



SENATE JOURNAL

STATE OF ILLINOIS

ONE HUNDREDTH GENERAL ASSEMBLY

123RD LEGISLATIVE DAY

TUESDAY, MAY 15, 2018

12:22 O'CLOCK P.M.

SENATE
Daily Journal Index
123rd Legislative Day

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The Senate met pursuant to adjournment.
Senator Terry Link, Waukegan, Illinois, presiding.
Prayer by Pastor Brian Richardson, Legacy Church, El Paso, Illinois.
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Thursday, May 10, 2018, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

DCEO designation of GRIP Blocker A-2, LLC d/b/a Green River Wind Farm Phase I, LLC as an Illinois High Impact Business/Wind Energy Business, submitted by the Department of Commerce and Economic Opportunity.

Metropolitan Pier and Exposition Authority Summary of Operating Results vs. Budget for the Nine Months Ended March 2018, submitted by the Metropolitan Pier and Exposition Authority.

DOC Quarterly Report, April 1, 2018, submitted by the Department of Corrections.

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

LEGISLATIVE MEASURES FILED

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

Amendment No. 1 to House Bill 5245

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

Amendment No. 2 to House Bill 4191
Amendment No. 1 to House Bill 4234
Amendment No. 2 to House Bill 4242
Amendment No. 1 to House Bill 4650
Amendment No. 1 to House Bill 4697
Amendment No. 2 to House Bill 4751
Amendment No. 2 to House Bill 5752

MESSAGES FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 11, 2018

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

[May 15, 2018]

Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee and 3rd Reading deadline to May 31, 2018, for the following Senate bills:

44, 200, 275, 276, 337, 352, 355, 370, 545, 880, 1597, 2211, 2259, 2314, 2337, 2364, 2365, 2377, 2382, 2387, 2411, 2443, 2485, 2494, 2521, 2531, 2533, 2596, 2623, 2638, 2647, 2827, 2918, 2945, 2953, 2967, 3001, 3002, 3029, 3126, 3228, 3229, 3239, 3260, 3432, 3515, 3577 and 3578.

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

682, 2040, 2624, 3479, 3538, 4077, 4081, 4104, 4146, 4163, 4237, 4279, 4309, 4324, 4364, 4368, 4379, 4472, 4513, 4554, 4583, 4595, 4658, 4701, 4768, 4799, 4836, 4860, 4897, 4907, 4927, 4932, 4944, 5021, 5042, 5054, 5057, 5069, 5122, 5137, 5143, 5148, 5167, 5176, 5177, 5198, 5201, 5212, 5245, 5309, 5342, 5351, 5440, 5502, 5553, 5561, 5573, 5627, 5632, 5721, 5754 and 5793.

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

cc: Senate Republican Leader Bill Brady

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 11, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee and 3rd Reading deadline to May 31, 2018, for the following Senate bills:

458, 888, 2236, 2347, 2352, 2843, 2892, 3058, 3190 and 3579.

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

5786.

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

cc: Senate Republican Leader Bill Brady

[May 15, 2018]

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 11, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

4312, 4998 and 5000.

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

cc: Senate Republican Leader Bill Brady

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 11, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

2063.

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

cc: Senate Republican Leader Bill Brady

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

[May 15, 2018]

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 15, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

1252, 1277, 4193, 4310, 4332, 4685, 4900, 5447 and 5784.

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee and 3rd Reading deadline to May 31, 2018, for the following Senate bills:

20, 238, 440, 575, 2354, 2357, 2358 and 2791.

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

cc: Senate Republican Leader Bill Brady

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 15, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee deadline to May 31, 2018, for the following House bills:

5683

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the Committee and 3rd Reading deadline to May 31, 2018, for the following Senate bills:

3100

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

[May 15, 2018]

Senate President

cc: Senate Republican Leader Bill Brady

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 15, 2018

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the 3rd Reading deadline to May 31, 2018, for the following Senate bills:

272

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

cc: Senate Republican Leader Bill Brady

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1727

Offered by Senator McGuire and all Senators:
Mourns the death of Irene Ruth Schindel of Naperville.

SENATE RESOLUTION NO. 1728

Offered by Senator McGuire and all Senators:
Mourns the death of William B. "Bill" Johnson of Joliet.

SENATE RESOLUTION NO. 1729

Offered by Senator Jones and all Senators:
Mourns the death of Wilson Frost of Chicago.

SENATE RESOLUTION NO. 1730

Offered by Senator Rose and all Senators:
Mourns the death of John Lee Rayburn of Bondville.

SENATE RESOLUTION NO. 1731

Offered by Senator Link and all Senators:
Mourns the death of Kenneth H. "Ken" Bruner of Waukegan.

SENATE RESOLUTION NO. 1732

Offered by Senator Link and all Senators:
Mourns the death of Willard Karr "Bill" Davidson, formerly of Gurnee.

[May 15, 2018]

SENATE RESOLUTION NO. 1733

Offered by Senator Link and all Senators:
Mourns the death of John Valentine Juncer of Waukegan.

SENATE RESOLUTION NO. 1734

Offered by Senator Link and all Senators:
Mourns the death of Duane M. Kovacek of Gurnee.

SENATE RESOLUTION NO. 1735

Offered by Senator Link and all Senators:
Mourns the death of Irving Yaffe.

SENATE RESOLUTION NO. 1736

Offered by Senator Mulroe and all Senators:
Mourns the death of Florence "Flaurie" Berman.

SENATE RESOLUTION NO. 1737

Offered by Senator Anderson and all Senators:
Mourns the death of Kenneth H. "Ken" Roberts of Moline.

SENATE RESOLUTION NO. 1738

Offered by Senator Anderson and all Senators:
Mourns the death of David James "Dave" Cox of Moline.

SENATE RESOLUTION NO. 1739

Offered by Senator Althoff and all Senators:
Mourns the death of Richard "Dick" Zaranto of Woodstock.

SENATE RESOLUTION NO. 1740

Offered by Senator Althoff and all Senators:
Mourns the death of Donald E. "Donnie" Hansen, Sr., of Woodstock.

SENATE RESOLUTION NO. 1741

Offered by Senator Althoff and all Senators:
Mourns the death of Melva Joanne Shephard of Woodstock.

SENATE RESOLUTION NO. 1742

Offered by Senator Althoff and all Senators:
Mourns the death of Lillian C. Benes of McHenry.

SENATE RESOLUTION NO. 1743

Offered by Senator Althoff and all Senators:
Mourns the death of Eleanor "Nora" Adams of McHenry.

SENATE RESOLUTION NO. 1744

Offered by Senator Althoff and all Senators:
Mourns the death of Marcella "Marcy" Kranz of Crystal Lake.

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

MESSAGE FROM THE HOUSE

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

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

[May 15, 2018]

HOUSE JOINT RESOLUTION NO. 110

WHEREAS, The Federal Aviation Administration currently charges and collects moneys from the Passenger Facility Charge; and

WHEREAS, The moneys raised from this source is used for a variety of essential public causes, including safety enhancements, security enhancements, capacity enhancements, and noise reduction; however, current inadequate public support for environmental mitigation of the costs imposed on neighboring residents and property owners from the operations of aircraft demands redress; and

WHEREAS, Passenger Facility charge noise reduction is part of an overall program of essential steps toward environmental mitigation that includes, but is not limited to, the monitoring of and reduction of noise pollution from aircraft operations, particularly during nighttime hours, and the monitoring of and reduction of toxic air emissions from aircraft onto communities that live underneath airport airspace; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that it is the sense of the Illinois House and Senate that more money from the Federal Aviation Administration Passenger Facility Charge should be allocated to community airport noise mitigation and community airport air quality monitoring and toxic emissions reduction; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Elaine Chao, the U.S. Secretary of Transportation, to the Speaker and Minority Leader of the United States House of Representatives, to the Majority and Minority Leaders of the United States Senate, and to the Illinois delegation in Congress.

Adopted by the House, May 10, 2018.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 110 was referred to the Committee on Assignments.

APPOINTMENT MESSAGE**Appointment Message No. 1000388**

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

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

Title of Office: Trustee

Agency or Other Body: University of Illinois Board of Trustees

Start Date: May 14, 2018

End Date: January 16, 2023

Name: Sanford E. Perl

Residence: 570 Longwood Ave., Glencoe, IL 60022

Annual Compensation: Expenses

[May 15, 2018]

Per diem: Not Applicable

Nominee's Senator: Senator Daniel Biss

Most Recent Holder of Office: Patricia Brown Holmes

Superseded Appointment Message: Not Applicable

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

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator McGuire, **House Bill No. 4885** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Morrison, **House Bill No. 4887** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Castro, **House Bill No. 4888** having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1 TO HOUSE BILL 4888

AMENDMENT NO. 1. Amend House Bill 4888 on page 3, by replacing lines 5 through 7 with the following:

"(B) the type of housing facility, whether a private residence, transitional housing, homeless shelter or other, committed persons are released to from Department correctional institutions and facilities;".

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

On motion of Senator Koehler, **House Bill No. 4920** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Castro, **House Bill No. 4922** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bivins, **House Bill No. 4936** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Raoul, **House Bill No. 4951** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fowler, **House Bill No. 4954** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Anderson, **House Bill No. 4999** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Koehler, **House Bill No. 5011** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bennett, **House Bill No. 5020** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Tracy, **House Bill No. 5027** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Althoff, **House Bill No. 5031** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **House Bill No. 5047** was taken up, read by title a second time and ordered to a third reading.

ANNOUNCEMENT ON ATTENDANCE

Senator Althoff announced for the record that Senator Schimpf was absent due to a family medical emergency.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Cunningham, **House Bill No. 5056** having been printed, was taken up and read by title a second time.

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

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

AMENDMENT NO. 2 TO HOUSE BILL 5056

AMENDMENT NO. 2. Amend House Bill 5056 on page 87, by replacing line 10 with the following: "transport vehicles; and tow trucks ; and any property carrying vehicles being operated in commerce that are registered for a gross weight of more than 8,000 lbs but less than 10,001 lbs.".

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

On motion of Senator Althoff, **House Bill No. 5070** was taken up, read by title a second time and ordered to a third reading.

At the hour of 12:38 o'clock p.m., Senator Hunter, presiding, for the purpose of an introduction.

At the hour of 12:43 o'clock p.m., Senator Link, presiding.

At the hour of 12:54 o'clock p.m., President Cullerton, presiding, for the introduction of a special guest.

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

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture: **Floor Amendment No. 1 to House Bill 4234.**

Criminal Law: **Floor Amendment No. 2 to House Bill 4191.**

Education: **HOUSE BILLS 1252, 4193, and 4685; Floor Amendment No. 2 to Senate Bill 2892.**

[May 15, 2018]

Environment and Conservation: **SENATE BILL 2443; Committee Amendment No. 1 to Senate Bill 2443; Committee Amendment No. 2 to Senate Bill 2443.**

Financial Institutions: **SENATE BILL 2843; Floor Amendment No. 1 to House Bill 5542.**

Gaming: **SENATE BILL 3432.**

Higher Education: **SENATE BILL 3058.**

Human Services: **HOUSE BILL 5000; Committee Amendment No. 1 to House Bill 682; Floor Amendment No. 1 to House Bill 1443; Committee Amendment No. 1 to House Bill 5245.**

Insurance: **SENATE BILL 2623; HOUSE BILL 1277.**

Judiciary: **HOUSE BILL 5176; Floor Amendment No. 1 to Senate Bill 2791; Floor Amendment No. 2 to House Bill 4242.**

Judiciary Subcommittee on Business Entities: **HOUSE BILL 4900.**

Labor: **SENATE BILL 3100; Committee Amendment No. 1 to House Bill 4324.**

Licensed Activities and Pensions: **Floor Amendment No. 2 to Senate Bill 370; Floor Amendment No. 3 to Senate Bill 370.**

Local Government: **Floor Amendment No. 4 to Senate Bill 2638; Floor Amendment No. 1 to House Bill 4697.**

Revenue: **SENATE BILLS 2259, 2531 and 3578; Committee Amendment No. 2 to Senate Bill 2531.**

Special Committee on Oversight of Medicaid Managed Care: **Floor Amendment No. 1 to House Bill 4650.**

State Government: **HOUSE BILL 5447; Floor Amendment No. 2 to House Bill 4751; Senate Resolution No. 1716.**

Telecommunications and Information Technology: **Committee Amendment No. 1 to House Bill 5553; Floor Amendment No. 2 to House Bill 5752.**

Veterans Affairs: **HOUSE BILLS 4310, 4332, 5683 and 5784.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bills Numbered 20 and 440** on August 4, 2017, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 20 and 440** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bills Numbered 272, 575 and 2791**, on May 11, 2018, pursuant to Rule 3-9(a), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 272, 575 and 2791** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bill No. 1597** on May 3, 2018, pursuant to Rule 3-9(a), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bills No. 1597** was returned to the order of second reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bill No. 2533** on May 7, 2018, pursuant to Rule 3-9(a), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bills No. 2533** was returned to the order of second reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bills Numbered 2211, 2314, 2354, 2357, 2358, 2377, 2918, 2945, 2967, 3001, 3228, 3229, 3239 and 3577** on May 3, 2018, pursuant to Rule 3-9(a), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 2211, 2314, 2354, 2357, 2358, 2377, 2918, 2945, 2967, 3001, 3228, 3229, 3239 and 3577** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bills Numbered 2352 and 3515** on April 27, 2018, pursuant to Rule 3-9(a), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 2352 and 3515** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **Senate Bill No. 238** on April 25, 2017, reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bill No. 238** was returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **House Bill No. 1910** on December 10, 2017, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **House Bill No. 1910** was returned to the order of second reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, to which was referred **House Bill No. 3342** on August 4, 2017, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **House Bill No. 3342** was returned to the order of third reading.

[May 15, 2018]

Pursuant to Senate Rule 3-8 (b-1), the following amendments will remain in the Committee on Assignments: **Floor Amendment No. 1 to House Bill 4711 and Floor Amendment No. 2 to House Bill 4711**

Pursuant to Senate Rule 5-1 (c-3), the sponsorship of **House Bill No. 4932** will be transferred from Senator Jones to Senator Holmes.

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced the following committee to meet at 5:00 o'clock p.m.:

Higher Education in Room 212

COMMITTEE MEETING ANNOUNCEMENT FOR MAY 16, 2018

The Chair announced the following committee to meet at 10:30 o'clock a.m.:

Financial Institutions in Room 409

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Sims, **House Bill No. 5104** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator T. Cullerton, **House Bill No. 5123** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Castro, **House Bill No. 5136** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Connelly, **House Bill No. 5141** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **House Bill No. 5147** was taken up, read by title a second time. Committee Amendment No. 1 was held in the Committee on Assignments. There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Tracy, **House Bill No. 5153** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **House Bill No. 5195** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **House Bill No. 5196** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 5202** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Althoff, **House Bill No. 5210** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sims, **House Bill No. 5214** was taken up, read by title a second time and ordered to a third reading.

[May 15, 2018]

On motion of Senator Holmes, **House Bill No. 5221** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Weaver, **House Bill No. 5247** was taken up, read by title a second time. Floor Amendment No. 1 was held in the Committee on Education. There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Althoff, **House Bill No. 5253** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Morrison, **House Bill No. 5257** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bush, **House Bill No. 5267** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Van Pelt, **House Bill No. 5308** having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1 TO HOUSE BILL 5308

AMENDMENT NO. 1. Amend House Bill 5308 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by changing Section 5-4.1 as follows:
(305 ILCS 5/5-4.1) (from Ch. 23, par. 5-4.1)

Sec. 5-4.1. Co-payments. The Department may by rule provide that recipients under any Article of this Code shall pay a fee as a co-payment for services. Co-payments shall be maximized to the extent permitted by federal law, except that the Department shall impose a co-pay of \$2 on generic drugs. Provided, however, that any such rule must provide that no co-payment requirement can exist for renal dialysis, radiation therapy, cancer chemotherapy, or insulin, and other products necessary on a recurring basis, the absence of which would be life threatening, or where co-payment expenditures for required services and/or medications for chronic diseases that the Illinois Department shall by rule designate shall cause an extensive financial burden on the recipient, and provided no co-payment shall exist for emergency room encounters which are for medical emergencies. The Department shall seek approval of a State plan amendment that allows pharmacies to refuse to dispense drugs in circumstances where the recipient does not pay the required co-payment. Co-payments may not exceed \$10 for emergency room use for a non-emergency situation as defined by the Department by rule and subject to federal approval.

Notwithstanding the other provisions of this Section or any other law, the Department shall not require any person incarcerated in a facility of the Department of Corrections who is eligible for medical assistance under this Article to pay a fee as a co-payment for services.

(Source: P.A. 96-1501, eff. 1-25-11; 97-74, eff. 6-30-11; 97-689, eff. 6-14-12.)

Section 10. The Unified Code of Corrections is amended by changing Section 3-6-2 as follows:
(730 ILCS 5/3-6-2) (from Ch. 38, par. 1003-6-2)

Sec. 3-6-2. Institutions and Facility Administration.

(a) Each institution and facility of the Department shall be administered by a chief administrative officer appointed by the Director. A chief administrative officer shall be responsible for all persons assigned to the institution or facility. The chief administrative officer shall administer the programs of the Department for the custody and treatment of such persons.

(b) The chief administrative officer shall have such assistants as the Department may assign.

(c) The Director or Assistant Director shall have the emergency powers to temporarily transfer individuals without formal procedures to any State, county, municipal or regional correctional or detention institution or facility in the State, subject to the acceptance of such receiving institution or facility, or to designate any reasonably secure place in the State as such an institution or facility and to make transfers thereto. However, transfers made under emergency powers shall be reviewed as soon as practicable under Article 8, and shall be subject to Section 5-905 of the Juvenile Court Act of 1987. This Section shall not

apply to transfers to the Department of Human Services which are provided for under Section 3-8-5 or Section 3-10-5.

(d) The Department shall provide educational programs for all committed persons so that all persons have an opportunity to attain the achievement level equivalent to the completion of the twelfth grade in the public school system in this State. Other higher levels of attainment shall be encouraged and professional instruction shall be maintained wherever possible. The Department may establish programs of mandatory education and may establish rules and regulations for the administration of such programs. A person committed to the Department who, during the period of his or her incarceration, participates in an educational program provided by or through the Department and through that program is awarded or earns the number of hours of credit required for the award of an associate, baccalaureate, or higher degree from a community college, college, or university located in Illinois shall reimburse the State, through the Department, for the costs incurred by the State in providing that person during his or her incarceration with the education that qualifies him or her for the award of that degree. The costs for which reimbursement is required under this subsection shall be determined and computed by the Department under rules and regulations that it shall establish for that purpose. However, interest at the rate of 6% per annum shall be charged on the balance of those costs from time to time remaining unpaid, from the date of the person's parole, mandatory supervised release, or release constituting a final termination of his or her commitment to the Department until paid.

(d-5) A person committed to the Department is entitled to confidential testing for infection with human immunodeficiency virus (HIV) and to counseling in connection with such testing, with no copy to the committed person. A person committed to the Department who has tested positive for infection with HIV is entitled to medical care while incarcerated, counseling, and referrals to support services, in connection with that positive test result. Implementation of this subsection (d-5) is subject to appropriation.

(e) A person committed to the Department who becomes in need of medical or surgical treatment but is incapable of giving consent thereto shall receive such medical or surgical treatment by the chief administrative officer consenting on the person's behalf. Before the chief administrative officer consents, he or she shall obtain the advice of one or more physicians licensed to practice medicine in all its branches in this State. If such physician or physicians advise:

(1) that immediate medical or surgical treatment is required relative to a condition threatening to cause death, damage or impairment to bodily functions, or disfigurement; and

(2) that the person is not capable of giving consent to such treatment; the chief administrative officer may give consent for such medical or surgical treatment, and such consent shall be deemed to be the consent of the person for all purposes, including, but not limited to, the authority of a physician to give such treatment.

(e-5) If a physician providing medical care to a committed person on behalf of the Department advises the chief administrative officer that the committed person's mental or physical health has deteriorated as a result of the cessation of ingestion of food or liquid to the point where medical or surgical treatment is required to prevent death, damage, or impairment to bodily functions, the chief administrative officer may authorize such medical or surgical treatment.

(f) In the event that the person requires medical care and treatment at a place other than the institution or facility, the person may be removed therefrom under conditions prescribed by the Department. ~~The Department of Corrections shall not require any committed person receiving medical or dental treatment or services to pay a fee as a co-payment for such treatment or services. The Department shall require the committed person receiving medical or dental services on a non-emergency basis to pay a \$5 co-payment to the Department for each visit for medical or dental services. The amount of each co-payment shall be deducted from the committed person's individual account. A committed person who has a chronic illness, as defined by Department rules and regulations, shall be exempt from the \$5 co-payment for treatment of the chronic illness. A committed person shall not be subject to a \$5 co-payment for follow-up visits ordered by a physician, who is employed by, or contracts with, the Department. A committed person who is indigent is exempt from the \$5 co-payment and is entitled to receive medical or dental services on the same basis as a committed person who is financially able to afford the co-payment. For purposes of this Section only, "indigent" means a committed person who has \$20 or less in his or her Inmate Trust Fund at the time of such services and for the 30 days prior to such services. Notwithstanding any other provision in this subsection (f) to the contrary, any person committed to any facility operated by the Department of Juvenile Justice, as set forth in Section 3-2.5-15 of this Code, is exempt from the co-payment requirement for the duration of confinement in those facilities.~~

(g) Any person having sole custody of a child at the time of commitment or any woman giving birth to a child after her commitment, may arrange through the Department of Children and Family Services for suitable placement of the child outside of the Department of Corrections. The Director of the Department

of Corrections may determine that there are special reasons why the child should continue in the custody of the mother until the child is 6 years old.

(h) The Department may provide Family Responsibility Services which may consist of, but not be limited to the following:

(1) family advocacy counseling;

(2) parent self-help group;

(3) parenting skills training;

(4) parent and child overnight program;

(5) parent and child reunification counseling, either separately or together, preceding the inmate's release; and

(6) a prerelease reunification staffing involving the family advocate, the inmate and the child's counselor, or both and the inmate.

(i) (Blank).

(j) Any person convicted of a sex offense as defined in the Sex Offender Management Board Act shall be required to receive a sex offender evaluation prior to release into the community from the Department of Corrections. The sex offender evaluation shall be conducted in conformance with the standards and guidelines developed under the Sex Offender Management Board Act and by an evaluator approved by the Board.

(k) Any minor committed to the Department of Juvenile Justice for a sex offense as defined by the Sex Offender Management Board Act shall be required to undergo sex offender treatment by a treatment provider approved by the Board and conducted in conformance with the Sex Offender Management Board Act.

(l) Prior to the release of any inmate committed to a facility of the Department or the Department of Juvenile Justice, the Department must provide the inmate with appropriate information verbally, in writing, by video, or other electronic means, concerning HIV and AIDS. The Department shall develop the informational materials in consultation with the Department of Public Health. At the same time, the Department must also offer the committed person the option of testing for infection with human immunodeficiency virus (HIV), with no copayment for the test. Pre-test information shall be provided to the committed person and informed consent obtained as required in subsection (d) of Section 3 and Section 5 of the AIDS Confidentiality Act. The Department 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 (l) 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.

Prior to the release of an inmate who the Department knows has tested positive for infection with HIV, the Department in a timely manner shall offer the inmate transitional case management, including referrals to other support services.

(m) The chief administrative officer of each institution or facility of the Department shall make a room in the institution or facility available for addiction recovery services to be provided to committed persons on a voluntary basis. The services shall be provided for one hour once a week at a time specified by the chief administrative officer of the institution or facility if the following conditions are met:

(1) the addiction recovery service contacts the chief administrative officer to arrange the meeting;

(2) the committed person may attend the meeting for addiction recovery services only if the committed person uses pre-existing free time already available to the committed person;

(3) all disciplinary and other rules of the institution or facility remain in effect;

(4) the committed person is not given any additional privileges to attend addiction

recovery services;

(5) if the addiction recovery service does not arrange for scheduling a meeting for that week, no addiction recovery services shall be provided to the committed person in the institution or facility for that week;

(6) the number of committed persons who may attend an addiction recovery meeting shall not exceed 40 during any session held at the correctional institution or facility;

(7) a volunteer seeking to provide addiction recovery services under this subsection (m) must submit an application to the Department of Corrections under existing Department rules and the Department must review the application within 60 days after submission of the application to the Department; and

(8) each institution and facility of the Department shall manage the addiction recovery services program according to its own processes and procedures.

For the purposes of this subsection (m), "addiction recovery services" means recovery services for alcoholics and addicts provided by volunteers of recovery support services recognized by the Department of Human Services.

(Source: P.A. 96-284, eff. 1-1-10; 97-244, eff. 8-4-11; 97-323, eff. 8-12-11; 97-562, eff. 1-1-12; 97-802, eff. 7-13-12; 97-813, eff. 7-13-12.)"

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

On motion of Senator Tracy, **House Bill No. 5459** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Koehler, **House Bill No. 5463** having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1 TO HOUSE BILL 5463

AMENDMENT NO. 1. Amend House Bill 5463 by replacing everything after the enacting clause with the following:

"Section 5. The Mental Health and Developmental Disabilities Administrative Act is amended by changing Section 53 as follows:

(20 ILCS 1705/53) (from Ch. 91 1/2, par. 100-53)

Sec. 53. The Department shall create a consistent case coordination system for persons with a developmental disability who receive services provided or funded by the Department. The objectives of this system shall be to ensure that a full range of an individual's needs is identified and assessed through statewide use of an individual client assessment tool; to ensure that each individual actually receives, in the most effective and efficient combination and sequence, the full range and continuum of services needed; to ensure that all available resources are applied appropriately to each individual served; and to provide a systematic procedure for serving individuals which generates among and within the local service delivery agencies information required for effective system management.

Each individual residing in a community integrated living arrangement shall receive an annual assessment to screen that individual for any health issues or risks. Beginning July 1, 2019, each individual shall receive his or her annual client assessment via a web-based, electronic screening tool. The electronic screening tool shall replace the current paper-based assessment. A provider may make a request, along with justifications, to the Department to complete the assessment on paper. Subject to appropriation, the Department may contract with a third-party entity to create and implement the web-based, electronic screening tool. The Department shall make changes to its rules in the Illinois Administrative Code to incorporate a web-based, electronic assessment tool.

"Case coordination" means a mechanism for linking and coordinating segments of the service delivery system to ensure the most comprehensive program for meeting an individual client's needs. It facilitates client movement through an array of services so that at any given time, services received are matched to the needs of the individual.

(Source: P.A. 88-380.)"

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

On motion of Senator Aquino, **House Bill No. 5481** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Mulroe, **House Bill No. 5497** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Muñoz, **House Bill No. 5513** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Weaver, **House Bill No. 5542** was taken up, read by title a second time. Floor Amendment No. 1 was referred to the Committee on Financial Institutions earlier today. There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Harmon, **House Bill No. 5558** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 5588** having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1 TO HOUSE BILL 5588

AMENDMENT NO. 1. Amend House Bill 5588 as follows:

on page 1, line 12, after "34-3.5," by inserting "34-18,"; and

on page 5, line 8, by deleting "about the Committee"; and

on page 5, line 9, by replacing "lead" with "learning"; and

on page 5, line 10, by replacing "Committee's" with "learning partners"; and

on page 9, by replacing lines 13 and 14 with the following:

"Sec. 2-3.52A. Pilot programs. The ~~To improve the quality of teaching as a profession the~~ State Board of Education may,"; and

on page 9, line 16, by deleting "entrance"; and

on page 9, by replacing lines 17 through line 22 with the following:

"preparation pilot programs ~~for teachers~~"; and

by deleting line 8 on page 37 through line 13 on page 39; and

on page 39, immediately below line 13, by inserting the following:

"(105 ILCS 5/34-18) (from Ch. 122, par. 34-18)

Sec. 34-18. Powers of the board. The board shall exercise general supervision and jurisdiction over the public education and the public school system of the city, and, except as otherwise provided by this Article, shall have power:

1. To make suitable provision for the establishment and maintenance throughout the year or for such portion thereof as it may direct, not less than 9 months, of schools of all grades and kinds, including normal schools, high schools, night schools, schools for defectives and delinquents, parental and truant schools, schools for the blind, the deaf and persons with physical disabilities, schools or classes in manual training, constructional and vocational teaching, domestic arts and physical culture, vocation and extension schools and lecture courses, and all other educational courses and facilities, including establishing, equipping, maintaining and operating playgrounds and recreational programs, when such programs are conducted in, adjacent to, or connected with any public school under the general supervision and jurisdiction of the board; provided that the calendar for the school term and any changes must be submitted to and approved by the State Board of Education before the calendar or changes may take effect, and provided that in allocating funds from year to year for the operation of all

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attendance centers within the district, the board shall ensure that supplemental general State aid or supplemental grant funds are allocated and applied in accordance with Section 18-8, 18-8.05, or 18-8.15. To admit to such schools without charge foreign exchange students who are participants in an organized exchange student program which is authorized by the board. The board shall permit all students to enroll in apprenticeship programs in trade schools operated by the board, whether those programs are union-sponsored or not. No student shall be refused admission into or be excluded from any course of instruction offered in the common schools by reason of that student's sex. No student shall be denied equal access to physical education and interscholastic athletic programs supported from school district funds or denied participation in comparable physical education and athletic programs solely by reason of the student's sex. Equal access to programs supported from school district funds and comparable programs will be defined in rules promulgated by the State Board of Education in consultation with the Illinois High School Association. Notwithstanding any other provision of this Article, neither the board of education nor any local school council or other school official shall recommend that children with disabilities be placed into regular education classrooms unless those children with disabilities are provided with supplementary services to assist them so that they benefit from the regular classroom instruction and are included on the teacher's regular education class register;

2. To furnish lunches to pupils, to make a reasonable charge therefor, and to use school funds for the payment of such expenses as the board may determine are necessary in conducting the school lunch program;

3. To co-operate with the circuit court;

4. To make arrangements with the public or quasi-public libraries and museums for the use of their facilities by teachers and pupils of the public schools;

5. To employ dentists and prescribe their duties for the purpose of treating the pupils in the schools, but accepting such treatment shall be optional with parents or guardians;

6. To grant the use of assembly halls and classrooms when not otherwise needed, including light, heat, and attendants, for free public lectures, concerts, and other educational and social interests, free of charge, under such provisions and control as the principal of the affected attendance center may prescribe;

7. To apportion the pupils to the several schools; provided that no pupil shall be excluded from or segregated in any such school on account of his color, race, sex, or nationality. The board shall take into consideration the prevention of segregation and the elimination of separation of children in public schools because of color, race, sex, or nationality. Except that children may be committed to or attend parental and social adjustment schools established and maintained either for boys or girls only. All records pertaining to the creation, alteration or revision of attendance areas shall be open to the public. Nothing herein shall limit the board's authority to establish multi-area attendance centers or other student assignment systems for desegregation purposes or otherwise, and to apportion the pupils to the several schools. Furthermore, beginning in school year 1994-95, pursuant to a board plan adopted by October 1, 1993, the board shall offer, commencing on a phased-in basis, the opportunity for families within the school district to apply for enrollment of their children in any attendance center within the school district which does not have selective admission requirements approved by the board. The appropriate geographical area in which such open enrollment may be exercised shall be determined by the board of education. Such children may be admitted to any such attendance center on a space available basis after all children residing within such attendance center's area have been accommodated. If the number of applicants from outside the attendance area exceed the space available, then successful applicants shall be selected by lottery. The board of education's open enrollment plan must include provisions that allow low income students to have access to transportation needed to exercise school choice. Open enrollment shall be in compliance with the provisions of the Consent Decree and Desegregation Plan cited in Section 34-1.01;

8. To approve programs and policies for providing transportation services to students. Nothing herein shall be construed to permit or empower the State Board of Education to order, mandate, or require busing or other transportation of pupils for the purpose of achieving racial balance in any school;

9. Subject to the limitations in this Article, to establish and approve system-wide curriculum objectives and standards, including graduation standards, which reflect the multi-cultural diversity in the city and are consistent with State law, provided that for all purposes of this Article courses or proficiency in American Sign Language shall be deemed to constitute courses or proficiency in a foreign language; and to employ principals and teachers, appointed as provided in this Article, and fix their compensation. The board shall prepare such reports related to minimal competency testing as may be requested by the State Board of Education, and in addition shall monitor and approve special

education and bilingual education programs and policies within the district to assure that appropriate services are provided in accordance with applicable State and federal laws to children requiring services and education in those areas;

10. To employ non-teaching personnel or utilize volunteer personnel for: (i) non-teaching duties not requiring instructional judgment or evaluation of pupils, including library duties; and (ii) supervising study halls, long distance teaching reception areas used incident to instructional programs transmitted by electronic media such as computers, video, and audio, detention and discipline areas, and school-sponsored extracurricular activities. The board may further utilize volunteer non-certificated personnel or employ non-certificated personnel to assist in the instruction of pupils under the immediate supervision of a teacher holding a valid certificate, directly engaged in teaching subject matter or conducting activities; provided that the teacher shall be continuously aware of the non-certificated persons' activities and shall be able to control or modify them. The general superintendent shall determine qualifications of such personnel and shall prescribe rules for determining the duties and activities to be assigned to such personnel;

10.5. To utilize volunteer personnel from a regional School Crisis Assistance Team (S.C.A.T.), created as part of the Safe to Learn Program established pursuant to Section 25 of the Illinois Violence Prevention Act of 1995, to provide assistance to schools in times of violence or other traumatic incidents within a school community by providing crisis intervention services to lessen the effects of emotional trauma on individuals and the community; the School Crisis Assistance Team Steering Committee shall determine the qualifications for volunteers;

11. To provide television studio facilities in not to exceed one school building and to provide programs for educational purposes, provided, however, that the board shall not construct, acquire, operate, or maintain a television transmitter; to grant the use of its studio facilities to a licensed television station located in the school district; and to maintain and operate not to exceed one school radio transmitting station and provide programs for educational purposes;

12. To offer, if deemed appropriate, outdoor education courses, including field trips within the State of Illinois, or adjacent states, and to use school educational funds for the expense of the said outdoor educational programs, whether within the school district or not;

13. During that period of the calendar year not embraced within the regular school term, to provide and conduct courses in subject matters normally embraced in the program of the schools during the regular school term and to give regular school credit for satisfactory completion by the student of such courses as may be approved for credit by the State Board of Education;

14. To insure against any loss or liability of the board, the former School Board Nominating Commission, Local School Councils, the Chicago Schools Academic Accountability Council, or the former Subdistrict Councils or of any member, officer, agent or employee thereof, resulting from alleged violations of civil rights arising from incidents occurring on or after September 5, 1967 or from the wrongful or negligent act or omission of any such person whether occurring within or without the school premises, provided the officer, agent or employee was, at the time of the alleged violation of civil rights or wrongful act or omission, acting within the scope of his employment or under direction of the board, the former School Board Nominating Commission, the Chicago Schools Academic Accountability Council, Local School Councils, or the former Subdistrict Councils; and to provide for or participate in insurance plans for its officers and employees, including but not limited to retirement annuities, medical, surgical and hospitalization benefits in such types and amounts as may be determined by the board; provided, however, that the board shall contract for such insurance only with an insurance company authorized to do business in this State. Such insurance may include provision for employees who rely on treatment by prayer or spiritual means alone for healing, in accordance with the tenets and practice of a recognized religious denomination;

15. To contract with the corporate authorities of any municipality or the county board of any county, as the case may be, to provide for the regulation of traffic in parking areas of property used for school purposes, in such manner as is provided by Section 11-209 of The Illinois Vehicle Code, approved September 29, 1969, as amended;

16. (a) To provide, on an equal basis, access to a high school campus and student directory information to the official recruiting representatives of the armed forces of Illinois and the United States for the purposes of informing students of the educational and career opportunities available in the military if the board has provided such access to persons or groups whose purpose is to acquaint students with educational or occupational opportunities available to them. The board is not required to give greater notice regarding the right of access to recruiting representatives than is given to other persons and groups. In this paragraph 16, "directory information" means a high school student's name, address, and telephone number.

(b) If a student or his or her parent or guardian submits a signed, written request to the high school before the end of the student's sophomore year (or if the student is a transfer student, by another time set by the high school) that indicates that the student or his or her parent or guardian does not want the student's directory information to be provided to official recruiting representatives under subsection (a) of this Section, the high school may not provide access to the student's directory information to these recruiting representatives. The high school shall notify its students and their parents or guardians of the provisions of this subsection (b).

(c) A high school may require official recruiting representatives of the armed forces of Illinois and the United States to pay a fee for copying and mailing a student's directory information in an amount that is not more than the actual costs incurred by the high school.

(d) Information received by an official recruiting representative under this Section may be used only to provide information to students concerning educational and career opportunities available in the military and may not be released to a person who is not involved in recruiting students for the armed forces of Illinois or the United States;

17. (a) To sell or market any computer program developed by an employee of the school district, provided that such employee developed the computer program as a direct result of his or her duties with the school district or through the utilization of the school district resources or facilities. The employee who developed the computer program shall be entitled to share in the proceeds of such sale or marketing of the computer program. The distribution of such proceeds between the employee and the school district shall be as agreed upon by the employee and the school district, except that neither the employee nor the school district may receive more than 90% of such proceeds. The negotiation for an employee who is represented by an exclusive bargaining representative may be conducted by such bargaining representative at the employee's request.

(b) For the purpose of this paragraph 17:

(1) "Computer" means an internally programmed, general purpose digital device capable of automatically accepting data, processing data and supplying the results of the operation.

(2) "Computer program" means a series of coded instructions or statements in a form acceptable to a computer, which causes the computer to process data in order to achieve a certain result.

(3) "Proceeds" means profits derived from marketing or sale of a product after deducting the expenses of developing and marketing such product;

18. To delegate to the general superintendent of schools, by resolution, the authority to approve contracts and expenditures in amounts of \$10,000 or less;

19. Upon the written request of an employee, to withhold from the compensation of that employee any dues, payments or contributions payable by such employee to any labor organization as defined in the Illinois Educational Labor Relations Act. Under such arrangement, an amount shall be withheld from each regular payroll period which is equal to the pro rata share of the annual dues plus any payments or contributions, and the board shall transmit such withholdings to the specified labor organization within 10 working days from the time of the withholding;

19a. Upon receipt of notice from the comptroller of a municipality with a population of 500,000 or more, a county with a population of 3,000,000 or more, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or a housing authority of a municipality with a population of 500,000 or more that a debt is due and owing the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority by an employee of the Chicago Board of Education, to withhold, from the compensation of that employee, the amount of the debt that is due and owing and pay the amount withheld to the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority; provided, however, that the amount deducted from any one salary or wage payment shall not exceed 25% of the net amount of the payment. Before the Board deducts any amount from any salary or wage of an employee under this paragraph, the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority shall certify that (i) the employee has been afforded an opportunity for a hearing to dispute the debt that is due and owing the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority and (ii) the employee has received notice of a wage deduction order and has been afforded an opportunity for a hearing to object to the order. For purposes of this paragraph, "net amount" means that part of the salary or wage payment remaining after the

deduction of any amounts required by law to be deducted and "debt due and owing" means (i) a specified sum of money owed to the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority for services, work, or goods, after the period granted for payment has expired, or (ii) a specified sum of money owed to the municipality, the county, the Cook County Forest Preserve District, the Chicago Park District, the Metropolitan Water Reclamation District, the Chicago Transit Authority, or the housing authority pursuant to a court order or order of an administrative hearing officer after the exhaustion of, or the failure to exhaust, judicial review;

20. The board is encouraged to employ a sufficient number of certified school counselors to maintain a student/counselor ratio of 250 to 1 by July 1, 1990. Each counselor shall spend at least 75% of his work time in direct contact with students and shall maintain a record of such time;

21. To make available to students vocational and career counseling and to establish 5 special career counseling days for students and parents. On these days representatives of local businesses and industries shall be invited to the school campus and shall inform students of career opportunities available to them in the various businesses and industries. Special consideration shall be given to counseling minority students as to career opportunities available to them in various fields. For the purposes of this paragraph, minority student means a person who is any of the following:

(a) American Indian or Alaska Native (a person having origins in any of the original peoples of North and South America, including Central America, and who maintains tribal affiliation or community attachment).

(b) Asian (a person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent, including, but not limited to, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam).

(c) Black or African American (a person having origins in any of the black racial groups of Africa). Terms such as "Haitian" or "Negro" can be used in addition to "Black or African American".

(d) Hispanic or Latino (a person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race).

(e) Native Hawaiian or Other Pacific Islander (a person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands).

Counseling days shall not be in lieu of regular school days;

22. To report to the State Board of Education the annual student dropout rate and number of students who graduate from, transfer from or otherwise leave bilingual programs;

23. Except as otherwise provided in the Abused and Neglected Child Reporting Act or other applicable State or federal law, to permit school officials to withhold, from any person, information on the whereabouts of any child removed from school premises when the child has been taken into protective custody as a victim of suspected child abuse. School officials shall direct such person to the Department of Children and Family Services, or to the local law enforcement agency if appropriate;

24. To develop a policy, based on the current state of existing school facilities, projected enrollment and efficient utilization of available resources, for capital improvement of schools and school buildings within the district, addressing in that policy both the relative priority for major repairs, renovations and additions to school facilities, and the advisability or necessity of building new school facilities or closing existing schools to meet current or projected demographic patterns within the district;

25. To make available to the students in every high school attendance center the ability to take all courses necessary to comply with the Board of Higher Education's college entrance criteria effective in 1993;

26. To encourage mid-career changes into the teaching profession, whereby qualified professionals become certified teachers, by allowing credit for professional employment in related fields when determining point of entry on teacher pay scale;

27. To provide or contract out training programs for administrative personnel and principals with revised or expanded duties pursuant to this Act in order to assure they have the knowledge and skills to perform their duties;

28. To establish a fund for the prioritized special needs programs, and to allocate such funds and other lump sum amounts to each attendance center in a manner consistent with the provisions of part 4 of Section 34-2.3. Nothing in this paragraph shall be construed to require any additional appropriations of State funds for this purpose;

29. (Blank);

30. Notwithstanding any other provision of this Act or any other law to the contrary, to

contract with third parties for services otherwise performed by employees, including those in a bargaining unit, and to layoff those employees upon 14 days written notice to the affected employees. Those contracts may be for a period not to exceed 5 years and may be awarded on a system-wide basis. The board may not operate more than 30 contract schools, provided that the board may operate an additional 5 contract turnaround schools pursuant to item (5.5) of subsection (d) of Section 34-8.3 of this Code;

31. To promulgate rules establishing procedures governing the layoff or reduction in force of employees and the recall of such employees, including, but not limited to, criteria for such layoffs, reductions in force or recall rights of such employees and the weight to be given to any particular criterion. Such criteria shall take into account factors including, but not be limited to, qualifications, certifications, experience, performance ratings or evaluations, and any other factors relating to an employee's job performance;

32. To develop a policy to prevent nepotism in the hiring of personnel or the selection of contractors;

~~33. (Blank); and To enter into a partnership agreement, as required by Section 34-3.5 of this Code, and, notwithstanding any other provision of law to the contrary, to promulgate policies, enter into contracts, and take any other action necessary to accomplish the objectives and implement the requirements of that agreement; and~~

34. To establish a Labor Management Council to the board comprised of representatives of the board, the chief executive officer, and those labor organizations that are the exclusive representatives of employees of the board and to promulgate policies and procedures for the operation of the Council.

The specifications of the powers herein granted are not to be construed as exclusive but the board shall also exercise all other powers that they may be requisite or proper for the maintenance and the development of a public school system, not inconsistent with the other provisions of this Article or provisions of this Code which apply to all school districts.

In addition to the powers herein granted and authorized to be exercised by the board, it shall be the duty of the board to review or to direct independent reviews of special education expenditures and services. The board shall file a report of such review with the General Assembly on or before May 1, 1990. (Source: P.A. 99-143, eff. 7-27-15; 100-465, eff. 8-31-17.); and

on page 41, immediately below line 22, by inserting the following:
"(105 ILCS 5/34-3.5 rep.); and

on page 41, line 25, after "21B-200,", by inserting "34-3.5,".

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

On motion of Senator Tracy, **House Bill No. 5595** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bertino-Tarrant, **House Bill No. 5598** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 5599** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Althoff, **House Bill No. 5686** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Manar, **House Bill No. 5689** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Anderson, **House Bill No. 5692** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 5696** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Morrison, **House Bill No. 5741** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sims, **House Bill No. 5745** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator T. Cullerton, **House Bill No. 5760** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Collins, **House Bill No. 5795** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator T. Cullerton, **House Bill No. 5814** was taken up, read by title a second time and ordered to a third reading.

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced that committees scheduled to meet today at 1:00 o'clock p.m. will meet instead at 1:30 o'clock p.m.

LEGISLATIVE MEASURES FILED

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

Amendment No. 1 to House Bill 5683

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

Amendment No. 2 to House Bill 128
Amendment No. 1 to House Bill 4569

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

Amendment No. 1 to Senate Bill 238
Amendment No. 3 to Senate Bill 337
Amendment No. 2 to Senate Bill 440
Amendment No. 2 to Senate Bill 575
Amendment No. 1 to Senate Bill 2354
Amendment No. 1 to Senate Bill 2357
Amendment No. 1 to Senate Bill 2358
Amendment No. 4 to Senate Bill 2638

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

Amendment No. 1 to Senate Joint Resolution 64

At the hour of 1:25 o'clock p.m., the Chair announced that the Senate stands adjourned until Wednesday, May 16, 2018, at 12:00 o'clock noon.

**PERFUNCTORY SESSION
2:29 O'CLOCK P.M.**

[May 15, 2018]

The Senate met in perfunctory session pursuant to the directive of the President.
Pursuant to Senate Rule 2-5(c)2, the Secretary of the Senate conducted the perfunctory session.

MESSAGE FROM THE PRESIDENT

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 15, 2018

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

Dear Mr. Secretary:

Pursuant to Rule 2-10, I am scheduling a Perfunctory Session to convene on May 15, 2018.

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

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 15, 2018 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Higher Education: **Floor Amendment No. 2 to Senate Bill 440; Floor Amendment No. 1 to Senate Bill 2354; Floor Amendment No. 1 to Senate Bill 2357; Floor Amendment No. 1 to Senate Bill 2358.**

Judiciary: **Floor Amendment No. 3 to Senate Bill 337.**

Pursuant to Senate Rule 3-8 (b-1), the following amendment will remain in the Committee on Assignments: **Committee Amendment No. 1 to House Bill No. 5752.**

COMMUNICATION FROM THE MINORITY LEADER

SPRINGFIELD OFFICE:
309G STATE HOUSE
SPRINGFIELD, ILLINOIS 62706
PHONE: 217/782-6216

DISTRICT OFFICE
2203 EASTLAND DRIVE, SUITE 3
BLOOMINGTON, ILLINOIS 61704
PHONE: 309/664-4440
FAX: 309/664-8597
BILLBRADY@SENATORBILLBRADY.COM

ILLINOIS STATE SENATE
BILL BRADY

[May 15, 2018]

SENATE REPUBLICAN LEADER
44th SENATE DISTRICT

May 15, 2018

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

Dear Mr. Secretary:

Pursuant to Rule 3-2 (c), I hereby appoint **Senator Nybo** to temporarily replace **Senator Schimpf** as a member of the **Senate Judiciary Committee**. This appointment shall automatically expire at the close of the day.

Sincerely,
s/Bill Brady
Bill Brady
Illinois Senate Republican Leader
44th District

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

At the hour of 2:31 o'clock p.m., the perfunctory session stood adjourned.

[May 15, 2018]