



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

52ND LEGISLATIVE DAY

FRIDAY, MAY 23, 2003

11:19 O'CLOCK A.M.

SENATE
Daily Journal Index
52nd Legislative Day

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The Senate met pursuant to adjournment.
 Senator Vince Demuzio, Carlinville, Illinois, presiding.
 Prayer by Monsignor Mark Williams, Holy Trinity Church, Bloomington, Illinois.
 Senator Link led the Senate in the Pledge of Allegiance.

Senator Woolard moved that reading and approval of the Journal of Thursday, May 22, 2003 be postponed pending arrival of the printed Journal.

The motion prevailed.

LEGISLATIVE MEASURES FILED

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

Senate Floor Amendment No. 3 to House Bill 547
 Senate Floor Amendment No. 3 to House Bill 2221
 Senate Floor Amendment No. 1 to House Bill 2983
 Senate Floor Amendment No. 3 to House Bill 3402

JOINT ACTION MOTIONS FILED

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Motion to Concur in House Amendment 1 to Senate Bill 133
 Motion to Concur in House Amendment 1 to Senate Bill 252
 Motion to Concur in House Amendments 1 and 2 to Senate Bill 371
 Motion to Concur in House Amendment 1 to Senate Bill 460
 Motion to Concur in House Amendment 2 to Senate Bill 553
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 Motion to Concur in House Amendment 1 to Senate Bill 1543
 Motion to Concur in House Amendment 1 to Senate Bill 1785

MESSAGE 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 passed a House Joint Resolution Constitutional Amendment of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 1

WHEREAS, The Ninety-second Congress of the United States of America, at its Second Session, in

[May 23, 2003]

both houses, by a constitutional majority of two-thirds, adopted the following proposition to amend the Constitution of the United States of America:

"JOINT RESOLUTION

RESOLVED BY THE HOUSE OF REPRESENTATIVES AND SENATE OF THE UNITED STATES OF AMERICA IN CONGRESS ASSEMBLED (TWO-THIRDS OF EACH HOUSE CONCURRING THEREIN), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as a part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress:

"ARTICLE _____

Section 1. Equality of rights under law shall not be denied or abridged by the United States or any State on account of sex.

Section 2. The Congress shall have the power to enforce by appropriate legislation the provisions of this article.

Section 3. This Amendment shall take effect two years after the date of ratification.""; and

WHEREAS, A Joint Resolution is a resolution adopted by both houses of the General Assembly and does not require the signature of the Governor; a Joint Resolution is sufficient for Illinois' ratification of an amendment to the United States Constitution; and

WHEREAS, The United States Congress has recently adopted the 27th Amendment to the Constitution of the United States, the so-called Madison Amendment, relating to Compensation of Members of Congress; this amendment was proposed 203 years earlier by our First Congress and only recently ratified by three-fourths of the States; the United States Archivist certified the 27th Amendment on May 18, 1992; and

WHEREAS, The founders of our nation, James Madison included, did not favor further restrictions to Article V of the Constitution of the United States, the amending procedure; the United States Constitution is harder to amend than any other constitution in history; and

WHEREAS, The restricting time limit for the Equal Rights Amendment ratification is in the resolving clause and is not a part of the amendment proposed by Congress and already ratified by 35 states; and

WHEREAS, Having passed a time extension for the Equal Rights Amendment on October 20, 1978, Congress has demonstrated that a time limit in a resolving clause can be disregarded if it is not a part of the proposed amendment; and

WHEREAS, The United States Supreme Court in Coleman v. Miller, 307 U.S. 433, at 456 (1939), recognized that Congress is in a unique position to judge the tenor of the nation, to be aware of the political, social, and economic factors affecting the nation, and to be aware of the importance to the nation of the proposed amendment; and

WHEREAS, If an amendment to the Constitution of the United States has been proposed by two-thirds of both houses of Congress and ratified by three-fourths of the state legislatures, it is for Congress under the principles of Coleman v. Miller to determine the validity of the state ratifications occurring after a time limit in the resolving clause, but not in the amendment itself; and

WHEREAS, Constitutional equality for women and men continues to be timely in the United States and worldwide, and a number of other nations have achieved constitutional equality for their women and men; 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 the proposed amendment to the Constitution of the United States of America set forth in this resolution is ratified; and be it further

RESOLVED, That a certified copy of this resolution be forwarded to the Archivist of the United States, the Administrator of General Services of the United States, the President pro tempore of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and each member of the Illinois congressional delegation.

Passed the House, May 21, 2003.

ANTHONY D. ROSSI, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution Constitutional Amendment No. 1, was referred to the Committee on Rules.

[May 23, 2003]

MESSAGE FROM THE GOVERNOR

Message for the Governor by Joseph B. Handley
Deputy Chief of Staff for Legislative Affairs

May 23, 2003

Mr. President,

The Governor directs me to lay before the Senate the following Message:

STATE OF ILLINOIS
EXECUTIVE DEPARTMENT

To the Honorable
Members of the Senate
Ninety-Third General Assembly

I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable body.

HUMAN RIGHTS COMMISSION

To be Member of the Human Rights Commission for a term commencing May 1, 2003, and ending January 15, 2007:

Munir Muhammed of Chicago
Salaried

HUMAN SERVICES, DEPARTMENT OF

To be Inspector General of the Department of Human Services for a term commencing May 19, 2003, and ending January 15, 2007:

Sydney R. Roberts of Chicago
Salaried

MINING BOARD, STATE

To be Member of the State Mining Board for a term commencing May 19, 2003, and ending January 17, 2005:

Kenneth Fritzsche, Jr. of Auburn
Salaried

MINING BOARD, STATE

To be Member of the State Mining Board for a term commencing May 19, 2003, and ending January 17, 2005:

Donald L. Orso of Herrin
Salaried

DEVELOPMENT FINANCE AUTHORITY, ILLINOIS

To be a member of the Illinois Development Finance Authority for a term commencing May 19, 2003, and ending January 17, 2005:

David C. Gustman of Wilmette
Non-Salaried

DEVELOPMENT FINANCE AUTHORITY, ILLINOIS

[May 23, 2003]

To be a member of the Illinois Development Finance Authority for a term commencing May 19, 2003, and ending January 15, 2007:

Jill Rendleman York of Springerton
Non-Salaried

FARM DEVELOPMENT AUTHORITY, ILLINOIS

To be a Member of the Illinois Farm Development Authority for a term commencing May 19, 2003, and ending January 15, 2007:

Edward H. Leonard of Niantic
Non-Salaried

HIGHER EDUCATION, BOARD OF

To be a Member of the Board of Higher Education for a term commencing May 19, 2003, and ending January 31, 2009:

Gilbert L. Rutman of Edwardsville
Non-Salaried

NATURAL RESOURCES ADVISORY BOARD, DEPARTMENT OF

To be a Member of the Department of Natural Resources Advisory Board for a term commencing May 19, 2003, and ending January 19, 2009:

Randy D. Blackford of Olney
Non-Salaried

Rod Blagojevich
GOVERNOR

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

REPORT FROM STANDING COMMITTEE

Senator Hendon, Co-Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the Governor's appointments.

The motion prevailed.

EXECUTIVE SESSION

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of April 23, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

COMMERCE COMMISSION, ILLINOIS

To be a Commissioner of the Illinois Commerce Commission for a term commencing April 22, 2003, and ending January 21, 2008:

Erin O'Connell-Diaz of Bull Valley
Salaried

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

Yeas 57; Nays None.

The following voted in the affirmative:

[May 23, 2003]

Althoff	Haine	Obama	Sullivan, D.
Bomke	Halvorson	Peterson	Sullivan, J.
Brady	Harmon	Petka	Syverson
Burzynski	Hendon	Radogno	Trotter
Clayborne	Hunter	Rauschenberger	Viverito
Collins	Jacobs	Righter	Walsh
Cronin	Jones, J.	Risinger	Watson
Crotty	Jones, W.	Ronen	Welch
Cullerton	Lauzen	Roskam	Winkel
del Valle	Lightford	Rutherford	Wojcik
DeLeo	Link	Sandoval	Woolard
Demuzio	Maloney	Schoenberg	Mr. President
Dillard	Martinez	Shadid	
Garrett	Meeks	Sieben	
Geo-Karis	Munoz	Soden	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 1, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

AGRICULTURE, DEPARTMENT OF

To be Director of the Department of Agriculture for a term commencing April 28, 2003, and ending January 17, 2005:

Charles A. Hartke of Teutopolis
Salaried

HUMAN RIGHTS COMMISSION

To be a member of the Human Rights Commission for a term commencing April 17, 2003, and ending January 15, 2007:

Leslie M. Fox of Glencoe
Salaried

INSURANCE, DEPARTMENT OF

To be Assistant Director of the Department of Insurance for a term commencing May 12, 2003, and ending January 17, 2005:

Deirdre Manna of Northbrook
Salaried

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

To be Director of the Department of Children and Family Services for a term commencing April 28, 2003, and ending January 17, 2005:

Bryan Samuels of Chicago
Salaried

HUMAN SERVICES, DEPARTMENT OF

To be Assistant Secretary of the Department of Human Services for a term commencing May 1, 2003, and ending January 17, 2005:

Francisco Du'Prey of Chicago
Salaried

Senator Hendon moved that the Senate advise and consent to the foregoing appointments.

[May 23, 2003]

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 9, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

BANKS AND REAL ESTATE, OFFICE OF

To be Commissioner of the Office of Banks and Real Estate for a term commencing May 5, 2003, and ending January 31, 2004:

Dorance Lorenzo Padron of Glenview
Salaried

CORRECTIONS, DEPARTMENT OF

To be Director of the Department of Corrections for a term commencing June 1, 2003, and ending January 17, 2005:

Roger E. Walker, Jr. of Decatur
Salaried

INDUSTRIAL COMMISSION

To be a Member of the Industrial Commission for a term commencing May 5, 2003, and ending January 15, 2007:

James C. Serkland of Chicago
Salaried

PRISONER REVIEW BOARD

To be a Member of the Prisoner Review Board for a term commencing May 12, 2003, and ending January 19, 2009:

Eric W. Althoff of Effingham
Salaried

PRISONER REVIEW BOARD

[May 23, 2003]

To be a Member of the Prisoner Review Board for a term commencing May 5, 2003, and ending January 19, 2009:

Barbara M. Hubbard of Collinsville
Salaried

TOLL HIGHWAY AUTHORITY, ILLINOIS STATE

To be a Director to the Illinois State Toll Highway Authority for a term commencing May 2, 2003, and ending May 1, 2007:

David R. Andalcio of Chicago
Salaried

TOLL HIGHWAY AUTHORITY, ILLINOIS STATE

To be a Director to the Illinois State Toll Highway Authority for a term commencing May 2, 2003, and ending May 1, 2007:

John P. Mitola of Elk Grove
Salaried

TOLL HIGHWAY AUTHORITY, ILLINOIS STATE

To be a Director to the Illinois State Toll Highway Authority for a term commencing May 2, 2003, and ending May 1, 2007:

Arthur George Pradel of Naperville
Salaried

Sponsor: Senator Kirk W. Dillard

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Laufen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 16, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

EMPLOYMENT SECURITY REVIEW BOARD, DEPARTMENT OF

[May 23, 2003]

To be Member of the Department of Employment Security Review Board for a term commencing May 12, 2003, and ending January 12, 2005:

J. Hunt Bonan of McLeansboro
Salaried

HUMAN RIGHTS COMMISSION

To be Member of the Human Rights Commission for a term commencing May 12, 2003, and ending January 15, 2007:

Marti Baricevic of Fairview Heights
Salaried

HUMAN RIGHTS COMMISSION

To be Member of the Human Rights Commission for a term commencing May 12, 2003, and ending January 15, 2007:

David Chang of Chicago
Salaried

HUMAN SERVICES, DEPARTMENT OF

To be a Assistant Secretary of the Department of Human Services for a term commencing June 1, 2003, and ending January 17, 2005:

Grace B. Hou of LaGrange Park
Salaried

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Laufen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of February 19, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

UNIVERSITY OF ILLINOIS BOARD OF TRUSTEES

[May 23, 2003]

To be a Member of the University of Illinois Board of Trustees for a term commencing February 11, 2003, and ending January 12, 2009:

Robert Y. Sperling of Glencoe
Non-Salaried

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

Yeas 56; Nays 1.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Trotter
Burzynski	Hendon	Petka	Viverito
Clayborne	Hunter	Radogno	Walsh
Collins	Jacobs	Righter	Watson
Cronin	Jones, J.	Risinger	Welch
Crotty	Jones, W.	Ronen	Winkel
Cullerton	Lauzen	Roskam	Wojcik
del Valle	Lightford	Rutherford	Woolard
DeLeo	Link	Sandoval	Mr. President
Demuzio	Luechtefeld	Schoenberg	
Dillard	Maloney	Shadid	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Soden	

The following voted in the negative:

Rauschenberger

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of April 16, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

RACING BOARD, ILLINOIS

To be Chair of the Illinois Racing Board for a term commencing April 14, 2003, and ending July 1, 2004:

Lorna E. Propes of Chicago
Non-Salaried

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter

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Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 1, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

EDUCATION, STATE BOARD OF

To be Chair of the State Board of Education for a term commencing April 17, 2003, and ending January 12, 2005:

Janet Steiner of Carlinville
Non-Salaried

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 9, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

BI-STATE DEVELOPMENT AGENCY, ILLINOIS AND MISSOURI

To be a Member of the Illinois and Missouri Bi-State Development Agency for a term commencing May 2, 2003, and ending January 21, 2008:

[May 23, 2003]

Thomas F. Hennessey, III of Swansea
Non-Salaried

HISTORIC PRESERVATION AGENCY, BOARD OF TRUSTEES

To be a Member of the Board of Trustees of the Historic Preservation Agency for a term commencing May 6, 2003, and ending January 17, 2005:

J. Douglas Donenfeld of Chicago
Non-Salaried

HISTORIC PRESERVATION AGENCY, BOARD OF TRUSTEES

To be a Member of the Board of Trustees of the Historic Preservation Agency for a term commencing May 6, 2003, and ending January 17, 2005:

Laurie Ann Hoffman of Collinsville
Non-Salaried

HISTORIC PRESERVATION AGENCY, BOARD OF TRUSTEES

To be a Member of the Board of Trustees of the Historic Preservation Agency for a term commencing May 6, 2003, and ending January 17, 2005:

Elizabeth I. Smith of Olive Branch
Non-Salaried

SOUTHWESTERN ILLINOIS DEVELOPMENT AUTHORITY

To be a Member of the Southwestern Illinois Development Authority for a term commencing May 5, 2003, and ending January 15, 2007:

Bruce N. Cook of Belleville
Non-Salaried

SOUTHWESTERN ILLINOIS DEVELOPMENT AUTHORITY

To be a Member of the Southwestern Illinois Development Authority for a term commencing May 5, 2003, and ending January 15, 2007:

Robert D. Halsey of Alton
Non-Salaried

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	

[May 23, 2003]

Geo-Karis

Meeks

Sieben

The motion prevailed.

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

Senators Hendon and Geo-Karis, Co-Chairpersons of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 16, 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

BI-STATE DEVELOPMENT AGENCY, ILLINOIS and MISSOURI

To be a Member of the Illinois and Missouri Bi-State Development Agency for a term commencing May 12, 2003, and ending January 21, 2008:

Jeffrey K. Watson of Belleville
Non-Salaried

HIGHER EDUCATION, BOARD OF

To be a Member of the Board of Higher Education for a term commencing May 16, 2003, and ending January 31, 2009:

Thomas R. Lamont of Springfield
Non-Salaried

UNIVERSITY OF ILLINOIS BOARD OF TRUSTEES

To be a Member of the University of Illinois Board of Trustees for a term commencing May 5, 2003, and ending January 10, 2005:

Frances G. Carroll of Chicago
Non-Salaried

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

Yeas 58; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Soden
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Woolard
Dillard	Maloney	Schoenberg	Mr. President
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The motion prevailed.

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

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

Senator Demuzio, presiding.

[May 23, 2003]

COMMITTEE REPORT CORRECTION

The following correction was made on the report from the Senate Rules Committee, which on May 22, 2003 referred **Senate Floor Amendment No. 1 to HOUSE BILL 2345** to the Committee on Executive, which should have referred **Senate Floor Amendment No. 2 to HOUSE BILL 2345** to the Committee on Executive.

REPORTS FROM STANDING COMMITTEES

Senator del Valle, Chairperson of the Committee on Education to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendments numbered 2 and 3 to House Bill 495

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

Senator del Valle, Chairperson of the Committee on Education, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 566

Motion to Concur in House Amendment 1 to Senate Bill 903

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 1098

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

Senator Walsh, Chairperson of the Committee on Agriculture and Conservation, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 257

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

Senator Obama, Chairperson of the Committee on Health and Human Services to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 1 to House Bill 687

Senate Amendment No. 1 to House Bill 1038

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

Senator Obama, Chairperson of the Committee on Health and Human Services, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 59

Motion to Concur in House Amendment 1 to Senate Bill 199

Motion to Concur in House Amendment 1 to Senate Bill 263

Motion to Concur in House Amendments 1 and 2 to Senate Bill 319

[May 23, 2003]

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Haine, Chairperson of the Committee on Local Government to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 1 to House Bill 841
Senate Amendment No. 2 to House Bill 3402

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

Senator Haine, Chairperson of the Committee on Local Government, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 886

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

Senator Silverstein, Chairperson of the Committee on Executive to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 1 to House Bill 920
Senate Amendment No. 1 to House Bill 1023
Senate Amendment No. 1 to House Bill 1043
Senate Amendment No. 2 to House Bill 2345
Senate Amendment No. 1 to House Bill 3640

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

Senator Ronen, Chairperson of the Committee on Labor and Commerce, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 228

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

Senator Link, Chairperson of the Committee on Revenue to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendment No. 1 to House Bill 861

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

Senator Link, Chairperson of the Committee on Revenue, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 154
Motion to Concur in House Amendment 1 to Senate Bill 170
Motion to Concur in House Amendments 1 and 2 to Senate Bill 881

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Munoz, Chairperson of the Committee on Licensed Activities to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendments numbered 2 and 3 to House Bill 1482

[May 23, 2003]

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

Senator Munoz, Chairperson of the Committee on Licensed Activities, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 105
 Motion to Concur in House Amendment 1 to Senate Bill 190
 Motion to Concur in House Amendment 1 to Senate Bill 332
 Motion to Concur in House Amendments 1 and 2 to Senate Bill 385
 Motion to Concur in House Amendments 1 and 3 to Senate Bill 386
 Motion to Concur in House Amendment 1 to Senate Bill 698

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Woolard, Chairperson of the Committee on State Government to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendment No. 1 to House Bill 940

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

Senator Woolard, Chairperson of the Committee on State Government, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 280
 Motion to Concur in House Amendment 1 to Senate Bill 680
 Motion to Concur in House Amendment 1 to Senate Bill 689
 Motion to Concur in House Amendment 1 to Senate Bill 844

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

PRESENTATION OF RESOLUTION

Senator Schoenberg offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 171

WHEREAS, Section 8-7 of the School Code authorizes township and school treasurers to "enter into agreements...regarding the deposit, redeposit, investment, reinvestment or withdrawal of school funds, including, without limitation, agreements with other township and school treasurers"; and

WHEREAS, Section 3-47 of the Public Community College Act authorizes community college districts to "enter into agreements...regarding the deposit, redeposit, investment, reinvestment or withdrawal of community college funds, including, without limitation, agreements with...township and school treasurers authorized by Section 8-7 of the School Code"; and

WHEREAS, Under the authority provided by those statutes, the Illinois School District Liquid Asset Fund Plus, a common law trust, was created; and

WHEREAS, Hundreds of Illinois school districts invest public moneys in the Fund; and

WHEREAS, Section 2.14(d) of the Fund's Declaration of Trust states, "any Trustee or officer, employee or agent of the Fund may be interested...or otherwise have a direct or indirect interest in, any Person who may be engaged to render advice or services to the Fund"; and

WHEREAS, A recent news report involving the Worth Township School Treasurer, a former Trustee of the Fund, questions certain activities involving the Fund; and

WHEREAS, In 1997 the State Treasurer had ongoing questions concerning the Fund's investment in banker's acceptances, which was determined to be an inappropriate investment by the State's Attorney General at that time; therefore, be it

[May 23, 2003]

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we ask the Auditor General to conduct a management audit of the Illinois School District Liquid Asset Fund Plus; and be it further

RESOLVED, That the audit include without limitation (i) whether the Fund's provisions regarding conflicts of interest are sufficient and comparable to other pools investing public moneys, (ii) whether the Fund's performance is comparable to other pools investing public moneys, and (iii) whether controls are in place to adequately protect public moneys invested in the Fund; and be it further

RESOLVED, That the Fund, its Trustees, officers, and employees, its agents and contractors, and any other entity or person that may have information relevant to this audit cooperate fully and promptly with the Office of the Auditor General in the conduct of this audit; and be it further

RESOLVED, That the Auditor General commence this audit as soon as possible and distribute the report upon completion in accordance with Section 3-14 of the Illinois State Auditing Act; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Auditor General.

Senator Rutherford offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 172

WHEREAS, Blood-related cancers currently afflict more than 700,000 Americans; and

WHEREAS, 110,000 new cases of leukemia, lymphoma, myeloma, and other blood-related cancers are diagnosed each year; more than 4,000 in Illinois alone; and

WHEREAS, Leukemia, lymphoma, and myeloma will kill an estimated 60,500 people in the United States this year; more than 2,000 Illinoisans; and

WHEREAS, Leukemia is the leading cause of disease-related death among children younger than 15 years; and

WHEREAS, Blood-related cancers account for over ten percent of all cancer deaths in the United States; and

WHEREAS, Survival rates for blood-related cancers have significantly improved over the past forty years as a direct result of research outcomes, as well as services to assist patients and their families; and

WHEREAS, During the month of September The Leukemia & Lymphoma Society will hold a series of "Light the Night Walks" throughout the State of Illinois to increase awareness and raise funds to support blood-related cancer research and services for people touched by blood-related cancers; and

WHEREAS, The State of Illinois is similarly committed to the eradication of these diseases and supports the treatment of its citizens that suffer from them; and

WHEREAS, The State of Illinois encourages efforts to enhance research funding and educational programs that address these diseases; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that September be designated as Leukemia and Lymphoma Awareness Month to enhance the understanding of blood-related cancers and to encourage participation in voluntary activities to support education programs and the funding of research programs to find a cure for them.

Senators Lightford, Harmon and Hendon offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 173

WHEREAS, Public transit provides substantial energy and environmental benefits; and

WHEREAS, Congestion now costs the Chicago Metropolitan Area \$4,000,000,000 per year in lost productivity, fuel, and insurance costs; and

WHEREAS, The United States Congress and the Administration should be urged to support increased funding for public transit in the pending reauthorization of the Transportation Equity Act; and

WHEREAS, The Illinois Department of Transportation (IDOT) has determined that the Eisenhower Expressway (I-290) is in need of reconstruction and renovation; and

[May 23, 2003]

WHEREAS, IDOT also has proposed expansion of portions of I-290; and

WHEREAS, The Regional Transit Authority (RTA) is conducting a study of potential transit projects in the multi-modal corridor reaching out west from Chicago along I-290 ("Central Cook-DuPage corridor"), one or more of which may be viable alternatives to expansion of I-290; and

WHEREAS, The North and West Central Councils of Mayors, representing municipalities in the Chicago area within the corridor, have expressed support for the Central Cook-DuPage corridor transit projects and the RTA study; and

WHEREAS, Chicago area transit agencies have submitted numerous transit projects in the Central Cook-DuPage multi-modal corridor to the Chicago Area Transportation Study for inclusion in the 2030 Regional Transportation Plan for the Chicago Area, including the CTA Blue Line extension from Forest Park to Lisle, Phase I of CTA's Circle Line, which would double the capacity of the Forest Park branch of the Blue Line, the Metra Union Pacific West Line upgrade and extension, Ogden Avenue Transitway, PACE's Cermak Road Bus Rapid Transit, and DuPage J Line Bus Rapid Transit; and

WHEREAS, Federal funding for major transportation projects generally is conditioned on detailed analyses of potential alternatives and environmental impacts in a Major Investment Study and Environmental Impact Statement; and

WHEREAS, Existing use of I-290 causes substantial health, safety, economic, and environmental impacts on the surrounding communities that would be exacerbated if I-290 is expanded; and

WHEREAS, Major transportation project decisions need to be made by the affected communities and citizens with the involvement of all transportation agencies; and

WHEREAS, The Village of Oak Park has been granted State and federal funding to further determine the feasibility and the scope of constructing a cap over all or portions of I-290 (the "Oak Park Cap"), in conjunction with reconstruction of the highway, as a potential means of enhancing transit and mobility options and mitigating adverse impacts; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we support the RTA's study and its objective to conduct a full-fledged Major Investment Study for the Central Cook-DuPage multi-modal corridor in a manner that examines all potential methods of relieving congestion and increasing mobility in the I-290 corridor on a thorough and objective basis; and be it further

RESOLVED, That any further proceedings to consider expansion of I-290 should be integrated into an evaluation of viable transit alternatives identified in the RTA study; and be it further

RESOLVED, That any further proceedings to consider expansion of I-290 should include detailed assessment of potential environmental impacts by preparation of an Environmental Impact Statement; and be it further

RESOLVED, That IDOT should halt design work on expanding I-290 until the RTA study is completed and until a Central Cook-DuPage multi-modal Corridor Council, comprised of chief municipal elected officials, community and environmental groups, and citizen representatives and involving representatives of all of the transportation agencies for northeastern Illinois, selects a preferred alternative or combination of alternatives to address congestion and improve mobility needs in this corridor; and be it further

RESOLVED, That the Oak Park Cap should be incorporated into the design of a reconstructed I-290; and be it further

RESOLVED, That we urge the United States Congress and the Administration to strongly support proposals for funding of the Central Cook-DuPage multi-modal corridor projects and the Oak Park Cap in the pending reauthorization of the Transportation Equity Act; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Governor of Illinois, the Illinois Secretary of Transportation, the U.S. Secretary of Transportation, the President pro tempore of the U.S. Senate, the Speaker of the U.S. House of Representatives, and each member of the Illinois congressional delegation.

Senator Collins offered the following Senate Joint Resolution, which was referred to the Committee on Rules:

SENATE JOINT RESOLUTION NO. 36

[May 23, 2003]

WHEREAS, Minorities and women seeking apprenticeship and trainee opportunities in the building trades allege the existence of racial and gender discrimination in hiring on public construction contracts; and

WHEREAS, Minority-owned and female-owned companies allege that contractors on public construction projects engage in racial and gender discrimination; and

WHEREAS, The State of Illinois spends billions of dollars on public construction projects;

WHEREAS, The State of Illinois has a compelling State interest to eliminate racial and gender discrimination in State-funded public construction programs to effect an efficient procurement process; and

WHEREAS, No State agency has undertaken a comprehensive study to determine the existence and the extent of racial and gender discrimination on public construction projects during the last 5 years, therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there is created the Commission on Opportunity in State Public Construction, which shall consist of 17 members as follows: (i) 7 members appointed by the Governor, 2 of whom are representatives of a labor organization engaged in the building trades, 2 of whom are representatives of organizations that represent the interests of construction companies, one of whom is a representative of an organization that represents the interests of minority-owned business enterprises, one of whom is a representative of an organization that represents female-owned business enterprises, one of whom is a representative of an organization that advocates for the civil rights of women, one of whom is a representative of an organization that advocates for the civil rights of African Americans, one of whom is a representative of an organization that advocates for the civil rights of Hispanic Americans, and one of whom is a representative of an organization that advocates for the civil rights of Asian Pacific and South Asian Americans; (ii) one member appointed by the President of the Senate; (iii) one member appointed by the Minority Leader of the Senate; (iv) one member appointed by the Speaker of the House of Representatives; (v) one member appointed by the Minority Leader of the House of Representatives; (vi) the Attorney General or his or her designee; (vii) the Director of the Capital Development Board or his or her designee; and (viii) the Secretary of Transportation or his or her designee, all of whom shall serve without compensation but shall be reimbursed for their reasonable and necessary expenses from appropriations available for that purpose; the appointments shall be made before September 1, 2003; the members shall elect one member to serve as chairperson of the Commission; and be it further

RESOLVED, That the Commission shall ascertain through public hearings and social-scientific research: (i) whether there is a pattern of racial and gender discrimination in employment on State public construction projects; (ii) whether there is a pattern of racial and gender discrimination in contracting on State public construction projects; (iii) the extent, if any, of racial and gender discrimination in employment on State public construction projects; and (iv) the nature, if any, of race and gender-neutral barriers to entry to employment or contracting for minorities and women on State public construction projects; if the Commission determines that there is racial and gender-based discrimination in State public construction projects, then the Commission shall develop policy recommendations to remedy the racial and gender-based discrimination; if the Commission determines that there are race and gender-neutral barriers to minority and female participation on State public construction projects, then the Commission shall develop policy recommendations to reduce the barriers to full participation; nothing in this resolution precludes the Commission from recognizing the existence, if any, of racial and gender-based discrimination or neutral barriers, or both, to minority and female participation on State public construction projects and developing policy recommendations to address both issues; the Commission shall have investigatory power pursuant to 25 ILCS 5/Act; the Commission shall deliver a report of its findings, the transcripts of its public hearings, and its social-scientific research to the Governor and to the General Assembly by June 30, 2004; and be it further

RESOLVED, That the Capital Development Board and the Department of Transportation shall provide staff assistance as is reasonably required to permit the Commission to fulfill its functions; the Illinois Department of Transportation is authorized to receive appropriations from the General Assembly to fund social-scientific research related to the Commission's function; the Department of Transportation, on behalf of the Commission, is authorized to contract with a university, consulting firm, or other reputable research organization to conduct a social-scientific study on race and gender discrimination on State public construction projects; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Governor, the Attorney General, the Director of the Capital Development Board, and the Secretary of Transportation.

[May 23, 2003]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Trotter, **House Bill No. 2289**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 37; Nays 19.

The following voted in the affirmative:

Clayborne	Halvorson	Munoz	Trotter
Collins	Harmon	Obama	Viverito
Crotty	Hendon	Petka	Walsh
Cullerton	Hunter	Risinger	Welch
del Valle	Jacobs	Ronen	Wojcik
DeLeo	Lightford	Sandoval	Woolard
Demuzio	Link	Schoenberg	Mr. President
Garrett	Maloney	Shadid	
Geo-Karis	Martinez	Soden	
Haine	Meeks	Sullivan, J.	

The following voted in the negative:

Althoff	Jones, W.	Rauschenberger	Sullivan, D.
Bomke	Lauzen	Righter	Syverson
Brady	Luechtefeld	Roskam	Watson
Burzynski	Peterson	Rutherford	Winkel
Jones, J.	Radogno	Sieben	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3749**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 31; Nays 26.

The following voted in the affirmative:

Clayborne	Haine	Maloney	Sullivan, J.
Collins	Halvorson	Martinez	Trotter
Crotty	Harmon	Meeks	Viverito
Cullerton	Hendon	Munoz	Walsh
del Valle	Hunter	Ronen	Welch
DeLeo	Jacobs	Sandoval	Woolard
Demuzio	Lightford	Schoenberg	Mr. President
Garrett	Link	Shadid	

The following voted in the negative:

Althoff	Jones, W.	Rauschenberger	Sullivan, D.
Bomke	Lauzen	Righter	Syverson
Brady	Luechtefeld	Risinger	Watson

[May 23, 2003]

Burzynski	Obama	Roskam	Winkel
Dillard	Peterson	Rutherford	Wojcik
Geo-Karis	Petka	Sieben	
Jones, J.	Radogno	Soden	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3750**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Halvorson	Obama	Sullivan, J.
Bomke	Harmon	Peterson	Syverson
Brady	Hendon	Petka	Trotter
Burzynski	Hunter	Rauschenberger	Viverito
Clayborne	Jacobs	Righter	Walsh
Collins	Jones, J.	Risinger	Watson
Crotty	Jones, W.	Ronen	Welch
Cullerton	Lauzen	Roskam	Winkel
del Valle	Lightford	Rutherford	Wojcik
DeLeo	Link	Sandoval	Woolard
Demuzio	Luechtefeld	Schoenberg	Mr. President
Dillard	Maloney	Shadid	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Soden	
Haine	Munoz	Sullivan, D.	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3758**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 32; Nays 24; Present 1.

The following voted in the affirmative:

Clayborne	Harmon	Munoz	Walsh
Collins	Hendon	Obama	Watson
Crotty	Hunter	Ronen	Welch
Cullerton	Jacobs	Sandoval	Woolard
del Valle	Lightford	Schoenberg	Mr. President
DeLeo	Link	Shadid	
Demuzio	Maloney	Sullivan, J.	
Haine	Martinez	Trotter	
Halvorson	Meeks	Viverito	

[May 23, 2003]

The following voted in the negative:

Althoff	Jones, J.	Righter	Syverson
Bomke	Lauzen	Risinger	Winkel
Brady	Luechtefeld	Roskam	Wojcik
Burzynski	Peterson	Rutherford	
Dillard	Petka	Sieben	
Garrett	Radogno	Soden	
Geo-Karis	Rauschenberger	Sullivan, D.	

The following voted present:

Jones, W.

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a). Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3763**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 46; Nays 11.

The following voted in the affirmative:

Althoff	Haine	Martinez	Sullivan, D.
Bomke	Halvorson	Meeks	Sullivan, J.
Clayborne	Harmon	Munoz	Trotter
Collins	Hendon	Peterson	Viverito
Crotty	Hunter	Righter	Walsh
Cullerton	Jacobs	Ronen	Welch
del Valle	Jones, J.	Rutherford	Winkel
DeLeo	Jones, W.	Sandoval	Wojcik
Demuzio	Lightford	Schoenberg	Woolard
Dillard	Link	Shadid	Mr. President
Garrett	Luechtefeld	Sieben	
Geo-Karis	Maloney	Soden	

The following voted in the negative:

Brady	Obama	Rauschenberger	Syverson
Burzynski	Petka	Risinger	Watson
Lauzen	Radogno	Roskam	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a). Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3778**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 30; Nays 26.

The following voted in the affirmative:

Clayborne	Harmon	Meeks	Trotter
Collins	Hendon	Munoz	Viverito
Crotty	Hunter	Obama	Walsh
Cullerton	Jacobs	Ronen	Welch
del Valle	Lightford	Sandoval	Woolard
Demuzio	Link	Schoenberg	Mr. President
Haine	Maloney	Shadid	
Halvorson	Martinez	Sullivan, J.	

The following voted in the negative:

Althoff	Jones, J.	Rauschenberger	Sullivan, D.
Bomke	Jones, W.	Righter	Syverson
Brady	Lauzen	Risinger	Watson
Burzynski	Luechtefeld	Roskam	Winkel
Dillard	Peterson	Rutherford	Wojcik
Garrett	Petka	Sieben	
Geo-Karis	Radogno	Soden	

This roll call verified.

Following the verification of the roll call, the Chair directed that the name of Senator DeLeo having voted in the affirmative, be removed, as that member was absent from the floor at the time of the verification.

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3779**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 39; Nays 16.

The following voted in the affirmative:

Bomke	Haine	Martinez	Sullivan, D.
Clayborne	Halvorson	Meeks	Sullivan, J.
Collins	Harmon	Munoz	Trotter
Crotty	Hendon	Obama	Viverito
Cullerton	Hunter	Peterson	Walsh
del Valle	Jacobs	Ronen	Welch
Demuzio	Jones, W.	Sandoval	Wojcik
Dillard	Lightford	Schoenberg	Woolard
Garrett	Link	Shadid	Mr. President
Geo-Karis	Maloney	Soden	

The following voted in the negative:

Althoff	Petka	Roskam	Winkel
Brady	Radogno	Rutherford	
Burzynski	Rauschenberger	Sieben	
Jones, J.	Righter	Syverson	
Lauzen	Risinger	Watson	

[May 23, 2003]

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 3790**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

Yeas 55; Nays None.

The following voted in the affirmative:

Althoff	Halvorson	Munoz	Soden
Bomke	Harmon	Obama	Sullivan, D.
Brady	Hendon	Peterson	Sullivan, J.
Burzynski	Hunter	Petka	Syverson
Clayborne	Jacobs	Rauschenberger	Trotter
Collins	Jones, J.	Righter	Viverito
Crotty	Jones, W.	Risinger	Walsh
Cullerton	Lauzen	Ronen	Watson
del Valle	Lightford	Roskam	Welch
Demuzio	Link	Rutherford	Winkel
Dillard	Luechtefeld	Sandoval	Wojcik
Garrett	Maloney	Schoenberg	Woolard
Geo-Karis	Martinez	Shadid	Mr. President
Haine	Meeks	Sieben	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS ON SECRETARY'S DESK

On motion of Senator Woolard, **Senate Bill No. 844**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Woolard moved that the Senate concur with the House in the adoption of their amendment to said bill.

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

Yeas 55; Nays None.

The following voted in the affirmative:

Althoff	Halvorson	Munoz	Soden
Bomke	Harmon	Obama	Sullivan, D.
Brady	Hendon	Peterson	Sullivan, J.
Burzynski	Hunter	Petka	Syverson
Clayborne	Jacobs	Radogno	Trotter
Collins	Jones, J.	Righter	Viverito
Crotty	Jones, W.	Risinger	Walsh
Cullerton	Lauzen	Ronen	Watson
del Valle	Lightford	Roskam	Welch
Demuzio	Link	Rutherford	Winkel
Dillard	Luechtefeld	Sandoval	Wojcik
Garrett	Maloney	Schoenberg	Woolard

[May 23, 2003]

Geo-Karis
Haine

Martinez
Meeks

Shadid
Sieben

Mr. President

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 844**.

Ordered that the Secretary inform the House of Representatives thereof.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION 161

Offered by Senator Petka and all Senators:
Mourns the death of Allan "Hokey" Mauer of Plainfield.

SENATE RESOLUTION 162

Offered by Senator Link and all Senators:
Mourns the death of Adeline R. Moran of North Chicago.

SENATE RESOLUTION 163

Offered by Senator Demuzio, E. Jones and all Senators:
Mourns the death of Robert Reynolds Bliss of Hillsboro.

SENATE RESOLUTION 165

Offered by Senator Clayborne and all Senators:
Mourns the death of Ira Lois Calvert of East St. Louis.

SENATE RESOLUTION 166

Offered by Senator Clayborne and all Senators:
Mourns the death of Deacon Brian David Campbell.

SENATE RESOLUTION 167

Offered by Senator Clayborne and all Senators:
Mourns the death of Cheryl Ann Hopkins Campbell.

SENATE RESOLUTION 169

Offered by Senators E. Jones, Cullerton and all Senators:
Mourns the death of Jack Kelly of Chicago.

Senator Meeks moved the adoption of the foregoing resolutions. The motion prevailed.
And the resolutions were adopted.

REPORT FROM RULES COMMITTEE

Senator Demuzio, Chairperson of the Committee on Rules, during its May 23, 2003 meeting, reported the following resolutions have been assigned to the indicated Standing Committee of the Senate:

Executive: **Senate Joint Resolution No. 36; House Joint Resolution Constitutional No. 1.**

Senator Demuzio, Chairperson of the Committee on Rules, during its May 23, 2003 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Executive: **Senate Floor Amendment No. 2 to House Bill 1023.**

At the hour of 1:24 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 1:38 o'clock p.m., the Senate resumed consideration of business.
Senator Demuzio, presiding.

MESSAGE 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 House Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 38

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two Houses adjourn on Friday, May 23, 2003, the House stand adjourned until Tuesday, May 27, 2003; at 2:00 o'clock p.m.; and the Senate stand adjourned until Tuesday, May 27, 2003 at 12:00 o'clock p.m.

Adopted by the House, May 23, 2003.

ANTHONY D. ROSSI, Clerk of the House

By unanimous consent, on motion of Senator del Valle, the foregoing message reporting House Joint Resolution No. 38, was taken up for immediate consideration.

Senator del Valle moved that the Senate concur with the House in the adoption of the resolution.

The motion prevailed.

And the Senate concurred with the House in the adoption of the resolution.

Ordered that the Secretary inform the House of Representatives thereof.

At the hour of 1:39 o'clock p.m., pursuant to **House Joint Resolution No. 38**, the Chair announced the Senate stand adjourned until Tuesday, May 27, 2003, at 12:00 o'clock noon.