



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

135TH LEGISLATIVE DAY

MONDAY, JUNE 28, 2004

12:25 O'CLOCK P.M.

SENATE
Daily Journal Index
135th Legislative Day

Action	Page(s)
Legislative Measures Filed.....	3
Presentation of Senate Resolutions No'd 610-614	3
Report from Rules Committee	3

Bill Number	Legislative Action	Page(s)
SB 0334	Concur in House Amendments	5
SB 1897	Concur in House Amendments	5
SB 2944	Concur in House Amendments	6

The Senate met pursuant to adjournment.
Senator Debbie DeFrancesco Halvorson, Kankakee, Illinois, presiding.
The prayer and the pledge were offered during the Fifth Special Session.

The Journal of Sunday, June 27, 2004, was being read when on motion of Senator Haine, 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 Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Amendment No. 2 to House Bill 759
Senate Amendment No. 1 to House Bill 867

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 610

Offered by Senator Shadid and all Senators:
Mourns the death of Sidney J. Slyman of Peoria Heights.

SENATE RESOLUTION 611

Offered by Senator Lauzen and all Senators:
Mourns the death of Imelda M. Nilges of Aurora.

SENATE RESOLUTION 612

Offered by Senator Lauzen and all Senators:
Mourns the death of David A. "Linc" Dietiker of Aurora.

SENATE RESOLUTION 613

Offered by Senator Lauzen and all Senators:
Mourns the death of Alfred J. Wulff of Batavia.

SENATE RESOLUTION 614

Offered by Senator Lauzen and all Senators:
Mourns the death of Daniel W. "Dan" Schindlbeck of Aurora.

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

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its June 28, 2004 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Education: **Senate Amendment No. 2 to House Bill 759.**

MESSAGES FROM THE HOUSE

A message from the House by
Mr. Mahoney, 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. 83

WHEREAS, Mercury is a highly toxic substance that can cause serious human health and ecological effects; and

WHEREAS, The improper disposal of mercury-containing products can cause serious health and ecological effects when released into the environment; and

WHEREAS, Some automakers have historically used mercury in switches for convenience lighting, antilock braking systems, and active ride control systems; and

WHEREAS, It is estimated that over 210 million vehicles currently in use in the United States contain an estimated 200 tons of mercury; and

WHEREAS, The use of mercury in automotive applications presents significant challenges for the industries involved in end-of-life vehicle recycling; and

WHEREAS, An effective, comprehensive approach is necessary to properly manage mercury from the existing fleet of vehicles, thereby protecting human health and the environment from the potential impacts of automotive mercury; and 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 there should be created the Joint Task Force on Mercury Vehicle Components to identify programs and methods that recover and collect mercury switches and, where practical, other mercury components from motor vehicles; and be it further

RESOLVED, In evaluating mercury collection programs and methods, the Task Force, at a minimum, shall consider (i) the existing infrastructure for recovering and collecting mercury components; (ii) efforts to reduce the use of mercury components in vehicles; (iii) in-use and end-of-life strategies that facilitate the recovery and collection of vehicle mercury components; (iv) appropriate target collection rates for recovering mercury vehicle components; (v) funding options and incentives to remove and safely manage vehicle mercury components; (vi) regulations that encourage the proper handling and management of mercury components once they have been removed from vehicles; and (vii) public outreach to promote awareness and facilitate involvement in programs to collect and recover mercury vehicle components; and be it further

RESOLVED, That the Task Force shall be composed of 8 members as follows: 2 members appointed by the President of the Senate; 2 members appointed by the Senate Minority Leader; 2 members appointed by the Speaker of the House; and 2 members appointed by the House Minority Leader; in addition, the Director of the Environmental Protection Agency or his or her designee, the Director of Commerce and Economic Opportunity or his or her designee, and the Director of Natural Resources or his or her designee shall serve as non-voting members; and be it further

RESOLVED, That the Task Force shall prepare and submit a report to the General Assembly that includes recommendations for administrative, funding, and legislative changes that may be necessary to effectively recover and collect mercury components from motor vehicles in the State; and be it further

RESOLVED, That the report shall be submitted to the General Assembly by January 1, 2005; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Director of the Environmental Protection Agency, the Director of Commerce and Economic Opportunity, and the Director of Natural Resources.

[June 28, 2004]

Adopted by the House, May 26, 2004.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 83, was referred to the Committee on Rules.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2123

A bill for AN ACT concerning elections.

Passed the House, June 28, 2004, with a three-fifths vote.

MARK MAHONEY, Clerk of the House

COMMITTEE MEETING ANNOUNCEMENT

Senator del Valle, Chairperson of the Committee on Education, announced that the Education Committee will meet today in Room 212 Capitol Building, at 2:00 o'clock p.m.

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

On motion of Senator Roskam, **Senate Bill No. 334**, with House Amendment No. 2 on the Secretary's Desk, was taken up for immediate consideration.

Senator Roskam 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 52; Nays None.

The following voted in the affirmative:

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

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 2 to **Senate Bill No. 334**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Clayborne, **Senate Bill No. 1897**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

[June 28, 2004]

Senator Clayborne 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 48; Nays None.

The following voted in the affirmative:

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

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 1897**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Rutherford, **Senate Bill No. 2944**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Rutherford 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 51; Nays 1.

The following voted in the affirmative:

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

The following voted in the negative:

Welch

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 2944**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

[June 28, 2004]

At the hour of 12:43 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 2:54 o'clock p.m., the Senate resumed consideration of business.
Senator Halvorson, presiding.

At the hour of 2:54 o'clock p.m., the Chair announced that the Senate stand adjourned until Tuesday, June 29, 2004, at 12:25 o'clock p.m.