



SENATE JOURNAL

STATE OF ILLINOIS

**ONE HUNDRED THIRD GENERAL
ASSEMBLY**

26TH LEGISLATIVE DAY

TUESDAY, MARCH 21, 2023

12:20 O'CLOCK P.M.

SENATE
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26th Legislative Day

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The Senate met pursuant to adjournment.
Senator Laura M. Murphy, Des Plaines, Illinois, presiding.
Prayer by Reverend Joel Jackle-Hugh, Chaplain at Kemmerer Village, Assumption, Illinois.
Senator Johnson led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Friday, March 10, 2023, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

IDOA Adult Protective Services Annual Report 2022, submitted by the Department on Aging.

Reporting Requirement of 50 ILCS 707/20 (Law Enforcement Camera Grant Act), submitted by the Woodstock Police Department.

IDOC Progress Report - March 2023, submitted by the Department of Corrections.

IDOT BIC Diesel Emission Report 2022, submitted by the Department of Transportation.

IDOL ERJA Report - March 2023, submitted by the Department of Labor.

IDES State Services Assurance Act Report, submitted by the Department of Employment Security.

COGFA GAAP Report FY24, submitted by the Commission on Government Forecasting and Accountability.

LIS Biennial Report 2021-2022, submitted by the Legislative Information Systems.

COGFA State Employees' Group Insurance Report FY24, submitted by the Commission on Government Forecasting and Accountability.

IDCEO Restore Illinois Collaborative Commission Report, submitted by the Department of Commerce and Economic Opportunity.

IDCEO Energy Assistance Programs Report, submitted by the Department of Commerce and Economic Opportunity.

Illinois Tollway 2023 Submissions - Annual Report, submitted by the Illinois Tollway.

Quarter Percent Sales Tax Annual Report 2022, submitted by the County of Lake.

IDOT Annual Safe Routes to School Construction Program Report, submitted by the Department of Transportation.

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

LEGISLATIVE MEASURES FILED

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 16

[March 21, 2023]

Amendment No. 2 to Senate Bill 40
Amendment No. 2 to Senate Bill 58
Amendment No. 2 to Senate Bill 74
Amendment No. 1 to Senate Bill 94
Amendment No. 1 to Senate Bill 273
Amendment No. 1 to Senate Bill 504
Amendment No. 1 to Senate Bill 684
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Amendment No. 1 to Senate Bill 1476
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Amendment No. 1 to Senate Bill 1674
Amendment No. 1 to Senate Bill 1745
Amendment No. 2 to Senate Bill 1769
Amendment No. 2 to Senate Bill 1772
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Amendment No. 1 to Senate Bill 1857
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Amendment No. 1 to Senate Bill 2034
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Amendment No. 2 to Senate Bill 2059
Amendment No. 3 to Senate Bill 2192
Amendment No. 1 to Senate Bill 2226
Amendment No. 1 to Senate Bill 2227
Amendment No. 1 to Senate Bill 2271
Amendment No. 1 to Senate Bill 2356
Amendment No. 2 to Senate Bill 2406
Amendment No. 2 to Senate Bill 2429

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

Amendment No. 1 to Senate Bill 107
Amendment No. 1 to Senate Bill 201
Amendment No. 2 to Senate Bill 1488

[March 21, 2023]

Amendment No. 1 to Senate Bill 1549
Amendment No. 1 to Senate Bill 1912
Amendment No. 1 to Senate Bill 2031
Amendment No. 3 to Senate Bill 2210
Amendment No. 1 to Senate Bill 2243
Amendment No. 2 to Senate Bill 2260

MESSAGES FROM THE PRESIDENT

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

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

160 N. LASALLE ST., STE. 720
CHICAGO, ILLINOIS 60601
312-814-2075

March 20, 2023

Mr. Tim Anderson
Secretary of the Senate
Room 058 State House
Springfield, IL 62706

Dear Secretary Anderson:

Pursuant to Senate Rule 3-3(a), I hereby establish the **Senate Special Committee on the Chicago Elected Representative School Board** for the 103rd General Assembly. The Committee will be made up of 9 total members: 7 Democratic members and 2 Republican members.

Pursuant to Senate Rule 3-2(b) and 3-3(a), I have appointed **Senator Kimberly A. Lightford** as the Chair of the Special Committee. In addition, I have appointed the following members to this committee to represent the Democratic Caucus, effective immediately:

Senators: Robert Martwick (Vice Chair), Omar Aquino (Vice Chair), Mattie Hunter, Elgie Sims, Ram Villivalam, Celina Villanueva

If you have any questions, please contact Jake Butcher, Chief of Staff.

Sincerely,
s/Don Harmon
Don Harmon
Senate President

cc: Senate Republican Leader John Curran

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

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

160 N. LASALLE ST., STE. 720
CHICAGO, ILLINOIS 60601
312-814-2075

[March 21, 2023]

March 21, 2023

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

Dear Mr. Secretary:

Pursuant to the Senate Rule 2-10, I hereby extend the committee deadline to March 31, 2023 for the following bills:

SB 0188
SB 1391
SB 1627
SB 1863
SB 1869

SB 1933
SB 2164
SB 2246
SB 2337
SB 2340

Sincerely,
s/Don Harmon
Don Harmon
Senate President

cc: Senate Republican Leader John F. Curran

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

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706
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160 N. LASALLE ST., STE. 720
CHICAGO, ILLINOIS 60601
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March 21, 2023

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

Dear Secretary Anderson:

Pursuant to SR 1390 adopted by the Senate of the 102nd General Assembly, I have appointed the following members to serve on the committee to review and approve the final Senate Journals of the 102nd General Assembly:

Senators Dave Koehler and Doris Turner

These appointments are effective immediately. If you have any questions, please contact Jake Butcher, Chief of Staff.

Sincerely,
s/Don Harmon
Don Harmon
Senate President

[March 21, 2023]

cc: Senate Minority Leader John Curran

DH:grr

COMMUNICATION FROM THE MINORITY LEADER

SPRINGFIELD OFFICE:
108 STATE HOUSE
SPRINGFIELD, ILLINOIS 62706
PHONE: 217/782-9407

DISTRICT OFFICE:
1011 STATE ST.
SUITE 205
LEMONT, ILLINOIS 62706
PHONE: 630.914.5733
SENATORCURRAN@GMAIL.COM

ILLINOIS STATE SENATE
JOHN CURRAN
SENATE REPUBLICAN LEADER
41ST SENATE DISTRICT

March 21, 2023

Tim Anderson
Secretary of the Senate
058 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-5 (c), I hereby temporarily appoint **Senator Steve McClure** to replace **Senator Neil Anderson** as a member of the Senate Assignments Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate on Tuesday, March 21, 2023.

Sincerely,
s/John F. Curran
John F. Curran
Illinois Senate Republican Leader
41st District

Cc: Senate President Don Harmon
Assistant Secretary of the Senate Scott Kaiser

SPRINGFIELD OFFICE:
108 STATE HOUSE
SPRINGFIELD, ILLINOIS 62706
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ILLINOIS STATE SENATE
JOHN CURRAN
SENATE REPUBLICAN LEADER
41ST SENATE DISTRICT

March 21, 2023

[March 21, 2023]

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

Dear Mr. Secretary:

Pursuant to Rule 3-5 (c), I hereby temporarily appoint **Senator Don DeWitte** to replace **Senator Dale Fowler** as a member of the Senate Licensed Activities Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Licensed Activities Committee on Wednesday, March 22, 2023.

Sincerely,
s/John F. Curran
John F. Curran
Illinois Senate Republican Leader
41st District

Cc: Senate President Don Harmon
Assistant Secretary of the Senate Scott Kaiser

PRESENTATION OF CELEBRATION OF LIFE RESOLUTIONS

SENATE RESOLUTION NO. 131

Offered by Senator Morrison and all Senators:
Mourns the death of Edmond Zisook.

SENATE RESOLUTION NO. 132

Offered by Senator S. Turner and all Senators:
Mourns the passing of retired Lincoln Police Corporal, former Lincoln Chief of Police, and current Logan County Sheriff's Office Court Security Officer Robert J. "Bob" Rawlins of Lincoln, who died in the line of duty due to a medical emergency while providing security at the Logan County Courthouse.

SENATE RESOLUTION NO. 133

Offered by Senator Koehler and all Senators:
Mourns the death of Owen Lindsey of Centralia, formerly of Peoria.

SENATE RESOLUTION NO. 137

Offered by Senator McClure and all Senators:
Mourns the passing of Alice Joanne (Spring) Roderick of Springfield.

SENATE RESOLUTION NO. 138

Offered by Senator McClure and all Senators:
Mourns the passing of Benjamin Joseph "Ben" Theilen of Springfield.

SENATE RESOLUTION NO. 139

Offered by Senator McClure and all Senators:
Mourns the passing of Frank Peter Albanese of Springfield.

SENATE RESOLUTION NO. 140

Offered by Senator McClure and all Senators:
Mourns the passing of Susan L. Cane of Springfield.

[March 21, 2023]

SENATE RESOLUTION NO. 141

Offered by Senator Murphy and all Senators:
Mourns the death of Betty W. Henneman of Chicago.

SENATE RESOLUTION NO. 143

Offered by Senator Ventura and all Senators:
Mourns the passing of Judith A. "Judy" Martin of Joliet.

PRESENTATION OF RESOLUTIONS

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

SENATE RESOLUTION NO. 130

WHEREAS, On an average day, more than 700 injury crashes involve distracted driving, and the economic toll of all motor vehicle crashes in the U.S. annually exceeds \$400 billion; and

WHEREAS, Talking on a mobile phone, even in hands-free mode, texting, and programming your dashboard infotainment system or GPS device can divert your attention away from driving and result in physical or cognitive distraction; and

WHEREAS, Illinois residents and all Americans deserve to live in communities that promote safe driving behaviors and healthy lifestyles; and

WHEREAS, Preventing distracted driving injuries and deaths requires the cooperation of all levels of government, employers, and the general public; and

WHEREAS, The National Safety Council and the State of Illinois work to promote policies, practices, and procedures leading to increased safety, protection, and health in business and industry, in schools and colleges, on roads and highways, and in homes and communities; and

WHEREAS, In 2023, the National Safety Council will provide the nation with a month-long distracted driving public education campaign; and

WHEREAS, Spring is a time when people begin to log more miles on the road, and it is imperative to focus attention on motor vehicle injury risks and preventions; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare April of 2023 as Distracted Driving Awareness Month in the State of Illinois; and be it further

RESOLVED, That we urge the citizens and businesses of the State of Illinois to observe Distracted Driving Awareness Month by practicing safe driving behaviors and pledging to drive distraction-free.

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

SENATE RESOLUTION NO. 134

WHEREAS, Remanufacturing is a comprehensive and rigorous industrial process by which a previously sold, leased, used, worn, remanufactured, or non-functional product or part is returned to a like-new, same-as-when-new, or better-than-when-new condition, from both a quality and performance perspective, through a controlled, reproducible, and sustainable process; and

[March 21, 2023]

WHEREAS, A 2012 U.S. International Trade Commission (ITC) report found that remanufacturers support at least 180,000 full-time jobs in the U.S.; further, the ITC report states that production of remanufactured goods in the U.S. increased by 15% from 2009 to 2011 and exports totaled \$11.2 billion annually; and

WHEREAS, Remanufacturing has been recognized by leading universities, research institutions, and manufacturers in the United States as good for the environment for its ability to divert end-of-life products from landfills; and

WHEREAS, By encouraging businesses, state agencies, nonprofit organizations, schools, and individuals to celebrate Reman Day 2023, we can further promote remanufacturing as environmentally friendly and economically smart; and

WHEREAS, To focus the nation's attention on the benefits of remanufacturing, businesses, educational institutions, and nonprofit organizations have joined together to celebrate Reman Day and are encouraging their colleagues, friends, families, and communities to learn more about the benefits of remanufactured products; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare April 13, 2023 as Reman Day in the State of Illinois.

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

SENATE RESOLUTION NO. 135

WHEREAS, Breast cancer is among the most commonly diagnosed types of cancer and the second leading cause of cancer death among women in the United States; and

WHEREAS, Approximately 297,790 women will be diagnosed with breast cancer, and more than 43,000 will die with this malignancy in 2023; and

WHEREAS, Triple-Negative Breast Cancer (TNBC) is one of many forms of breast cancer and accounts for approximately 15 to 20% of all diagnosed invasive breast cancer cases in the United States; and

WHEREAS, In 2019, more than 53,700 new breast cancer cases in the United States were diagnosed as TNBC, with higher prevalence among younger women, Black and Hispanic women, women with type 2 diabetes or carrying excess weight in the abdomen area, and those with BRCA1 mutations; and

WHEREAS, Due to its aggressive behavior, TNBC grows quickly, is more likely to have spread at the time it is found, and is more likely to come back after treatment than other types of breast cancer; and

WHEREAS, People diagnosed with metastatic TNBC have a less than 30% chance of surviving past five years; and

WHEREAS, TNBC cells do not contain, or are "negative for", three key receptors that medicines typically target in other types of breast cancer; therefore, limited treatment options that can be used to treat the cancer; and

WHEREAS, Patients with an early diagnosis can often be treated with chemotherapy, radiation, and surgery; however, the limited therapies available, which specifically address the management of TNBC, have made treating this disease a challenge for clinicians; and

WHEREAS, Recent innovation in targeted therapies have fueled advances in the fight against TNBC; and

[March 21, 2023]

WHEREAS, Studies have shown that TNBC disease-specific mortality rates are often higher if patients have Medicaid or Medicare or come from a lower socioeconomic status; compared with non-Hispanic white women, Black women are 48% less likely to receive guideline adherent care and have an approximate two-fold higher mortality incidence, resulting in a disproportionately higher risk of death from TNBC; and

WHEREAS, Advances in breast cancer screening and treatment over the last few decades have reduced the overall breast cancer mortality rate, yet the disproportionate impact of TNBC on racial and ethnic minority communities raises considerations about the underlying determinants driving the disparities; and

WHEREAS, It is necessary to promote TNBC education to raise awareness about disease-related disparities and to tackle inequities within health care delivery, such as inadequate access to screening, diagnostic testing, and care to improve early detection and survival; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare the month of March 2023 as Triple-Negative Breast Cancer Awareness Month in the State of Illinois; and be it further

RESOLVED, That we support legislation to reduce Triple-Negative Breast Cancer (TNBC) disparities in early detection and survival by improving education and awareness through health promotion initiatives targeting underserved communities that are disproportionately impacted, which will help in ensuring equitable access and affordability of breast cancer screening, genetic counseling, and diagnostic testing, promoting cultural sensitivity and workforce diversity policies in health care provider training, and guaranteeing timely patient access to clinically appropriate treatment options identified in the National Comprehensive Cancer Network (NCCN) guidelines; and be it further

RESOLVED, That additional legislative provisions should be examined to safeguard affordable, continuous, and equitable patient access to TNBC-related care, services, and medicines along the entire continuum of care.

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

SENATE RESOLUTION NO. 136

WHEREAS, Respiratory Syncytial Virus disease (RSV) is a highly transmissible, seasonal virus that can have severe and unpredictable outcomes for infants, including hospitalization; and

WHEREAS, Nearly all children will be infected with RSV by age two, and most infants requiring hospitalization were previously healthy and born at term; and

WHEREAS, RSV is the leading cause of hospitalization among infants in the U.S.; and

WHEREAS, RSV is the most common cause of bronchiolitis (inflammation of the small airways in the lung) and pneumonia (infection of the lungs) in children younger than one year of age in the U.S.; and

WHEREAS, The current RSV season has resulted in significant morbidity and increased mortality; and

WHEREAS, In the U.S., RSV infections typically occur during late fall, winter, and early spring, which means urgent preparation is needed; and

WHEREAS, Monoclonal antibodies show promise in preventative protection against RSV; and

[March 21, 2023]

WHEREAS, RSV disproportionately affects infants with Medicaid coverage, Native Americans, and Alaskan Natives; and

WHEREAS, The Vaccines For Children (VFC) program is a federally-funded program that provides vaccines at no cost to children who might not otherwise be vaccinated because of inability to pay; and

WHEREAS, VFC coverage is critical to ensure equity and access for all infants in order to have the greatest impact on disease burden; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Centers for Disease Control and Prevention to include new RSV immunization technologies (including vaccines and monoclonal antibodies), within the federal VFC program if the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention issues administrative recommendations that are subsequently approved by the Director of the Centers for Disease Control and Prevention; and be it further

RESOLVED, That suitable copies of this resolution be delivered to Director of the Centers for Disease Control and Prevention Rochelle Walensky, Administrator of the Centers for Medicare and Medicaid Services (CMS) Chiquita Brooks-LaSure, and Secretary of the Department of Health and Human Services Xavier Becerra.

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

SENATE RESOLUTION NO. 142

WHEREAS, Volumes of crude oil shipments have risen rapidly in the 2010s relative to previous decades; and

WHEREAS, The U.S. Department of Transportation (DOT) remains committed to transporting flammable liquids by all modes of transportation, including the nation's 140,000-mile freight railroad network that is often located near public areas such as neighborhoods and schools, endangering citizens by placing them unknowingly within blast and evacuations zones; and

WHEREAS, The rail transportation of large volumes of crude oil and other petroleum products presents unique safety risks; and

WHEREAS, Incidents such as the derailment in Lac-Megantic, Quebec, Canada, when a unit train carrying crude oil from the Bakken region of North Dakota killed 47 unsuspecting people and decimated most of the village, have resulted in significant and devastating loss of life and destruction of property and the environment; and

WHEREAS, The safe and successful management of any hazardous materials incident is based on effective pre-incident planning, preparedness, training, exercises, and implementation of an incident management system; and

WHEREAS, The Pipeline and Hazardous Materials Safety Administration (PHMSA), in consultation with the Federal Railroad Administration (FRA), issued a final rule to improve oil spill response readiness and mitigate effects of rail accidents and incidents involving petroleum oil and high-hazard flammable trains (HHFTs); and

WHEREAS, The intent of comprehensive oil spill response plans (COSRPs) requirements is to ensure that local emergency responders and emergency response planning officials have access to sufficient information regarding the movement of HHFTs in their jurisdictions to adequately plan and prepare for emergency events; and

[March 21, 2023]

WHEREAS, Government concern regarding the dissemination of "sensitive security information" should not surpass a parent's right to information necessary in allowing them to make decisions related to securing the safety of their child or the school faculty and staff's right to safe working conditions; and

WHEREAS, In order for school personnel to manage a hazardous materials incident safely and successfully, they too must take part in effective pre-incident planning, preparedness, training, exercises, and implementation of an incident management system; and

WHEREAS, Even without derailling, spilling, or exploding, doctors have warned that proximity to oil trains poses a serious health risk with increasing rates in cancer, asthma, and cardiovascular disease through exposure to particulate matter released as emissions from trains; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge local emergency response planning officials to partner with school districts in their region in order to disseminate information pertaining to safety threats related to the storage and transport of hazardous substances, including petroleum oil and HHFTs, to the parents of attending students, faculty and staff, and schools at risk of being negatively impacted by storage facilities and/or the transport of such hazardous materials; and be it further

RESOLVED, That we urge local emergency response planning officials to include school districts in their region in the development and implementation of oil spill response plans specific to incidents involving the storage and transport of hazardous materials, including petroleum oil and HHFTs; and be it further

RESOLVED, That suitable copies of this resolution be delivered to all emergency response planning committees throughout the State.

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

SENATE JOINT RESOLUTION NO. 29

WHEREAS, On the morning of July 12, 2022, Conner Rowcliff and Keegan Virden were involved in a car accident in the city of Assumption while on their way to weight-lifting for Central A&M; and

WHEREAS, Both Conner Rowcliff and Keegan Virden lost their lives in the accident; and

WHEREAS, Conner Rowcliff was a 16 year-old junior at Central A&M, where he participated in football, basketball, and track for the school; he was a summer worker for Assumption during 2022 and enjoyed riding four wheelers, going to the beach, and spending time with family and friends; and

WHEREAS, Conner Rowcliff was a great, all-American kid who was known as a hard worker and loved his community as much as he loved his friends and family; and

WHEREAS, Keegan Virden was a 15 year-old sophomore at Central A&M, where he played football and was a member of the Shelby County 4H (Silver Spurs Club); he enjoyed basketball, hunting, fishing, and spending time with his friends; he was a member of Mt. Pleasant Church of God; and

WHEREAS, Keegan Virden was an organ donor, and his organs were able to help 10 people after he passed away; and

WHEREAS, Conner Rowcliff and Keegan Virden will be deeply missed by the Assumption community; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we

[March 21, 2023]

designate U.S. Route 51 starting at N2600 East Road in Assumption north to the Shelby–Macon County Line as the "Conner-Keegan Memorial Highway"; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name "Conner-Keegan Memorial Highway"; and be it further

RESOLVED, That suitable copies of this resolution be presented to the families of Conner Rowcliff and Keegan Virden, Assumption Mayor Derek Page, and the Secretary of the Illinois Department of Transportation.

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

SENATE JOINT RESOLUTION NO. 30

WHEREAS, 211 Illinois is a free, anonymous, and confidential Illinois-based human services, emergency preparedness, and response helpline that is available on a 24-hour basis and provides live assistance referrals for basic needs, such as food, clothing, shelter, counseling, income supports, employment, healthcare, and services for specialized populations, including the elderly and persons with disabilities; and

WHEREAS, 211 Illinois exists to connect individuals and families experiencing poverty and/or economic hardship to supportive resources for basic needs and to increase access to early intervention and services that demonstrably reduce child maltreatment and child welfare involvement; and

WHEREAS, Individuals who have children and who experience poverty and multiple types of economic and material hardships are three times more likely to be investigated for neglect, four times more likely to be involved in a child protection investigation, and seven times more likely to be investigated for physical abuse; and

WHEREAS, Between FY2021 and FY2022, the 211 Illinois hotline received 98,046 calls and texts and connected over 50,000 individuals and families with housing and shelter support and heating and electric utility assistance services; and

WHEREAS, Through 2022, 64% of Illinois residents lacked access to 211 Illinois services in their area; and

WHEREAS, 211 Illinois is a collaborative effort of multiple United Ways, state departments, including the Department of Human Services and the Department of Public Health, and existing 211 Illinois Contact Centers to provide a powerful, successful example of the public, not-for-profit, and private sectors working together to improve the quality of life for the individuals and families of Illinois; and

WHEREAS, When available, 211 Illinois data can be used to identify gaps in the availability of service providers and resources and to illuminate inequitable access to these services; and

WHEREAS, The 211 Illinois online dashboard, currently under development, will provide transparent and readily accessible disaggregated data on statewide service utilization and service provider gaps; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we recognize that there is a dire need for statewide expansion of 211 Illinois services to prevent Illinois individuals and families who are experiencing poverty and/or financial hardship from requiring child welfare system involvement; and be it further

[March 21, 2023]

RESOLVED, That we recognize the importance of supportive funding for services that promote child and family well-being and prevent children from entering the child welfare system; and be it further

RESOLVED, That we urge state agencies serving children and families to utilize data generated by the 211 Illinois online dashboard to identify gaps in services and to develop resources and services to fill the identified gaps; and be it further

RESOLVED, That we recognize that state funding is necessary to adequately support the expansion and maintenance of 211 Illinois statewide and the community-based organizations that ultimately provide the supportive services to the individuals, families, and children of Illinois; and be it further

RESOLVED, That we urge support for prioritizing funding efforts dedicated to preventing the need for child welfare related services in counties that have been identified as experiencing gaps in offered services based on data collected from 211 Illinois.

Senator Fowler offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

**SENATE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT NO. 9**

SC0009

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 22.1 to Article I of the Illinois Constitution as follows:

ARTICLE I
BILL OF RIGHTS

(ILCON Art. I, Sec. 22.1 new)

SECTION 22.1. RIGHT TO HUNT, FISH, AND HARVEST WILDLIFE

(a) The people have a right, which includes the right to use traditional methods, to hunt, fish, and harvest wildlife, subject only to the laws enacted to:

(1) promote wildlife conservation and management; and

(2) preserve the future of hunting and fishing.

(c) Hunting and fishing shall be a preferred means of managing and controlling wildlife.

(d) This Section shall not be construed to limit the application of any provision of law relating to trespass or property rights.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

INTRODUCTION OF BILLS

SENATE BILL NO. 2546. Introduced by Senator Villa, a bill for AN ACT concerning appropriations.

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

SENATE BILL NO. 2547. Introduced by Senator Sims, a bill for AN ACT concerning appropriations.

[March 21, 2023]

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

SENATE BILL NO. 2548. Introduced by Senator Cervantes, a bill for AN ACT concerning appropriations.

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

SENATE BILL NO. 2549. Introduced by Senator Pacione-Zayas, a bill for AN ACT concerning appropriations.

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

SENATE BILL NO. 2550. Introduced by Senator Villanueva, a bill for AN ACT concerning health.

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

SENATE BILL NO. 2551. Introduced by Senator Sims, a bill for AN ACT concerning appropriations.

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

APPOINTMENT MESSAGES

Appointment Message No. 1030101

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Secretary

Agency or Other Body: Illinois Department of Innovation and Technology

Start Date: March 10, 2023

End Date: January 20, 2025

Name: Brandon Ragle

Residence: 209 Buffett Dr., Springfield, IL 62711

Annual Compensation: \$200,000 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Doris Turner

Most Recent Holder of Office: Jennifer Ricker

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030102

[March 21, 2023]

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Human Rights Commission

Start Date: March 13, 2023

End Date: January 16, 2027

Name: Barbara Rosa Jocelyn Barreno-Paschall

Residence: 5526 S. Blackstone Ave., Apt. 1, Chicago, IL 60637

Annual Compensation: \$127,894 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Robert Peters

Most Recent Holder of Office: Barbara Rosa Jocelyn Barreno-Paschall

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030103

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Illinois Commerce Commission

Start Date: April 3, 2023

End Date: January 17, 2028

Name: Stacey Paradis

Residence: 3629 N. Marshfield Ave., Chicago, IL 60613

Annual Compensation: \$125,790 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Sara Feigenholtz

Most Recent Holder of Office: Maria Bocanegra

[March 21, 2023]

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030104

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Illinois Commerce Commission

Start Date: March 13, 2023

End Date: January 17, 2028

Name: Conrad Reddick

Residence: 1015 Crest St., Wheaton, IL 60189

Annual Compensation: \$125,790 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Seth Lewis

Most Recent Holder of Office: D. Ethan Kimbrel

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030105

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Assistant Director

Agency or Other Body: Illinois Department of Labor

Start Date: March 13, 2023

End Date: January 20, 2025

Name: Jason G. Hogendorn-Keller

Residence: 1909 Old Ivy Dr., Springfield, IL 62711

Annual Compensation: \$156,600 per annum

Per diem: Not Applicable

[March 21, 2023]

Nominee's Senator: Senator Doris Turner

Most Recent Holder of Office: Jason G. Hogendorn-Keller

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030106

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Secretary

Agency or Other Body: Illinois Department of Transportation

Start Date: March 13, 2023

End Date: January 20, 2025

Name: Omer M. Osman

Residence: 5001 W. Ancient Oak Dr., Peoria, IL 61615

Annual Compensation: \$200,000 per annum

Per diem: Not Applicable

Nominee's Senator: Senator David Koehler

Most Recent Holder of Office: Omer M. Osman

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030107

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Illinois Gaming Board

Start Date: March 13, 2023

End Date: July 1, 2024

Name: James Patrick Kolar

Residence: 505 N. Lake Shore Dr., Apt. 5611, Chicago, IL 60611

[March 21, 2023]

Annual Compensation: Expenses

Per diem: \$300

Nominee's Senator: Senator Robert Peters

Most Recent Holder of Office: Steve Dolins

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030108

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Prisoner Review Board

Start Date: March 13, 2023

End Date: January 15, 2029

Name: Donald Shelton

Residence: 2061 Stonehenge Rd., Springfield, IL 62702

Annual Compensation: \$92,305 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Doris Turner

Most Recent Holder of Office: Donald Shelton

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030109

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Prisoner Review Board

Start Date: March 13, 2023

End Date: January 15, 2029

Name: Kenneth Tupy

Residence: 2032 Stockton Dr., Springfield, IL 62703

Annual Compensation: \$92,305

Per diem: Not Applicable

Nominee's Senator: Senator Doris Turner

Most Recent Holder of Office: Kenneth Tupy

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030110

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: State Mining Board

Start Date: March 13, 2023

End Date: January 20, 2025

Name: Raymond Hood

Residence: 12747 White Oak Ln., Coulterville, IL 62237

Annual Compensation: \$16,821 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Terri Bryant

Most Recent Holder of Office: Raymond Hood

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030111

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: State Mining Board

[March 21, 2023]

Start Date: March 13, 2023

End Date: January 20, 2025

Name: N. Michael Huff

Residence: 1152 Bob Martin Dr., Carmi, IL 62821

Annual Compensation: \$16,821 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Terri Bryant

Most Recent Holder of Office: N. Michael Huff

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030112

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: State Police Merit Board

Start Date: March 13, 2023

End Date: March 19, 2023

Name: William David Stiehl

Residence: 2600 Pro Tour Dr., Belleville, IL 62220

Annual Compensation: Not Applicable

Per diem: \$254 per diem, not to exceed \$25,400 per annum

Nominee's Senator: Senator Christopher Belt

Most Recent Holder of Office: Nancy Maldonado

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030113

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

[March 21, 2023]

Title of Office: Member

Agency or Other Body: State Police Merit Board

Start Date: March 19, 2023

End Date: March 19, 2027

Name: William David Stiehl

Residence: 2600 Pro Tour Dr., Belleville, IL 62220

Annual Compensation: Not Applicable

Per diem: \$254 per diem, not to exceed \$25,400 per annum

Nominee's Senator: Senator Christopher Belt

Most Recent Holder of Office: William David Stiehl

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030114

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Arbitrator

Agency or Other Body: Workers' Compensation Commission

Start Date: March 20, 2023

End Date: July 1, 2025

Name: Francis Martin Brady

Residence: 340 E. Woodland Rd., Lake Bluff, IL 60044

Annual Compensation: \$148,440 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Julie A. Morrison

Most Recent Holder of Office: Carolyn Doherty

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030115

To the Honorable Members of the Senate, One Hundred Third General Assembly:

[March 21, 2023]

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

Title of Office: Commissioner

Agency or Other Body: Workers' Compensation Commission

Start Date: March 13, 2023

End Date: January 18, 2027

Name: Michael Joseph Brennan

Residence: 10421 Palos West Dr., Palos Park, IL 60464

Annual Compensation: \$156,253 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Bill Cunningham

Most Recent Holder of Office: Michael Joseph Brennan

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030116

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Commissioner

Agency or Other Body: Workers' Compensation Commission

Start Date: March 13, 2023

End Date: January 18, 2027

Name: Kathryn A. Doerries

Residence: 505 W. Harrison Ave., Wheaton, IL 60187

Annual Compensation: \$156,253 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Seth Lewis

Most Recent Holder of Office: Kathryn A. Doerries

[March 21, 2023]

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030117

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Commissioner

Agency or Other Body: Workers' Compensation Commission

Start Date: March 13, 2023

End Date: January 18, 2027

Name: Marc Parker

Residence: 116 Timberwood Ln., Collinsville, IL 62234

Annual Compensation: \$156,253 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Erica Harriss

Most Recent Holder of Office: Marc Parker

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030118

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Commissioner

Agency or Other Body: Workers' Compensation Commission

Start Date: March 13, 2023

End Date: January 18, 2027

Name: Maria Elena Portela

Residence: 1440 N. Lake Shore Dr., Apt. 14C, Chicago, IL 60610

Annual Compensation: \$156,253 per annum

Per diem: Not Applicable

[March 21, 2023]

Nominee's Senator: Senator Sara Feigenholtz

Most Recent Holder of Office: Maria Elena Portela

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030119

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Abraham Lincoln Presidential Library and Museum Board of Trustees

Start Date: March 13, 2023

End Date: October 7, 2028

Name: Jessica C. Harris

Residence: 10955 Chase Park Ln., Apt. A, Creve Coeur, MO 63141

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Senator Don Harmon

Most Recent Holder of Office: Jessica C. Harris

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030120

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member

Agency or Other Body: Illinois Criminal Justice Information Authority

Start Date: March 13, 2023

End Date: January 16, 2027

Name: Eric Frederick Rinehart

Residence: 1007 Auburn Ave., Highland Park, IL 60035

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Julie A. Morrison

Most Recent Holder of Office: James Rowe

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030121

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Member and Chair

Agency or Other Body: Illinois State Board of Education

Start Date: March 13, 2023

End Date: January 13, 2027

Name: Steven Isoye

Residence: 3430 N. Elaine Pl., Apt. 9, Chicago, IL 60657

Annual Compensation: Expenses, plus \$50 per day of meeting

Per diem: Not Applicable

Nominee's Senator: Senator Sara Feigenholtz

Most Recent Holder of Office: Steven Isoye

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030122

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Public Administrator and Public Guardian

Agency or Other Body: Mason County

Start Date: March 13, 2023

End Date: December 4, 2025

[March 21, 2023]

Name: Debbie A. Harper

Residence: 551 Whispering Oaks Dr., Groveland, IL 61535

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Sally J. Turner

Most Recent Holder of Office: Thomas Brewer

Superseded Appointment Message: Not Applicable

Appointment Message No. 1030123

To the Honorable Members of the Senate, One Hundred Third General Assembly:

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

Title of Office: Public Administrator and Public Guardian

Agency or Other Body: Tazewell County

Start Date: March 13, 2023

End Date: December 4, 2025

Name: Debbie A. Harper

Residence: 551 Whispering Oaks Dr., Groveland, IL 61535

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Sally J. Turner

Most Recent Holder of Office: Thomas Brewer

Superseded Appointment Message: Not Applicable

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

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Hollman, 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. 42

A bill for AN ACT concerning transportation.

[March 21, 2023]

HOUSE BILL NO. 47
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 995
A bill for AN ACT concerning education.
HOUSE BILL NO. 1016
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 1032
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 1111
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 1121
A bill for AN ACT concerning health.
HOUSE BILL NO. 1155
A bill for AN ACT concerning civil law.
HOUSE BILL NO. 1199
A bill for AN ACT concerning government.
HOUSE BILL NO. 1209
A bill for AN ACT concerning transportation.
Passed the House, March 15, 2023.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bills Numbered 42, 47, 995, 1016, 1032, 1111, 1121, 1155, 1199 and 1209** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Hollman, 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. 1117
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 1220
A bill for AN ACT concerning local government.
HOUSE BILL NO. 1258
A bill for AN ACT concerning employment.
HOUSE BILL NO. 1342
A bill for AN ACT concerning local government.
HOUSE BILL NO. 1358
A bill for AN ACT concerning State government.
HOUSE BILL NO. 1371
A bill for AN ACT concerning education.
HOUSE BILL NO. 1384
A bill for AN ACT concerning regulation.
HOUSE BILL NO. 1397
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 1440
A bill for AN ACT concerning safety.
Passed the House, March 15, 2023.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bills Numbered 1117, 1220, 1258, 1342, 1358, 1371, 1384, 1397 and 1440** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Hollman, 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:

[March 21, 2023]

HOUSE BILL NO. 1105
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 1131
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 1533
 A bill for AN ACT concerning animals.
 HOUSE BILL NO. 1558
 A bill for AN ACT concerning State government.
 HOUSE BILL NO. 1591
 A bill for AN ACT concerning civil law.
 HOUSE BILL NO. 1625
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 1629
 A bill for AN ACT concerning wildlife.
 HOUSE BILL NO. 2033
 A bill for AN ACT concerning finance.
 HOUSE BILL NO. 2041
 A bill for AN ACT concerning education.
 HOUSE BILL NO. 2067
 A bill for AN ACT concerning criminal law.
 Passed the House, March 16, 2023.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bills Numbered 1105, 1131, 1533, 1558, 1591, 1625, 1629, 2033, 2041 and 2067** were taken up, ordered printed and placed on first reading.

A message from the House by
 Mr. Hollman, 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. 2079
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 2088
 A bill for AN ACT concerning regulation.
 HOUSE BILL NO. 2089
 A bill for AN ACT concerning regulation.
 HOUSE BILL NO. 2091
 A bill for AN ACT concerning State Government.
 HOUSE BILL NO. 2100
 A bill for AN ACT concerning criminal law.
 HOUSE BILL NO. 2156
 A bill for AN ACT concerning education.
 HOUSE BILL NO. 2160
 A bill for AN ACT concerning education.
 HOUSE BILL NO. 2174
 A bill for AN ACT concerning civil law.
 HOUSE BILL NO. 2192
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 2223
 A bill for AN ACT concerning courts.
 Passed the House, March 16, 2023.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bills Numbered 2079, 2088, 2089, 2091, 2100, 2156, 2160, 2174, 2192 and 2223** were taken up, ordered printed and placed on first reading.

[March 21, 2023]

A message from the House by

Mr. Hollman, Clerk:

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

HOUSE BILL NO. 2231

A bill for AN ACT concerning transportation.

Passed the House, March 16, 2023.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bill No. 2231** was taken up, ordered printed and placed on first reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 42, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 47, sponsored by Senator N. Harris, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 995, sponsored by Senator Faraci, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1016, sponsored by Senator Sims, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1105, sponsored by Senator Belt, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1117, sponsored by Senator Loughran Cappel, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1121, sponsored by Senator Faraci, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1131, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1155, sponsored by Senator Gillespie, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1199, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1209, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1220, sponsored by Senator Joyce, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1258, sponsored by Senator Peters, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1342, sponsored by Senator Villivalam, was taken up, read by title a first time and referred to the Committee on Assignments.

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House Bill No. 1358, sponsored by Senator Sims, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1371, sponsored by Senator Villivalam, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1384, sponsored by Senator Loughran Cappel, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1397, sponsored by Senator Villanueva, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1440, sponsored by Senator Villa, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1533, sponsored by Senator Feigenholtz, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1558, sponsored by Senator Belt, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1591, sponsored by Senator Simmons, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1625, sponsored by Senator Anderson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 1629, sponsored by Senator Rezin, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2033, sponsored by Senator Chesney, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2041, sponsored by Senator Villanueva, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2067, sponsored by Senator Halpin, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2079, sponsored by Senator Glowiak Hilton, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2088, sponsored by Senator N. Harris, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2091, sponsored by Senator Villivalam, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2100, sponsored by Senator Loughran Cappel, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2156, sponsored by Senator Syverson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2160, sponsored by Senator Fine, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2174, sponsored by Senator Cunningham, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2192, sponsored by Senator Ellman, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2223, sponsored by Senator Peters, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2231, sponsored by Senator Martwick, was taken up, read by title a first time and referred to the Committee on Assignments.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Cunningham, **Senate Bill No. 325** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cervantes, **Senate Bill No. 1515** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 1515

AMENDMENT NO. 1. Amend Senate Bill 1515 by replacing everything after the enacting clause with the following:

"Section 5. The Right to Privacy in the Workplace Act is amended by changing Section 12 and adding Section 13 as follows:

(820 ILCS 55/12)

Sec. 12. Use of Employment Eligibility Verification Systems.

(a) Prior to ~~enrolling~~ ~~choosing to voluntarily enroll~~ in any Electronic Employment Verification System, including the E-Verify program and the Basic Pilot program, as authorized by 8 U.S.C. 1324a, Notes, Pilot Programs for Employment Eligibility Confirmation (enacted by P.L. 104-208, div. C, title IV, subtitle A), employers are urged to consult the Illinois Department of Labor's website for current information on the accuracy of E-Verify and to review and understand an employer's legal responsibilities relating to the use of the ~~voluntary~~ E-Verify program.

(a-1) The Illinois Department of Labor (IDOL) shall post on its website information or links to information from the United States Government Accountability Office, Westat, or a similar reliable source independent of the Department of Homeland Security regarding: (1) the accuracy of the E-Verify databases; (2) the approximate financial burden and expenditure of time that use of E-Verify requires from employers; and (3) an overview of an employer's responsibilities under federal and state law relating to the use of E-Verify.

(b) Upon initial enrollment in an Employment Eligibility Verification System or within 30 days after the effective date of this amendatory Act of the 96th General Assembly, an employer enrolled in E-Verify or any other Employment Eligibility Verification System must attest, under penalty of perjury, on a form prescribed by the IDOL available on the IDOL website:

(1) that the employer has received the Basic Pilot or E-Verify training materials from the Department of Homeland Security (DHS), and that all employees who will administer the program have completed the Basic Pilot or E-Verify Computer Based Tutorial (CBT); and

(2) that the employer has posted the notice from DHS indicating that the employer is enrolled in the Basic Pilot or E-Verify program and the anti-discrimination notice issued by the Office of Special Counsel for Immigration-Related Unfair Employment Practices (OSC), Civil Rights Division, U.S.

Department of Justice in a prominent place that is clearly visible to both prospective and current employees. The employer must maintain the signed original of the attestation form prescribed by the IDOL, as well as all CBT certificates of completion and make them available for inspection or copying by the IDOL at any reasonable time.

(c) It is a violation of this Act for an employer enrolled in an Employment Eligibility Verification System, including the E-Verify program and the Basic Pilot program:

(1) to fail to display the notices supplied by DHS and OSC in a prominent place that is clearly visible to both prospective and current employees;

(2) to allow any employee to use an Employment Eligibility Verification System prior to having completed CBT;

(3) to fail to take reasonable steps to prevent an employee from circumventing the requirement to complete the CBT by assuming another employee's E-Verify or Basic Pilot user identification or password;

(4) to use the Employment Eligibility Verification System to verify the employment eligibility of job applicants prior to hiring or to otherwise use the Employment Eligibility Verification System to screen individuals prior to hiring and prior to the completion of a Form I-9;

(5) to terminate an employee or take any other adverse employment action against an individual prior to receiving a final nonconfirmation notice from the Social Security Administration or the Department of Homeland Security;

(6) to fail to notify an individual, in writing, of the employer's receipt of a tentative nonconfirmation notice, of the individual's right to contest the tentative nonconfirmation notice, and of the contact information for the relevant government agency or agencies that the individual must contact to resolve the tentative nonconfirmation notice;

(7) to fail to safeguard the information contained in the Employment Eligibility Verification System, and the means of access to the system (such as passwords and other privacy protections). An employer shall ensure that the System is not used for any purpose other than employment verification of newly hired employees and shall ensure that the information contained in the System and the means of access to the System are not disseminated to any person other than employees who need such information and access to perform the employer's employment verification responsibilities.

(c-1) Any claim that an employer refused to hire, segregated, or acted with respect to recruitment, hiring, promotion, renewal or employment, selection for training or apprenticeship, discharge, discipline, tenure or terms, privileges, or conditions of employment without following the procedures of the Employment Eligibility Verification System, including the Basic Pilot and E-Verify programs, may be brought under paragraph (G)(2) of Section 2-102 of the Illinois Human Rights Act.

(c-2) It is a violation of this Section for an individual to falsely pose as an employer in order to enroll in an Employment Eligibility Verification System or for an employer to use an Employment Eligibility Verification System to access information regarding an individual who is not an employee of the employer.

(d) Preemption. Neither the State nor any of its political subdivisions, nor any unit of local government, including a home rule unit, may require any employer to use an Employment Eligibility Verification System, including under the following circumstances:

(1) as a condition of receiving a government contract;

(2) as a condition of receiving a business license; or

(3) as penalty for violating licensing or other similar laws.

This subsection (d) is a denial and limitation of home rule powers and functions under subsection (h) of Section 6 of Article VII of the Illinois Constitution.

(Source: P.A. 95-138, eff. 1-1-08; 96-623, eff. 1-1-10; 96-1000, eff. 7-2-10.)

(820 ILCS 55/13 new)

Sec. 13. Restrictions on the use of Employment Eligibility Verification Systems.

(a) If an employer receives notification from the Social Security Administration of a discrepancy between an employee's name or social security number and the Social Security Administration's records, and the employer takes any adverse action against the employee, an employer must:

(1) provide the employee with:

(A) the specific document or documents that are deemed to be deficient and the reason why the document or documents are deemed to be deficient;

(B) instructions on how the employee can correct the deficient documents;

(C) an explanation of the employee's right to have representation present during the verification or re-verification process; and

(D) an explanation of any other rights that the employee may have in connection with the verification or re-verification process; and

(2) grant the employee no less than 30 days of unpaid leave to correct any verification discrepancy. If the unpaid leave period has expired and the employee can reasonably demonstrate an ability to remedy the discrepancy, the employer and employee may agree to extend the leave period for an additional 30 days. Only if no agreement is reached or the additional 30 day period has expired, can the employer terminate the employee's employment.

(b) When an employer receives notification from any federal or State agency, including, but limited to, the Social Security Administration or Internal Revenue Service, of a discrepancy, the following rights and protections are granted to the employee:

(1) to choose which work authorization documents to present to the employer during the verification or re-verification process; and

(2) to choose to be represented by counsel or represent his or herself in any meetings, discussions, or proceedings with the employer.

(c) If an employer receives notification from any federal or State agency, including, but not limited to, the Social Security Administration or the Internal Revenue Service, of a discrepancy and the discrepancy has been remedied, the employer must:

(1) return the employee to his or her former position, without loss of seniority, compensation rate or salary, or benefits; and

(2) not consider the discrepancy in future promotion decisions or continued employment considerations."

Committee Amendment No. 2 was held in the Committee on Assignments.

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 Ellman, **Senate Bill No. 1526** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Martwick, **Senate Bill No. 1629** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Martwick, **Senate Bill No. 1630** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Preston, **Senate Bill No. 1707** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Belt, **Senate Bill No. 1754** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Senate Special Committee on Criminal Law and Public Safety, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 1754

AMENDMENT NO. 1. Amend Senate Bill 1754 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Administrative Procedure Act is amended by adding Section 5-45.35 as follows:

(5 ILCS 100/5-45.35 new)

Sec. 5-45.35. Emergency rulemaking; Illinois Law Enforcement Training Standards Board. To provide for the expeditious and timely implementation of the changes made in Section 8.1 of the Illinois Police Training Act, emergency rules implementing the waiver process under Section 8.1 of the Illinois Police Training Act may be adopted in accordance with Section 5-45 by the Illinois Law Enforcement

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Training Standards Board. The adoption of emergency rules authorized by Section 5-45 and this Section is deemed to be necessary for the public interest, safety, and welfare.

This Section is repealed one year after the effective date of this amendatory Act of the 103rd General Assembly.

Section 10. The Illinois Police Training Act is amended by changing Section 8.1 as follows:

(50 ILCS 705/8.1) (from Ch. 85, par. 508.1)

Sec. 8.1. Full-time law enforcement and county corrections officers.

(a) No person shall receive a permanent appointment as a law enforcement officer or a permanent appointment as a county corrections officer unless that person has been awarded, within 6 months of the officer's initial full-time employment, a certificate attesting to the officer's successful completion of the Minimum Standards Basic Law Enforcement or County Correctional Training Course as prescribed by the Board; or has been awarded a certificate attesting to the officer's satisfactory completion of a training program of similar content and number of hours and which course has been found acceptable by the Board under the provisions of this Act; or a training waiver by reason of extensive prior law enforcement or county corrections experience obtained by employment with any law enforcement agency in any state and, therefore, the basic training requirement is determined by the Board to be illogical and unreasonable. Within 60 days after the effective date of this amendatory Act of the 103rd General Assembly, the Board shall adopt uniform rules providing for a waiver process for a person previously employed and qualified as a law enforcement or county corrections officer under federal law or the laws of any other state. The rules shall provide that any person previously employed or qualified as a law enforcement or county corrections officer under federal law or the laws of any other state shall successfully complete the following prior to the approval of a waiver:

(1) a training program approved by the Board on the laws of this State relevant to the duties of law enforcement and county correctional officers; and

(2) firearms training.

If such training is required and not completed within the applicable 6 months, then the officer must forfeit the officer's position, or the employing agency must obtain a waiver from the Board extending the period for compliance. Such waiver shall be issued only for good and justifiable reasons, and in no case shall extend more than 90 days beyond the initial 6 months. Any hiring agency that fails to train a law enforcement officer within this period shall be prohibited from employing this individual in a law enforcement capacity for one year from the date training was to be completed. If an agency again fails to train the individual a second time, the agency shall be permanently barred from employing this individual in a law enforcement capacity.

An individual who is not certified by the Board or whose certified status is inactive shall not function as a law enforcement officer, be assigned the duties of a law enforcement officer by an employing agency, or be authorized to carry firearms under the authority of the employer, except as otherwise authorized to carry a firearm under State or federal law. Sheriffs who are elected as of January 1, 2022 (the effective date of Public Act 101-652) this amendatory Act of the 101st General Assembly, are exempt from the requirement of certified status. Failure to be certified in accordance with this Act shall cause the officer to forfeit the officer's position.

An employing agency may not grant a person status as a law enforcement officer unless the person has been granted an active law enforcement officer certification by the Board.

(b) Inactive status. A person who has an inactive law enforcement officer certification has no law enforcement authority.

(1) A law enforcement officer's certification becomes inactive upon termination, resignation, retirement, or separation from the officer's employing law enforcement agency for any reason. The Board shall re-activate a certification upon written application from the law enforcement officer's law enforcement agency that shows the law enforcement officer: (i) has accepted a full-time law enforcement position with that law enforcement agency, (ii) is not the subject of a decertification proceeding, and (iii) meets all other criteria for re-activation required by the Board. The Board may also establish special training requirements to be completed as a condition for re-activation.

The Board shall review a notice for reactivation from a law enforcement agency and provide a response within 30 days. The Board may extend this review. A law enforcement officer shall be allowed to be employed as a full-time law enforcement officer while the law enforcement officer reactivation waiver is under review.

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A law enforcement officer who is refused reactivation or an employing agency of a law enforcement officer who is refused reactivation under this Section may request a hearing in accordance with the hearing procedures as outlined in subsection (h) of Section 6.3 of this Act.

The Board may refuse to re-activate the certification of a law enforcement officer who was involuntarily terminated for good cause by an employing agency for conduct subject to decertification under this Act or resigned or retired after receiving notice of a law enforcement agency's investigation.

(2) A law enforcement agency may place an officer who is currently certified on inactive status by sending a written request to the Board. A law enforcement officer whose certificate has been placed on inactive status shall not function as a law enforcement officer until the officer has completed any requirements for reactivating the certificate as required by the Board. A request for inactive status in this subsection shall be in writing, accompanied by verifying documentation, and shall be submitted to the Board with a copy to the chief administrator of the law enforcement officer's current or new employing agency.

(3) Certification that has become inactive under paragraph (2) of this subsection (b); shall be reactivated by written notice from the law enforcement officer's agency upon a showing that the law enforcement officer is: (i) is employed in a full-time law enforcement position with the same law enforcement agency; (ii) is not the subject of a decertification proceeding, and (iii) meets all other criteria for re-activation required by the Board.

(4) Notwithstanding paragraph (3) of this subsection (b), a law enforcement officer whose certification has become inactive under paragraph (2) may have the officer's employing agency submit a request for a waiver of training requirements to the Board in writing and accompanied by any verifying documentation. A grant of a waiver is within the discretion of the Board. Within 7 days of receiving a request for a waiver under this ~~Section~~ section, the Board shall notify the law enforcement officer and the chief administrator of the law enforcement officer's employing agency, whether the request has been granted, denied, or if the Board will take additional time for information. A law enforcement agency; whose request for a waiver under this subsection is denied; is entitled to request a review of the denial by the Board. The law enforcement agency must request a review within 20 days of the waiver being denied. The burden of proof shall be on the law enforcement agency to show why the law enforcement officer is entitled to a waiver of the legislatively required training and eligibility requirements.

(c) No provision of this Section shall be construed to mean that a county corrections officer employed by a governmental agency at the time of the effective date of this amendatory Act, either as a probationary county corrections officer or as a permanent county corrections officer, shall require certification under the provisions of this Section. No provision of this Section shall be construed to apply to certification of elected county sheriffs.

(d) Within 14 days, a law enforcement officer shall report to the Board: (1) any name change; (2) any change in employment; or (3) the filing of any criminal indictment or charges against the officer alleging that the officer committed any offense as enumerated in Section 6.1 of this Act.

(e) All law enforcement officers must report the completion of the training requirements required in this Act in compliance with Section 8.4 of this Act.

(e-1) Each employing law enforcement agency shall allow and provide an opportunity for a law enforcement officer to complete the mandated requirements in this Act. All mandated training shall ~~will~~ be provided ~~for~~ at no cost to the employees. Employees shall be paid for all time spent attending mandated training.

(e-2) Each agency, academy, or training provider shall maintain proof of a law enforcement officer's completion of legislatively required training in a format designated by the Board. The report of training shall be submitted to the Board within 30 days following completion of the training. A copy of the report shall be submitted to the law enforcement officer. Upon receipt of a properly completed report of training, the Board will make the appropriate entry into the training records of the law enforcement officer.

(f) This Section does not apply to part-time law enforcement officers or probationary part-time law enforcement officers.

(g) Notwithstanding any provision of law to the contrary, the changes made to this Section by ~~this amendatory Act of the 102nd General Assembly, Public Act 101-652, and Public Act 102-28, and Public Act 102-694~~ take effect July 1, 2022.

(Source: P.A. 101-187, eff. 1-1-20; 101-652, eff. 1-1-22; 102-28, eff. 6-25-21; 102-694, eff. 1-7-22; revised 2-3-22.)".

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 Pacione-Zayas, **Senate Bill No. 1794** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Ellman, **Senate Bill No. 1934** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fine, **Senate Bill No. 1956** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Gillespie, **Senate Bill No. 1963** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Wilcox, **Senate Bill No. 2005** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Pacione-Zayas, **Senate Bill No. 2037** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Stoller, **Senate Bill No. 2047** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lewis, **Senate Bill No. 2073** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Senate Special Committee on Criminal Law and Public Safety, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2073

AMENDMENT NO. 1. Amend Senate Bill 2073 by replacing everything after the enacting clause with the following:

"Section 5. The Unified Code of Corrections is amended by changing Sections 3-3-3, 3-3-4, and 5-4.5-115 as follows:

(730 ILCS 5/3-3-3) (from Ch. 38, par. 1003-3-3)

Sec. 3-3-3. Eligibility for parole or release.

(a) Except for those offenders who accept the fixed release date established by the Prisoner Review Board under Section 3-3-2.1, every person serving a term of imprisonment under the law in effect prior to the effective date of this amendatory Act of 1977 shall be eligible for parole when he or she has served:

(1) the minimum term of an indeterminate sentence less time credit for good behavior, or 20 years less time credit for good behavior, whichever is less; or

(2) 20 years of a life sentence less time credit for good behavior; or

(3) 20 years or one-third of a determinate sentence, whichever is less, less time credit for good behavior.

(b) No person sentenced under this amendatory Act of 1977 or who accepts a release date under Section 3-3-2.1 shall be eligible for parole.

(c) Except for those sentenced to a term of natural life imprisonment, every person sentenced to imprisonment under this amendatory Act of 1977 or given a release date under Section 3-3-2.1 of this Act shall serve the full term of a determinate sentence less time credit for good behavior and shall then be released under the mandatory supervised release provisions of paragraph (d) of Section 5-8-1 of this Code.

(d) Except as provided in Section 5-4.5-115, no ~~no~~ person serving a term of natural life imprisonment may be paroled or released except through executive clemency.

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(e) Every person committed to the Department of Juvenile Justice under the Juvenile Court Act of 1987 and confined in the State correctional institutions or facilities if such juvenile has not been tried as an adult shall be eligible for aftercare release under Section 3-2.5-85 of this Code. However, if a juvenile has been tried as an adult he or she shall only be eligible for parole or mandatory supervised release as an adult under this Section.

(Source: P.A. 98-558, eff. 1-1-14; 99-628, eff. 1-1-17.)

(730 ILCS 5/3-3-4) (from Ch. 38, par. 1003-3-4)

Sec. 3-3-4. Preparation for parole hearing.

(a) The Prisoner Review Board shall consider the parole of each eligible person committed to the Department of Corrections at least 30 days prior to the date he or she shall first become eligible for parole.

(a-5) The Prisoner Review Board, no less than 15 days in advance of a person's scheduled parole hearing, shall send by certified mail notice of the parole hearing's place, date, and approximate time to: (1) the State's Attorney's office of the county where a person eligible for parole was convicted; (2) the victim of the crime for which the person eligible for parole was convicted, if not deceased; and (3) the victim's family. These provisions are in addition to the provisions that apply to notification to the State's Attorney's office under subsection (e), notification of a parole hearing under Section 25 of the Open Parole Hearings Act, notification to victims under Section 4.5 of the Rights of Crime Victims and Witnesses Act, notification of parole review under subsection (g) of Section 5-4.5-115, and any other notifications to State's Attorneys' offices, victims, and victims' families under any other law of this State.

(b) A person eligible for parole shall, no less than 15 days in advance of his or her parole interview, prepare a parole plan in accordance with the rules of the Prisoner Review Board. The person shall be assisted in preparing his or her parole plan by personnel of the Department of Corrections, and may, for this purpose, be released on furlough under Article 11. The Department shall also provide assistance in obtaining information and records helpful to the individual for his or her parole hearing. If the person eligible for parole has a petition or any written submissions prepared on his or her behalf by an attorney or other representative, the attorney or representative for the person eligible for parole must serve by certified mail the State's Attorney of the county where he or she was prosecuted with the petition or any written submissions 15 days after his or her parole interview. The State's Attorney shall provide the attorney for the person eligible for parole with a copy of his or her letter in opposition to parole via certified mail within 5 business days of the en banc hearing.

(c) Any member of the Board shall have access at all reasonable times to any committed person and to his or her master record file within the Department, and the Department shall furnish such a report to the Board concerning the conduct and character of any such person prior to his or her parole interview.

(d) In making its determination of parole, the Board shall consider:

- (1) (blank);
- (2) the report under Section 3-8-2 or 3-10-2;
- (3) a report by the Department and any report by the chief administrative officer of the institution or facility;
- (4) a parole progress report;
- (5) a medical and psychological report, if requested by the Board;
- (6) material in writing, or on film, video tape or other electronic means in the form of a recording submitted by the person whose parole is being considered;
- (7) material in writing, or on film, video tape or other electronic means in the form of a recording or testimony submitted by the State's Attorney and the victim or a concerned citizen pursuant to the Rights of Crime Victims and Witnesses Act; and
- (8) the person's eligibility for commitment under the Sexually Violent Persons Commitment Act.

(e) The prosecuting State's Attorney's office shall receive from the Board reasonable written notice not less than 30 days prior to the parole interview and may submit relevant information by oral argument or testimony of victims and concerned citizens, or both, in writing, or on film, video tape or other electronic means or in the form of a recording to the Board for its consideration. Upon written request of the State's Attorney's office, the Prisoner Review Board shall hear protests to parole, except in counties of 1,500,000 or more inhabitants where there shall be standing objections to all such petitions. If a State's Attorney who represents a county of less than 1,500,000 inhabitants requests a protest hearing, the inmate's counsel or other representative shall also receive notice of such request. This hearing shall take place the month following the inmate's parole interview. If the inmate's parole interview is rescheduled then the Prisoner

Review Board shall promptly notify the State's Attorney of the new date. The person eligible for parole shall be heard at the next scheduled en banc hearing date. If the case is to be continued, the State's Attorney's office and the attorney or representative for the person eligible for parole will be notified of any continuance within 5 business days. The State's Attorney may waive the written notice.

(f) The victim of the violent crime for which the prisoner has been sentenced shall receive notice of a parole hearing as provided in paragraph (4) of subsection (d) of Section 4.5 of the Rights of Crime Victims and Witnesses Act.

(g) Any recording considered under the provisions of subsection (d)(6), (d)(7) or (e) of this Section shall be in the form designated by the Board. Such recording shall be both visual and aural. Every voice on the recording and person present shall be identified and the recording shall contain either a visual or aural statement of the person submitting such recording, the date of the recording and the name of the person whose parole eligibility is being considered. Such recordings shall be retained by the Board and shall be deemed to be submitted at any subsequent parole hearing if the victim or State's Attorney submits in writing a declaration clearly identifying such recording as representing the present position of the victim or State's Attorney regarding the issues to be considered at the parole hearing.

(h) The Board shall not release any material to the inmate, the inmate's attorney, any third party, or any other person containing any information from a victim who has written objections, testified at any hearing, or submitted audio or visual objections to the inmate's parole, unless provided with a waiver from that victim. Victim statements provided to the Board shall be confidential and privileged, including any statements received prior to the effective date of this amendatory Act of the 101st General Assembly, except if the statement was an oral statement made by the victim at a hearing open to the public. The Board shall not release the names or addresses of any person on its victim registry to any other person except the victim, a law enforcement agency, or other victim notification system.

(Source: P.A. 101-288, eff. 1-1-20.)

(730 ILCS 5/5-4.5-115)

(Text of Section before amendment by P.A. 102-1128)

Sec. 5-4.5-115. Parole review of persons under the age of 21 at the time of the commission of an offense.

(a) For purposes of this Section, "victim" means a victim of a violent crime as defined in subsection (a) of Section 3 of the Rights of Crime Victims and Witnesses Act including a witness as defined in subsection (b) of Section 3 of the Rights of Crime Victims and Witnesses Act; any person legally related to the victim by blood, marriage, adoption, or guardianship; any friend of the victim; or any concerned citizen.

(b) A person under 21 years of age at the time of the commission of an offense or offenses, other than first degree murder, and who is not serving a sentence for first degree murder and who is sentenced on or after June 1, 2019 (the effective date of Public Act 100-1182) shall be eligible for parole review by the Prisoner Review Board after serving 10 years or more of his or her sentence or sentences, except for those serving a sentence or sentences for: (1) aggravated criminal sexual assault who shall be eligible for parole review by the Prisoner Review Board after serving 20 years or more of his or her sentence or sentences or (2) predatory criminal sexual assault of a child who shall not be eligible for parole review by the Prisoner Review Board under this Section. A person under 21 years of age at the time of the commission of first degree murder who is sentenced on or after June 1, 2019 (the effective date of Public Act 100-1182) shall be eligible for parole review by the Prisoner Review Board after serving 20 years or more of his or her sentence or sentences, except for those subject to a term of natural life imprisonment under Section 5-8-1 of this Code or any person subject to sentencing under subsection (c) of Section 5-4.5-105 of this Code.

(c) Three years prior to becoming eligible for parole review, the eligible person may file his or her petition for parole review with the Prisoner Review Board. The petition shall include a copy of the order of commitment and sentence to the Department of Corrections for the offense or offenses for which review is sought. Within 30 days of receipt of this petition, the Prisoner Review Board shall determine whether the petition is appropriately filed, and if so, shall set a date for parole review 3 years from receipt of the petition and notify the Department of Corrections within 10 business days. If the Prisoner Review Board determines that the petition is not appropriately filed, it shall notify the petitioner in writing, including a basis for its determination.

(d) Within 6 months of the Prisoner Review Board's determination that the petition was appropriately filed, a representative from the Department of Corrections shall meet with the eligible person and provide the inmate information about the parole hearing process and personalized recommendations for the inmate regarding his or her work assignments, rehabilitative programs, and institutional behavior. Following this

meeting, the eligible person has 7 calendar days to file a written request to the representative from the Department of Corrections who met with the eligible person of any additional programs and services which the eligible person believes should be made available to prepare the eligible person for return to the community.

(e) One year prior to the person being eligible for parole, counsel shall be appointed by the Prisoner Review Board upon a finding of indigency. The eligible person may waive appointed counsel or retain his or her own counsel at his or her own expense.

(f) Nine months prior to the hearing, the Prisoner Review Board shall provide the eligible person, and his or her counsel, any written documents or materials it will be considering in making its decision unless the written documents or materials are specifically found to: (1) include information which, if disclosed, would damage the therapeutic relationship between the inmate and a mental health professional; (2) subject any person to the actual risk of physical harm; (3) threaten the safety or security of the Department or an institution. In accordance with Section 4.5(d)(4) of the Rights of Crime Victims and Witnesses Act and Section 10 of the Open Parole Hearings Act, victim statements provided to the Board shall be confidential and privileged, including any statements received prior to the effective date of this amendatory Act of the 101st General Assembly, except if the statement was an oral statement made by the victim at a hearing open to the public. Victim statements shall not be considered public documents under the provisions of the Freedom of Information Act. The inmate or his or her attorney shall not be given a copy of the statement, but shall be informed of the existence of a victim statement and the position taken by the victim on the inmate's request for parole. This shall not be construed to permit disclosure to an inmate of any information which might result in the risk of threats or physical harm to a victim. The Prisoner Review Board shall have an ongoing duty to provide the eligible person, and his or her counsel, with any further documents or materials that come into its possession prior to the hearing subject to the limitations contained in this subsection.

(g) Not less than 12 months prior to the hearing, the Prisoner Review Board shall provide notification to the State's Attorney of the county from which the person was committed and written notification to the victim or family of the victim of the scheduled hearing place, date, and approximate time. The written notification shall contain: (1) information about their right to be present, appear in person at the parole hearing, and their right to make an oral statement and submit information in writing, by videotape, tape recording, or other electronic means; (2) a toll-free number to call for further information about the parole review process; and (3) information regarding available resources, including trauma-informed therapy, they may access. If the Board does not have knowledge of the current address of the victim or family of the victim, it shall notify the State's Attorney of the county of commitment and request assistance in locating the victim or family of the victim. Those victims or family of the victims who advise the Board in writing that they no longer wish to be notified shall not receive future notices. A victim shall have the right to submit information by videotape, tape recording, or other electronic means. The victim may submit this material prior to or at the parole hearing. The victim also has the right to be heard at the parole hearing.

(h) The hearing conducted by the Prisoner Review Board shall be governed by Sections 15 and 20, subsection (f) of Section 5, subsections (a), (a-5), (b), (b-5), and (c) of Section 10, and subsection (d) of Section 25 of the Open Parole Hearings Act and Part 1610 of Title 20 of the Illinois Administrative Code. The eligible person has a right to be present at the Prisoner Review Board hearing, unless the Prisoner Review Board determines the eligible person's presence is unduly burdensome when conducting a hearing under paragraph (6.6) of subsection (a) of Section 3-3-2 of this Code. If a psychological evaluation is submitted for the Prisoner Review Board's consideration, it shall be prepared by a person who has expertise in adolescent brain development and behavior, and shall take into consideration the diminished culpability of youthful offenders, the hallmark features of youth, and any subsequent growth and increased maturity of the person. At the hearing, the eligible person shall have the right to make a statement on his or her own behalf.

(i) Only upon motion for good cause shall the date for the Prisoner Review Board hearing, as set by subsection (b) of this Section, be changed. No less than 15 days prior to the hearing, the Prisoner Review Board shall notify the victim or victim representative, the attorney, and the eligible person of the exact date and time of the hearing. All hearings shall be open to the public.

(j) The Prisoner Review Board shall not parole the eligible person if it determines that:

(1) there is a substantial risk that the eligible person will not conform to reasonable conditions of parole or aftercare release; or

(2) the eligible person's release at that time would deprecate the seriousness of his or her offense or promote disrespect for the law; or

(3) the eligible person's release would have a substantially adverse effect on institutional discipline.

In considering the factors affecting the release determination under 20 Ill. Adm. Code 1610.50(b), the Prisoner Review Board panel shall consider the diminished culpability of youthful offenders, the hallmark features of youth, and any subsequent growth and maturity of the youthful offender during incarceration.

(k) Unless denied parole under subsection (j) of this Section and subject to the provisions of Section 3-3-9 of this Code: (1) the eligible person serving a sentence for any non-first degree murder offense or offenses, shall be released on parole which shall operate to discharge any remaining term of years sentence imposed upon him or her, notwithstanding any required mandatory supervised release period the eligible person is required to serve; and (2) the eligible person serving a sentence for any first degree murder offense, shall be released on mandatory supervised release for a period of 10 years subject to Section 3-3-8, which shall operate to discharge any remaining term of years sentence imposed upon him or her, however in no event shall the eligible person serve a period of mandatory supervised release greater than the aggregate of the discharged underlying sentence and the mandatory supervised release period as set forth in Section 5-4.5-20.

(l) If the Prisoner Review Board denies parole after conducting the hearing under subsection (j) of this Section, it shall issue a written decision which states the rationale for denial, including the primary factors considered. This decision shall be provided to the eligible person and his or her counsel within 30 days.

(m) A person denied parole under subsection (j) of this Section, who is not serving a sentence for either first degree murder or aggravated criminal sexual assault, shall be eligible for a second parole review by the Prisoner Review Board 5 years after the written decision under subsection (l) of this Section; a person denied parole under subsection (j) of this Section, who is serving a sentence or sentences for first degree murder or aggravated criminal sexual assault shall be eligible for a second and final parole review by the Prisoner Review Board 10 years after the written decision under subsection (k) of this Section. The procedures for a second parole review shall be governed by subsections (c) through (k) of this Section.

(n) A person denied parole under subsection (m) of this Section, who is not serving a sentence for either first degree murder or aggravated criminal sexual assault, shall be eligible for a third and final parole review by the Prisoner Review Board 5 years after the written decision under subsection (l) of this Section. The procedures for the third and final parole review shall be governed by subsections (c) through (k) of this Section.

(o) Notwithstanding anything else to the contrary in this Section, nothing in this Section shall be construed to delay parole or mandatory supervised release consideration for petitioners who are or will be eligible for release earlier than this Section provides. Nothing in this Section shall be construed as a limit, substitution, or bar on a person's right to sentencing relief, or any other manner of relief, obtained by order of a court in proceedings other than as provided in this Section.

(Source: P.A. 100-1182, eff. 6-1-19; 101-288, eff. 1-1-20.)

(Text of Section after amendment by P.A. 102-1128)

Sec. 5-4.5-115. Parole review of persons under the age of 21 at the time of the commission of an offense.

(a) For purposes of this Section, "victim" means a victim of a violent crime as defined in subsection (a) of Section 3 of the Rights of Crime Victims and Witnesses Act including a witness as defined in subsection (b) of Section 3 of the Rights of Crime Victims and Witnesses Act; any person legally related to the victim by blood, marriage, adoption, or guardianship; any friend of the victim; or any concerned citizen.

(b) ~~Any~~ A person under 21 years of age at the time of the commission of an offense or offenses, other than first degree murder, ~~and who is not serving a sentence for first degree murder and who is sentenced on or after June 1, 2019 (the effective date of Public Act 100-1182)~~ shall be eligible for parole review by the Prisoner Review Board after serving 10 years or more of his or her sentence or sentences, except for those serving a sentence or sentences for: (1) aggravated criminal sexual assault who shall be eligible for parole review by the Prisoner Review Board after serving 20 years or more of his or her sentence or sentences or (2) predatory criminal sexual assault of a child who shall not be eligible for parole review by the Prisoner Review Board under this Section. ~~Any~~ A person under 21 years of age at the time of the commission of first degree murder ~~who is sentenced on or after June 1, 2019 (the effective date of Public Act 100-1182)~~ shall be eligible for parole review by the Prisoner Review Board after serving 20 years or more of his or her sentence

or sentences, except for those subject to a term of natural life imprisonment under Section 5-8-1 of this Code or any person subject to sentencing under subsection (c) of Section 5-4.5-105 of this Code, who shall be eligible for parole review by the Prisoner Review Board after serving 40 years or more of his or her sentence or sentences.

(c) Up to 3 ~~Three~~ years prior to becoming eligible for parole review, the eligible person may file his or her petition for parole review with the Prisoner Review Board. The petition shall include a copy of the order of commitment and sentence to the Department of Corrections for the offense or offenses for which review is sought. Within 30 days of receipt of this petition, the Prisoner Review Board shall determine whether the petition is appropriately filed, and if so, shall set a date for a parole review hearing one year from the date the petition is deemed appropriately filed or on the date of eligibility for parole review, whichever is later, 3 ~~years from receipt of the petition~~ and notify the Department of Corrections within 10 business days. If the Prisoner Review Board determines that the petition is not appropriately filed, it shall notify the petitioner in writing, including a basis for its determination.

(d) Within 6 months of the Prisoner Review Board's determination that the petition was appropriately filed, a representative from the Department of Corrections shall meet with the eligible person and provide the inmate information about the parole hearing process and personalized recommendations for the inmate regarding his or her work assignments, rehabilitative programs, and institutional behavior. Following this meeting, the eligible person has 7 calendar days to file a written request to the representative from the Department of Corrections who met with the eligible person of any additional programs and services which the eligible person believes should be made available to prepare the eligible person for return to the community.

(e) One year prior to the ~~person being eligible for parole review hearing~~, counsel shall be appointed by the Prisoner Review Board upon a finding of indigency. The eligible person may waive appointed counsel or retain his or her own counsel at his or her own expense.

(f) Nine months prior to the hearing, the Prisoner Review Board shall provide the eligible person, and his or her counsel, any written documents or materials it will be considering in making its decision unless the written documents or materials are specifically found to: (1) include information which, if disclosed, would damage the therapeutic relationship between the inmate and a mental health professional; (2) subject any person to the actual risk of physical harm; (3) threaten the safety or security of the Department or an institution. In accordance with Section 4.5(d)(4) of the Rights of Crime Victims and Witnesses Act and Section 10 of the Open Parole Hearings Act, victim statements provided to the Board shall be confidential and privileged, including any statements received prior to the effective date of this amendatory Act of the 101st General Assembly, except if the statement was an oral statement made by the victim at a hearing open to the public. Victim statements shall not be considered public documents under the provisions of the Freedom of Information Act. The inmate or his or her attorney shall not be given a copy of the statement, but shall be informed of the existence of a victim statement and the position taken by the victim on the inmate's request for parole. This shall not be construed to permit disclosure to an inmate of any information which might result in the risk of threats or physical harm to a victim. The Prisoner Review Board shall have an ongoing duty to provide the eligible person, and his or her counsel, with any further documents or materials that come into its possession prior to the hearing subject to the limitations contained in this subsection.

(g) Not less than 12 months prior to the hearing, the Prisoner Review Board shall by certified mail provide notification to the State's Attorney of the county from which the person was committed and by certified mail written notification to the victim or family of the victim of the scheduled hearing place, date, and approximate time. The written notification shall contain: (1) information about their right to be present, appear in person at the parole hearing, and their right to make an oral statement and submit information in writing, by videotape, tape recording, or other electronic means; (2) a toll-free number to call for further information about the parole review process; and (3) information regarding available resources, including trauma-informed therapy, they may access. If the Board does not have knowledge of the current address of the victim or family of the victim, it shall notify the State's Attorney of the county of commitment and request assistance in locating the victim or family of the victim. Those victims or family of the victims who advise the Board in writing that they no longer wish to be notified shall not receive future notices. A victim shall have the right to submit information by videotape, tape recording, or other electronic means. The victim may submit this material prior to or at the parole hearing. The victim also has the right to be heard at the parole hearing.

(h) The hearing conducted by the Prisoner Review Board shall be governed by Sections 15 and 20, subsection (f) of Section 5, subsections (a), (a-5), (b), (b-5), and (c) of Section 10, and subsection (d) of Section 25 of the Open Parole Hearings Act and Part 1610 of Title 20 of the Illinois Administrative Code. The eligible person has a right to be present at the Prisoner Review Board hearing, unless the Prisoner Review Board determines the eligible person's presence is unduly burdensome when conducting a hearing under paragraph (6.6) of subsection (a) of Section 3-3-2 of this Code. If a psychological evaluation is submitted for the Prisoner Review Board's consideration, it shall be prepared by a person who has expertise in adolescent brain development and behavior, and shall take into consideration the diminished culpability of youthful offenders, the hallmark features of youth, and any subsequent growth and increased maturity of the person. At the hearing, the eligible person shall have the right to make a statement on his or her own behalf.

(i) Only upon motion for good cause shall the date for the Prisoner Review Board hearing, as set by subsection (b) of this Section, be changed. No less than 15 days prior to the hearing, the Prisoner Review Board shall notify the victim or victim representative, the attorney, and the eligible person of the exact date and time of the hearing. All hearings shall be open to the public.

(j) The Prisoner Review Board shall not parole the eligible person if it determines that:

(1) there is a substantial risk that the eligible person will not conform to reasonable conditions of parole or aftercare release; or

(2) the eligible person's release at that time would deprecate the seriousness of his or her offense or promote disrespect for the law; or

(3) the eligible person's release would have a substantially adverse effect on institutional discipline.

In considering the factors affecting the release determination under 20 Ill. Adm. Code 1610.50(b), the Prisoner Review Board panel shall consider the diminished culpability of youthful offenders, the hallmark features of youth, and any subsequent growth and maturity of the youthful offender during incarceration.

(k) Unless denied parole under subsection (j) of this Section and subject to the provisions of Section 3-3-9 of this Code: (1) the eligible person serving a sentence for any non-first degree murder offense or offenses, shall be released on parole which shall operate to discharge any remaining term of years sentence imposed upon him or her, notwithstanding any required mandatory supervised release period the eligible person is required to serve; and (2) the eligible person serving a sentence for any first degree murder offense, shall be released on mandatory supervised release for a period of 10 years subject to Section 3-3-8, which shall operate to discharge any remaining term of years sentence imposed upon him or her, however in no event shall the eligible person serve a period of mandatory supervised release greater than the aggregate of the discharged underlying sentence and the mandatory supervised release period as set forth in Section 5-4.5-20.

(l) If the Prisoner Review Board denies parole after conducting the hearing under subsection (j) of this Section, it shall issue a written decision which states the rationale for denial, including the primary factors considered. This decision shall be provided to the eligible person and his or her counsel within 30 days.

(m) A person denied parole under subsection (j) of this Section, who is not serving a sentence for either first degree murder or aggravated criminal sexual assault, shall be eligible for a second parole review by the Prisoner Review Board 5 years after the written decision under subsection (l) of this Section; a person denied parole under subsection (j) of this Section, who is serving a sentence or sentences for first degree murder or aggravated criminal sexual assault shall be eligible for a second and final parole review by the Prisoner Review Board 10 years after the written decision under subsection (k) of this Section. The procedures for a second parole review shall be governed by subsections (c) through (k) of this Section.

(n) A person denied parole under subsection (m) of this Section, who is not serving a sentence for either first degree murder or aggravated criminal sexual assault, shall be eligible for a third and final parole review by the Prisoner Review Board 5 years after the written decision under subsection (l) of this Section. The procedures for the third and final parole review shall be governed by subsections (c) through (k) of this Section.

(o) Notwithstanding anything else to the contrary in this Section, nothing in this Section shall be construed to delay parole or mandatory supervised release consideration for petitioners who are or will be eligible for release earlier than this Section provides. Nothing in this Section shall be construed as a limit, substitution, or bar on a person's right to sentencing relief, or any other manner of relief, obtained by order of a court in proceedings other than as provided in this Section. This Section applies retroactively on the effective date of this amendatory Act of the 103rd General Assembly.

(Source: P.A. 101-288, eff. 1-1-20; 102-1128, eff. 1-1-24.)

Section 95. No acceleration or delay. Where this Act makes changes in a statute that is represented in this Act by text that is not yet or no longer in effect (for example, a Section represented by multiple versions), the use of that text does not accelerate or delay the taking effect of (i) the changes made by this Act or (ii) provisions derived from any other Public Act.

Section 99. Effective date. This Act takes effect July 1, 2024."

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 Anderson, **Senate Bill No. 2130** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Simmons, **Senate Bill No. 2175** having been printed, 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 Preston, **Senate Bill No. 2218** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Loughran Cappel, **Senate Bill No. 2236** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Preston, **Senate Bill No. 2408** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hunter, **Senate Bill No. 2412** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cunningham, **Senate Bill No. 2437** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fine, **Senate Bill No. 55** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 55

AMENDMENT NO. 1. Amend Senate Bill 55 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Power of Attorney Act is amended by changing Section 2-10 as follows:

(755 ILCS 45/2-10) (from Ch. 110 1/2, par. 802-10)

Sec. 2-10. Agency-court relationship.

(a) Upon petition by any interested person, notice to the agent, principal, and ~~(including the agent), with such notice to~~ interested persons as the court directs and a finding by the court that the principal lacks either the capacity to control or the capacity to revoke the agency, the court may construe a power of attorney, review the agent's conduct, and grant appropriate relief including compensatory damages.

(b) If the court finds that the agent is not acting for the benefit of the principal in accordance with the terms of the agency or that the agent's action or inaction, including restricting or not allowing an interested person to have reasonable visitation with the principal, has caused or threatens substantial harm to the principal's person or property in a manner not authorized or intended by the principal, the court may order a guardian of the principal's person or estate to exercise any powers of the principal under the agency,

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including the power to revoke the agency, or may enter such other orders without appointment of a guardian as the court deems necessary to provide for the best interests of the principal.

(c) If the court finds that the agency requires interpretation, the court may construe the agency and instruct the agent, but the court may not amend the agency.

(d) If the court finds that the agent has not acted for the benefit of the principal in accordance with the terms of the agency and the Illinois Power of Attorney Act, or that the agent's action caused or threatened substantial harm to the principal's person or property in a manner not authorized or intended by the principal, then the agent shall not be authorized to pay or be reimbursed from the estate of the principal the attorneys' fees and costs of the agent in defending a proceeding brought pursuant to this Section.

(e) Upon a finding that the agent's action has caused substantial harm to the principal's person or property, the court may assess against the agent reasonable costs and attorney's fees to a prevailing party who is a provider agency as defined in Section 2 of the Adult Protective Services Act, a representative of the Office of the State Long Term Care Ombudsman, the State Guardian, a public guardian, or a governmental agency having regulatory authority to protect the welfare of the principal.

(f) As used in this Section, the term "interested person" includes (1) the principal or the agent; (2) a guardian of the person, guardian of the estate, or other fiduciary charged with management of the principal's property; (3) the principal's spouse, parent, or descendant; (4) a person who would be a presumptive heir-at-law of the principal; (5) a person named as a beneficiary to receive any property, benefit, or contractual right upon the principal's death, or as a beneficiary of a trust created by or for the principal; (6) a provider agency as defined in Section 2 of the Adult Protective Services Act, a representative of the Office of the State Long Term Care Ombudsman, the State Guardian, a public guardian, or a governmental agency having regulatory authority to protect the welfare of the principal; and (7) the principal's caregiver or another person who demonstrates sufficient interest in the principal's welfare.

(g) Absent court order directing a guardian to exercise powers of the principal under the agency, a guardian will have no power, duty or liability with respect to any property subject to the agency or any personal or health care matters covered by the agency. If an agent seeks guardianship of the principal pursuant to the Probate Act of 1975, the petition for guardianship must delineate the specific powers to be granted to the guardian that are not already included in the power of attorney. The petition for temporary, limited, or plenary guardianship of the principal under the Probate Act of 1975 may include a prayer for relief to suspend a power of attorney or to revoke a power of attorney in accordance with subsection (b).

(h) Proceedings under this Section shall be commenced in the county where the guardian was appointed or, if no Illinois guardian is acting, then in the county where the agent or principal resides or where the principal owns real property.

(i) This Section shall not be construed to limit any other remedies available.

(Source: P.A. 102-72, eff. 1-1-22.)".

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 Fine, **Senate Bill No. 57** having been printed, was taken up, 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 Behavioral and Mental Health, adopted and ordered printed:

AMENDMENT NO. 2 TO SENATE BILL 57

AMENDMENT NO. 2. Amend Senate Bill 57 by replacing everything after the enacting clause with the following:

"Section 5. The Community Behavioral Health Care Professional Loan Repayment Program Act is amended by changing Sections 25 and 30 as follows:

(110 ILCS 996/25)

Sec. 25. Award; maximum loan time; maximum amount. Subject to appropriation, the Commission shall award a grant to each qualified applicant for a maximum of 4 years. The Commission must encourage the recipient of a grant awarded under this Act to use the grant award for payments towards the recipient's educational loans. The amount of the grant shall not exceed (i) \$40,000 ~~\$35,000~~ per year for a psychiatrist,

(ii) ~~\$20,000~~ ~~\$15,000~~ per year for an advanced practice registered nurse or a physician assistant, (iii) ~~\$20,000~~ ~~\$12,000~~ per year for a psychologist who holds a doctoral degree, (iv) ~~\$15,000~~ ~~\$6,500~~ per year for a licensed clinical social worker, ~~or~~ a licensed clinical professional counselor, ~~or~~ a licensed marriage and family therapist, ~~and~~ (v) ~~\$4,000~~ ~~\$2,500~~ per year for a substance use professional, a certified alcohol and drug counselor, ~~or~~ a certified recovery support specialist, (vi) ~~\$12,000~~ per year for a professional possessing a master's degree in counseling, psychology, social work, or marriage and family therapy, and (vii) ~~\$6,000~~ per year for a professional possessing a bachelor's degree in counseling, psychology, or social work.

No less than 30% of the funding for grants under this Section each fiscal year shall be reserved for awards to minority applicants of African American or Black, Hispanic or Latinx, Asian, or Native American origin. If the Commission does not receive enough applications from qualified minorities on or before January 1 of a given fiscal year to award 30% of the funding to qualified minority applicants, then the Commission may award a portion of these reserved funds to other qualified applicants.

(Source: P.A. 100-862, eff. 1-1-19.)

(110 ILCS 996/30)

Sec. 30. Eligibility; work requirement.

(a) To be eligible for assistance under the Community Behavioral Health Care Professional Loan Repayment Program, the Commission must find that the applicant satisfies all of the following:

(1) He or she is a United States citizen or an eligible noncitizen.

(2) He or she is a resident of this State.

(3) He or she has worked for at least 12 consecutive months as a behavioral health professional in a community mental health center, behavioral health clinic, substance use treatment center, or State-operated psychiatric hospital licensed or certified by the Department of Human Services or the Department of Healthcare and Family Services in an underserved or rural federally designated Mental Health Professional Shortage Area in this State.

(4) He or she is a borrower with an outstanding balance due on an educational loan.

(5) He or she has not defaulted on an educational loan.

(b) The Commission may grant preference to a previous recipient of a grant under the Program, provided that the recipient continues to meet the eligibility requirements under this Section.

(c) A recipient of a grant under the Program must complete a separate 12-month period working in a community mental health center in an underserved or rural federally designated Mental Health Professional Shortage Area in this State for each grant that he or she is awarded.

(Source: P.A. 100-862, eff. 1-1-19.)

Section 99. Effective date. This Act takes effect July 1, 2024."

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

On motion of Senator Fine, **Senate Bill No. 69** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Villivalam, **Senate Bill No. 1430** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **Senate Bill No. 1570** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 1570

AMENDMENT NO. 1 . Amend Senate Bill 1570 on page 12, immediately below line 12, by inserting the following:

"After a response to a request for qualifications or a request for proposal has been submitted as provided in this Section, a design-build entity may not replace, remove, or otherwise modify any firm identified as a member of the proposer's team unless authorized to do so by the municipality."

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 Hunter, **Senate Bill No. 1735** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Villa, **Senate Bill No. 1824** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **Senate Bill No. 1873** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **Senate Bill No. 2374** having been printed, was taken up, read by title a second time and ordered to a third reading.

At the hour of 12:57 o'clock p.m., the Chair announced that the Senate stands at ease.

AT EASE

At the hour of 1:07 o'clock p.m., the Senate resumed consideration of business.
Senator Hunter, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chair of the Committee on Assignments, during its March 21, 2023 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture: **Floor Amendment No. 1 to Senate Bill 1745; Floor Amendment No. 2 to Senate Bill 1772.**

Appropriations - Education: **Floor Amendment No. 1 to Senate Bill 991; Floor Amendment No. 1 to Senate Bill 992.**

Behavioral and Mental Health: **Senate Resolution No. 119; Floor Amendment No. 1 to Senate Bill 1674.**

Education: **Senate Bills Numbered 2246 and 2337; Floor Amendment No. 1 to Senate Bill 993; Floor Amendment No. 1 to Senate Bill 1468; Committee Amendment No. 1 to Senate Bill 1488; Committee Amendment No. 2 to Senate Bill 1488; Committee Amendment No. 1 to Senate Bill 2031; Committee Amendment No. 1 to Senate Bill 2243.**

Energy and Public Utilities: **Committee Amendment No. 1 to Senate Bill 1549.**

Environment and Conservation: **Senate Bill No. 1933; Senate Resolution No. 95; Floor Amendment No. 2 to Senate Bill 1769; Floor Amendment No. 1 to Senate Bill 1857; Floor Amendment No. 1 to Senate Bill 2226.**

Executive: **Senate Bills Numbered 1391 and 2164; Committee Amendment No. 1 to Senate Bill 107; Committee Amendment No. 1 to Senate Bill 214; Floor Amendment No. 1 to Senate Bill 323; Floor Amendment No. 1 to Senate Bill 504; Floor Amendment No. 1 to Senate Bill 1030; Floor Amendment No. 1 to Senate Bill 1125; Floor Amendment No. 1 to Senate Bill 1462; Committee**

[March 21, 2023]

Amendment No. 1 to Senate Bill 1812; Floor Amendment No. 3 to Senate Bill 2192.

Financial Institutions: **Floor Amendment No. 2 to Senate Bill 2429.**

Health and Human Services: **Senate Bill No. 188; Floor Amendment No. 1 to Senate Bill 724; Floor Amendment No. 2 to Senate Bill 1497.**

Insurance: **Floor Amendment No. 1 to Senate Bill 1288; Floor Amendment No. 1 to Senate Bill 1289; Floor Amendment No. 2 to Senate Bill 1527; Committee Amendment No. 1 to Senate Bill 1912.**

Judiciary: **Floor Amendment No. 2 to Senate Bill 40; Committee Amendment No. 1 to Senate Bill 201; Floor Amendment No. 1 to Senate Bill 1065; Floor Amendment No. 1 to Senate Bill 1126; Floor Amendment No. 2 to Senate Bill 1291; Floor Amendment No. 1 to Senate Bill 1460; Floor Amendment No. 1 to Senate Bill 1476; Floor Amendment No. 1 to Senate Bill 1637; Floor Amendment No. 1 to Senate Bill 1748; Floor Amendment No. 1 to Senate Bill 1817.**

Labor: **Floor Amendment No. 1 to Senate Bill 2034.**

Licensed Activities: **Floor Amendment No. 1 to Senate Bill 759; Floor Amendment No. 3 to Senate Bill 1296; Floor Amendment No. 3 to Senate Bill 1509; Floor Amendment No. 1 to Senate Bill 2057; Floor Amendment No. 2 to Senate Bill 2057; Floor Amendment No. 2 to Senate Bill 2058; Floor Amendment No. 2 to Senate Bill 2059.**

Local Government: **Floor Amendment No. 1 to Senate Bill 94; Floor Amendment No. 1 to Senate Bill 1510; Floor Amendment No. 1 to Senate Bill 1715; Floor Amendment No. 1 to Senate Bill 2227.**

Public Health: **Senate Resolution No. 108; Floor Amendment No. 2 to Senate Bill 1826; Floor Amendment No. 1 to Senate Bill 2271.**

Revenue: **Senate Bills Numbered 1627 and 1869; Floor Amendment No. 2 to Senate Bill 74; Floor Amendment No. 1 to Senate Bill 804; Floor Amendment No. 1 to Senate Bill 1145; Floor Amendment No. 1 to Senate Bill 1146; Committee Amendment No. 3 to Senate Bill 2210; Floor Amendment No. 1 to Senate Bill 2356.**

State Government: **Senate Joint Resolution No. 7; Floor Amendment No. 2 to Senate Bill 58; Floor Amendment No. 1 to Senate Bill 1839; Floor Amendment No. 1 to Senate Bill 1935; Floor Amendment No. 2 to Senate Bill 2406.**

Transportation: **Senate Bill No. 2340; Floor Amendment No. 1 to Senate Bill 273; Floor Amendment No. 1 to Senate Bill 2014; Floor Amendment No. 2 to Senate Bill 2424.**

Senate Special Committee on Criminal Law and Public Safety: **Senate Bill No. 1863; Floor Amendment No. 1 to Senate Bill 1987; Floor Amendment No. 2 to Senate Bill 2197; Committee Amendment No. 2 to Senate Bill 2260.**

Senator Lightford, Chair of the Committee on Assignments, during its March 21, 2023 meeting, reported that the following Legislative Measure has been approved for consideration:

Floor Amendment No. 2 to Senate Bill 1421

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

Senator Lightford, Chair of the Committee on Assignments, during its March 21, 2023 meeting, reported that the following Legislative Measure has been approved for consideration:

[March 21, 2023]

Senate Resolution No. 124

The foregoing resolution was placed on the Senate Calendar.

Pursuant to Senate Rule 3-8 (b-1), the following amendments will remain in the Committee on Assignments: **Floor Amendment No. 1 to Senate Bill 1086 and Floor Amendment No. 1 to Senate Bill 1096.**

LEGISLATIVE MEASURE 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 2340

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chair of the Committee on Assignments, during its March 21, 2023 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Environment and Conservation: **Committee Amendment No. 1 to Senate Bill 1933.**

Executive: **Committee Amendment No. 1 to Senate Bill 1391.**

Transportation: **Committee Amendment No. 1 to Senate Bill 2340.**

POSTING NOTICES WAIVED

Senator Johnson moved to waive the six-day posting requirement on **Senate Bill No. 1488** so that the measure may be heard in the Committee on Education that is scheduled to meet March 21, 2023.

The motion prevailed.

Senator Ellman moved to waive the six-day posting requirement on **Senate Bill No. 1933** so that the measure may be heard in the Committee on Environment and Conservation that is scheduled to meet March 23, 2023.

The motion prevailed.

Senator Aquino asked and obtained unanimous consent for a Democrat caucus to meet immediately upon adjournment.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 2089, sponsored by Senator N. Harris, was taken up, read by title a first time and referred to the Committee on Assignments.

LEGISLATIVE MEASURES FILED

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

[March 21, 2023]

Amendment No. 1 to Senate Bill 686
Amendment No. 1 to Senate Bill 757
Amendment No. 2 to Senate Bill 1085
Amendment No. 2 to Senate Bill 1147
Amendment No. 1 to Senate Bill 1170
Amendment No. 1 to Senate Bill 1453
Amendment No. 2 to Senate Bill 1468
Amendment No. 2 to Senate Bill 1563
Amendment No. 2 to Senate Bill 1568
Amendment No. 1 to Senate Bill 1880
Amendment No. 1 to Senate Bill 1994
Amendment No. 3 to Senate Bill 2197
Amendment No. 2 to Senate Bill 2292

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

Amendment No. 1 to Senate Bill 188
Amendment No. 1 to Senate Bill 1627
Amendment No. 2 to Senate Bill 1701
Amendment No. 2 to Senate Bill 1933
Amendment No. 2 to Senate Bill 2039
Amendment No. 2 to Senate Bill 2214

At the hour of 1:16 o'clock p.m., the Chair announced that the Senate stands adjourned until Wednesday, March 22, 2023, at 12:00 o'clock p.m.