



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

99TH LEGISLATIVE DAY

WEDNESDAY, APRIL 21, 2004

12:50 O'CLOCK P.M.

NO. 99

[April 21, 2004]

SENATE
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99th Legislative Day

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The Senate met pursuant to adjournment.
 Honorable Emil Jones, Jr., President of the Senate, presiding.
 Prayer by Reverend Samuel Hale, Zion Baptist Church, Springfield, Illinois.
 Senator Link led the Senate in the Pledge of Allegiance.

The Journal of Tuesday, April 20, 2004, was being read when on motion of Senator Maloney, further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to House Bill 393
 Senate Committee Amendment No. 2 to House Bill 728
 Senate Committee Amendment No. 3 to House Bill 4098
 Senate Committee Amendment No. 1 to House Bill 4705
 Senate Committee Amendment No. 2 to House Bill 5058
 Senate Committee Amendment No. 1 to House Bill 6906

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

Senate Amendment No. 1 to House Bill 750
 Senate Amendment No. 4 to House Bill 2791

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

Senate Amendment No. 3 to Senate Bill 2800

The following Committee amendment to the House Joint Resolution Constitutional Amendment listed below has been filed with the Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 1 to Senate Joint Resolution Constitutional Amendment 20

REPORTS FROM STANDING COMMITTEES

Senator Walsh, Chairperson of the Committee on Agriculture and Conservation, to which was referred **House Bill No. 4402**, reported the same back with the recommendation that the bill do pass.

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

Senator Clayborne, Chairperson of the Committee on Environment and Energy, to which was referred **House Bills numbered 3937, 4567, 4856 and 5129**, reported the same back with the recommendation that the bills do pass.

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

Senator Clayborne, Chairperson of the Committee on Environment and Energy, to which was referred **Senate Resolution No. 447**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 447** was placed on the Secretary's Desk.

Senator Obama, Chairperson of the Committee on Health and Human Services, to which was referred **House Bills numbered 3857, 3922, 3957, 4092, 4481, 4560, 4730, 4831, 4862 and 6564**, reported the same back with the recommendation that the bills do pass.

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

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Senator Obama, Chairperson of the Committee on Health and Human Services, to which was referred **House Joint Resolution No. 34**, reported the same back with amendments having been adopted thereto, with the recommendation that the resolution, as amended, be adopted.

Under the rules, **House Joint Resolution No. 34** was placed on the Secretary's Desk.

PRESENTATION OF RESOLUTION

SENATE RESOLUTION 505

Offered by Senator Harmon and all Senators:

Mourns the death of John "Jack" R. Hosty, Senator, of Oak Park.

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

INTRODUCTION OF BILLS

SENATE BILL NO. 3375. Introduced by Senator Althoff, a bill for AN ACT concerning taxes.

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

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 4167, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4211, sponsored by Senator Sieben, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4337, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4532, sponsored by Senator DeLeo, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4640, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5157, sponsored by Senator Welch, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6617, sponsored by Senator Lightford, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6654, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Rules.

EXCUSED FROM ATTENDANCE

On motion of Senator DeLeo, Senators Walsh and Welch were excused from attendance due to severe storm damage in their districts.

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its April 21, 2004 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Financial Institutions: **Senate Committee Amendment No. 1 to House Bill 6740.**

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Insurance & Pensions: **Senate Committee Amendment No. 1 to House Bill 5928.**

Judiciary: **Senate Floor Amendment No. 4 to Senate Bill 2791; Senate Floor Amendment No. 3 to Senate Bill 2800; Senate Committee Amendment No. 1 to House Bill 4318.**

Labor & Commerce: **Senate Committee Amendment No. 1 to House Bill 4241.**

Local Government: **Senate Committee Amendment No. 1 to House Bill 5017.**

Revenue: **Senate Committee Amendment No. 1 to House Bill 4705.**

Transportation: **Senate Committee Amendments numbered 1 and 2 to House Bill 2587; Senate Committee Amendments numbered 2 and 3 to House Bill 4098.**

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Syverson, **Senate Bill No. 3310** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3311** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3312** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3313** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3314** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3315** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3316** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3317** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3318** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3319** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3320** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3321** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3322** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3323** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Syverson, **Senate Bill No. 3324** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3325** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3326** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3327** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3328** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3329** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3330** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3331** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3332** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3333** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3334** having been printed, was taken up, read by title a second time and ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Schoenberg, **Senate Bill No. 2724**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

Yeas 40; Nays 13.

The following voted in the affirmative:

Althoff	Haine	Obama	Silverstein
Clayborne	Halvorson	Peterson	Sullivan, D.
Collins	Harmon	Radogno	Trotter
Cronin	Hendon	Righter	Viverito
Crotty	Hunter	Risinger	Watson
Cullerton	Jacobs	Ronen	Wojcik
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Sandoval	
Dillard	Maloney	Schoenberg	
Garrett	Martinez	Shadid	
Geo-Karis	Meeks	Sieben	

The following voted in the negative:

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Bomke	Jones, J.	Rutherford	Winkel
Brady	Jones, W.	Soden	
Burzynski	Lauzen	Sullivan, J.	
Forby	Rauschenberger	Syverson	

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

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

At the hour of 1:20 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 5:40 o'clock p.m., the Senate resumed consideration of business.
Senator DeLeo, presiding.

REPORTS FROM STANDING COMMITTEES

Senator del Valle, Chairperson of the Committee on Education, to which was referred **House Bills numbered 4491, 4944 and 5562**, reported the same back with the recommendation that the bills do pass.

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

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions, to which was referred **House Bills numbered 393, 4478, 4847 and 5175**, reported the same back with the recommendation that the bills do pass.

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

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions, to which was referred **House Bill No. 5928**, reported the same back with amendments thereto, with the recommendation that the bill, as amended, 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 **House Bills numbered 3828, 4026, 4239, 4779 and 7263**, reported the same back with the recommendation that the bills 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 **House Bills numbered 3835, 4103, 4489 and 5340**, reported the same back with the recommendation that the bills 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 **House Bills numbered 2587 and 4098**, 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.

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its April 21, 2004 meeting, reported the following House Bills have been assigned to the indicated Standing Committees of the Senate:

Education: **House Bills Numbered 3979, 4225 and 5215.**

Environment & Energy: **House Bills Numbered 422, 4099 and 5823.**

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Executive: **House Bills Numbered 4055, 4302, 5011 and 6654.**

Financial Institutions: **House Bills Numbered 4652 and 5070.**

Health & Human Services: **House Bills Numbered 1660, 4476, 4502, 4818, 4870, 4894, 5164, 5345 and 5889.**

Insurance & Pensions: **House Bills Numbered 378, 1269, 5075 and 6616.**

Judiciary: **House Bills Numbered 1875, 3977, 3981, 4006, 4120, 4247, 4403, 4426, 4505, 5130, 5875, 6574 and 7043.**

Labor & Commerce: **House Bills Numbered 4436, 4851, 6618 and 6648.**

Licensed Activities: **House Bills Numbered 2981, 4218, 4989 and 7030.**

Local Government: **House Bills Numbered 4108, 4132 and 4280.**

Revenue: **House Bills Numbered 3985, 4716, 4976, 4977, 4990, 5157, 5734 and 6691.**

State Government: **House Bills Numbered 3918, 4227, 5131, 6496, 6499, 6679, 6983, 7169, 7170, 7173, 7174, 7177, 7178, 7179, 7180 and 7181.**

Transportation: **House Bills Numbered 4086, 4457, 4458 and 6954.**

Senator Viverito, Chairperson of the Committee on Rules, to which was referred **House Bills Numbered 575 and 718** on July 1, 2003, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **House Bills Numbered 575 and 718** were returned to the order of third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 3883, sponsored by Senator DeLeo, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4703, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4959, sponsored by Senator Rutherford, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6138, sponsored by Senator Peterson, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6229, sponsored by Senator Burzynski, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6951, sponsored by Senator Roskam, was taken up, read by title a first time and referred to the Committee on Rules.

At the hour of 5:45 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, April 22, 2004, at 12:00 o'clock noon.

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