



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

12TH LEGISLATIVE DAY

THURSDAY, FEBRUARY 27, 2003

12:00 O'CLOCK NOON

SENATE
Daily Journal Index
12th Legislative Day

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The Senate met pursuant to adjournment.
 Senator James A. DeLeo, Chicago, Illinois, presiding.
 Prayer by Doctor Richard R. Ahlgrim, Berean Baptist Church, Springfield, Illinois.
 Senator Link led the Senate in the Pledge of Allegiance.

Senator Woolard moved that reading and approval of the Journals of Tuesday, February 18, 2003 , Wednesday, February 19, 2003 , Thursday, February 20, 2003 and Wednesday, February 26, 2003 be postponed pending arrival of the printed Journals.

The motion prevailed.

LEGISLATIVE MEASURES FILED

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

Senate Floor Amendment No. 1 to Senate Bill 46.

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

Senate Committee Amendment No. 1 to Senate Bill 24
 Senate Committee Amendment No. 1 to Senate Bill 71
 Senate Committee Amendment No. 3 to Senate Bill 78
 Senate Committee Amendment No. 1 to Senate Bill 218
 Senate Committee Amendment No. 1 to Senate Bill 1793

REPORTS FROM STANDING COMMITTEES

Senator del Valle, Chairperson of the Committee on Education to which was referred **Senate Bills numbered 70, 564 and 566** reported the same back with the recommendation that the bills do pass.

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

Senator del Valle, Chairperson of the Committee on Education to which was referred **Senate Bill No. 368** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

Senator Obama, Chairperson of the Committee on Health and Human Services to which was referred **Senate Bills numbered 40 and 277** reported the same back with the recommendation that the bills do pass.

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

Senator Obama, Chairperson of the Committee on Health and Human Services to which was referred **Senate Bills numbered 64, 76 and 110** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary to which was referred **Senate Bills numbered 274, 329, 348, 387 and 474** reported the same back with the recommendation that the bills do pass.

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

Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary to which was referred **Senate Bill No. 244** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

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Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary, to which was referred **Senate Resolutions numbered 17, 18, 19, 20, 21 and 28** reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Resolutions numbered 17, 18, 19, 20, 21 and 28** were placed on the Secretary's Desk.

Senator Haine, Chairperson of the Committee on Local Government to which was referred **Senate Bill No. 524** reported the same back with the recommendation that the bill do pass.

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

Senator Haine, Chairperson of the Committee on Local Government to which was referred **Senate Bills numbered 106 and 157** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Shadid, Chairperson of the Committee on Transportation to which was referred **Senate Bill No. 358** reported the same back with the recommendation that the bill do pass.

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

Senator Shadid, Chairperson of the Committee on Transportation, to which was referred **Senate Joint Resolution No. 3** reported the same back with the recommendation that the resolution be adopted.

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

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 54

Offered by Senator Haine and all Senators:

Mourns the death of Vincent Charles Guccione of Alton.

SENATE RESOLUTION NO. 55

Offered by Senator Haine and all Senators:

Mourns the death of James T. "Fitz" Fitzgerald of Collinsville.

SENATE RESOLUTION NO. 56

Offered by Senator Haine and all Senators:

Mourns the death of broadcast journalist Nan Wyatt.

SENATE RESOLUTION NO. 57

Offered by Senator Righter and all Senators:

Mourns the death of Ronald G. Ivall, Mayor of Monticello.

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

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 338, sponsored by Senator Radogno was taken up, read by title a first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 58

Offered by Senator E. Jones and all Senators:

Mourns the death of Cynthia L. Blaida of Beecher.

[February 27, 2003]

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

EXCUSED FROM ATTENDANCE

On motion of Senator Burzynski, Senator Sieben was excused from attendance due to a death in his family.

REPORT FROM RULES COMMITTEE

Senator Demuzio, Chairperson of the Committee on Rules, during its February 27, 2003 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Executive: **Committee Amendment No. 1 to Senate Bill 328; Committee Amendment No. 1 to Senate Bill 1459.**

Financial Institutions: **Committee Amendment No. 1 to Senate Bill 24.**

Judiciary: **Committee Amendment No. 1 to Senate Bill 108; Committee Amendment No. 1 to Senate Bill 240; Committee Amendment No. 1 to Senate Bill 1793.**

Licensed Activities: **Committee Amendment No. 3 to Senate Bill 78.**

Revenue: **Committee Amendment No. 1 to Senate Bill 179.**

ADOPTION OF RESOLUTION

Senator Hendon asked and obtained unanimous consent to have **Senate Resolution No. 53** removed from the Resolution Consent Calendar and taken up for immediate consideration.

Senator Hendon moved that **Senate Resolution No. 53** be adopted.

The motion prevailed.

And the resolution was adopted.

COMMITTEE MEETING ANNOUNCEMENT

Senator Munoz, Chairperson of the Committee on Licensed Activities announced that the Licensed Activities Committee will meet today, in Room A-1 Stratton Building, at 3:45 o'clock p.m., instead of 3:30 o'clock p.m.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 59

Offered by Senators Demuzio - Ronen and all Senators:

Mourns the death of Lester J. Schmitz of Tower Hill.

SENATE RESOLUTION NO. 60

Offered by Senators Demuzio - Ronen and all Senators:

Mourns the death of Margaret Scott Hildebrand of Decatur.

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

At the hour of 12:40 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

[February 27, 2003]

At the hour of 3:14 o'clock p.m., the Senate resumed consideration of business.
 Senator DeLeo, presiding.

REPORT FROM STANDING COMMITTEE

Senator Link, Chairperson of the Committee on Revenue to which was referred **Senate Bills numbered 362, 416, 417, 496 and 505** reported the same back with the recommendation that the bills do pass.

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

Senator Link, Chairperson of the Committee on Revenue to which was referred **Senate Bill No. 289** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

REPORTS FROM RULES COMMITTEE

Senator Demuzio, Chairperson of the Committee on Rules, reported that the Committee recommends that **Senate Bill No. 590** be re-referred from the Committee on Appropriations II to the Committee on Rules.

Senator Demuzio, Chairperson of the Committee on Rules, reported that the Committee recommends that **Senate Bills numbered 1073 and 1117** be re-referred from the Committee on Local Government to the Committee on Rules.

Senator Demuzio, Chairperson of the Committee on Rules, during its February 27, 2003 meeting, reported the following Senate Bills have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Bills Numbered 1165, 1166, 1211, 1572, 1853 and 1854.**
 Appropriations I: **Senate Bills Numbered 644, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1483, 1780, 1790, 1798, 1799, 1800, 1801, 1802, 1876, 1877, 1878 and 1879.**

Appropriations II: **Senate Bills Numbered 1078, 1188, 1189, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1593, 1772, 1792, 1794 and 1796.**

Education: **Senate Bills Numbered 1146, 1186, 1191, 1321, 1333, 1368, 1369, 1371, 1375, 1400, 1403, 1467 and 1998**

Environment and Energy: **Senate Bills Numbered 25, 1330, 1379, 1380, 1479, 1480, 1518, 1535, 1594 and 1797**

Executive: **Senate Bills Numbered 1148, 1170, 1171, 1201, 1322, 1385, 1415, 1416, 1449, 1477, 1478, 1510, 1520, 1525, 1541, 1586, 1592, 1754, 1789, 1803, 1865, 1871, 1872, 1873, 1874 and 1875**

Financial Institutions: **Senate Bills Numbered 1172, 1193 and 1500.**

Health and Human Services: **Senate Bills Numbered 1156, 1185, 1190, 1332, 1364, 1365, 1366, 1367, 1381, 1386, 1387, 1388, 1414, 1417, 1418, 1428, 1430, 1482, 1492, 1495, 1522, 1523, 1531, 1542, 1543, 1548, 1569, 1570, 1587, 1589, 1590, 1591, 1748, 1779, 1861, 1882 and 1889**

Insurance and Pensions: **Senate Bills Numbered 1151, 1152, 1157, 1207, 1208, 1213, 1346, 1358, 1359, 1377, 1389, 1432, 1444, 1476, 1484, 1509, 1511, 1513, 1774, 1776, 1777 and 1851**

Judiciary: **Senate Bills Numbered 1147, 1154, 1163, 1175, 1176, 1194, 1195, 1197, 1199, 1203, 1206, 1320, 1326, 1327, 1329, 1338, 1339, 1342, 1347, 1352, 1376, 1412, 1440, 1441, 1455, 1457, 1458, 1468, 1481, 1503, 1505, 1506, 1507, 1577, 1751, 1884 and 1885**

[February 27, 2003]

Labor and Commerce: **Senate Bills Numbered 1196, 1212, 1360, 1573, 1763, 1855, 1857 and 1999**

Licensed Activities: **Senate Bills Numbered 1155, 1438, 1544, 1545, 1571, 1749, 1762, 1770 and 1880**

Local Government: **Senate Bills Numbered 1164, 1167, 1204, 1205, 1210, 1337, 1345, 1353, 1370, 1382, 1384, 1407, 1409, 1546, 1576 and 1647**

Revenue: **Senate Bills Numbered 1344, 1372, 1373, 1378, 1401, 1433, 1436, 1446, 1461, 1466, 1474, 1498, 1499, 1765, 1864, 1881 and 1883**

State Government: **Senate Bills Numbered 1200, 1335, 1336, 1363, 1402, 1504, 1530, 1757, 1758, 1759, 1778, 1784, 1829, 1859 and 2000**

Transportation: **Senate Bills Numbered 1149, 1361, 1362, 1397, 1408, 1434, 1435, 1453, 1471, 1521, 1581, 1773, 1804 and 1848.**

MESSAGES FROM THE HOUSE

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

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

HOUSE JOINT RESOLUTION NO. 11

WHEREAS, The members of the Illinois General Assembly remember the life and work of Gwendolyn Brooks, poet laureate of the State of Illinois; and

WHEREAS, There are buildings located around the State Capitol complex that are named for prominent and influential people from the State including the late Governor William G. Stratton, the late Secretary of State Michael J. Howlett, and the late Margaret Cross Norton, the first director of the State Archives; and

WHEREAS, Gwendolyn Brooks honored the State of Illinois as poet laureate; a chair in Black Literature and Creative Writing was established for Ms. Brooks by Chicago State University a decade ago; the Center for African-American literature at Western Illinois University is also named for Ms. Brooks; in Harvey, Illinois, a junior high school is named in her honor; and

WHEREAS, In the final year of her life, Gwendolyn Brooks was named a living legend by the Library of Congress; and

WHEREAS, Gwendolyn Brooks was the first African-American to win the Pulitzer Prize; and

WHEREAS, The passing of Gwendolyn Brooks was deeply felt by all who knew and loved her, especially her family, friends, fellow poets, and the people of the State of Illinois; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we urge the State of Illinois to rename the Illinois State Library the Gwendolyn Brooks Illinois State Library; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Gwendolyn Brooks and Secretary of State Jessie White.

Adopted by the House, February 27, 2003.

ANTHONY D. ROSSI, Clerk of the House

The foregoing message from the House of Representatives, reporting **House Joint Resolution No. 11**, was referred to the Committee on Rules.

A message from the House by
Mr. Rossi, 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. 16

A bill for AN ACT regarding child support.

[February 27, 2003]

Passed the House, February 27, 2003.

ANTHONY D. ROSSI, Clerk of the House

The foregoing **House Bill No. 16** was taken up, ordered printed and placed on first reading.

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to Senate Bill 25
Senate Committee Amendment No. 1 to Senate Bill 43
Senate Committee Amendment No. 1 to Senate Bill 221
Senate Committee Amendment No. 1 to Senate Bill 559
Senate Committee Amendment No. 1 to Senate Bill 1518.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 354, sponsored by Senator Brady was taken up, read by title a first time and referred to the Committee on Rules.

At the hour of 3:22 o'clock p.m., the Chair announced that the Senate stand adjourned until Friday, February 28, 2003, at 10:30 o'clock a.m..