLUTION NO. 1599

Offered by Senator Hutchinson and all Senators:
Mourns the death of Don E. St. Germaine, Sr., of Bonfield.

The Chair moved the adoption of the Resolutions Consent Calendar.
The motion prevailed, and the resolutions were adopted.

At the hour of 2:13 o'clock p.m., pursuant to **Senate Joint Resolution No. 61**, the Chair announced that the Senate stands adjourned until Tuesday, April 17, 2018, at 12:00 o'clock noon, or until the call of the President.