



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FOURTH GENERAL ASSEMBLY

26TH LEGISLATIVE DAY

FRIDAY, APRIL 8, 2005

9:17 O'CLOCK A.M.

SENATE
Daily Journal Index
26th Legislative Day

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The Senate met pursuant to adjournment.
 Senator James A. DeLeo, Chicago, Illinois, presiding.
 Prayer by Dr. Baker Siddique, Islamic Society of Greater Springfield, Springfield, Illinois.
 Senator Maloney led the Senate in the Pledge of Allegiance.

The Journal of Thursday, April 7, 2005, was being read when on motion of Senator Hunter, 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 Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Floor Amendment No. 1 to Senate Bill 11
 Floor Amendment No. 1 to Senate Bill 15
 Floor Amendment No. 2 to Senate Bill 467
 Floor Amendment No. 2 to Senate Bill 565
 Floor Amendment No. 1 to Senate Bill 575
 Floor Amendment No. 2 to Senate Bill 662
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 Floor Amendment No. 1 to Senate Bill 1120
 Floor Amendment No. 2 to Senate Bill 1683
 Floor Amendment No. 2 to Senate Bill 1700
 Floor Amendment No. 2 to Senate Bill 2094

EXCUSED FROM ATTENDANCE

On motion of Senator Burzynski, Senator Geo-Karis was excused from attendance due to illness.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 141

Offered by Senator DeLeo and all Senators:
 Mourns the death of Edward J. Moskal, President of the Polish National Alliance and Polish American Congress.

SENATE RESOLUTION 142

Offered by Senator Link and all Senators:
 Mourns the death of Albert G. Mini of Waukegan.

SENATE RESOLUTION 143

Offered by Senator Haine and all Senators:
 Mourns the death of Richard Way Woodcock of Godfrey.

SENATE RESOLUTION 144

Offered by Senator Haine and all Senators:
 Mourns the death of Cecilia Helen Moran of Belleville.

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

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REPORTS FROM STANDING COMMITTEES

Senator Haine, Chairperson of the Committee on Insurance, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 521
 Senate Amendment No. 2 to Senate Bill 760
 Senate Amendment No. 1 to Senate Bill 1449

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

Senator Crotty, Chairperson of the Committee on Local Government, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 94
 Senate Amendment No. 1 to Senate Bill 343
 Senate Amendment No. 1 to Senate Bill 489
 Senate Amendment No. 1 to Senate Bill 1355
 Senate Amendment No. 2 to Senate Bill 1444
 Senate Amendment No. 1 to Senate Bill 1445
 Senate Amendment No. 1 to Senate Bill 1503
 Senate Amendment No. 1 to Senate Bill 1505

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

Senator J. Sullivan, Chairperson of the Committee on Agriculture & Conservation, to which was referred the following Senate floor amendment ,reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 59

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

Senator Lightford, Chairperson of the Committee on Education, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 41
 Senate Amendment No. 1 to Senate Bill 69
 Senate Amendment No. 3 to Senate Bill 162
 Senate Amendment No. 1 to Senate Bill 1734

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

Senator Clayborne, Chairperson of the Committee on Environment & Energy, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 474
 Senate Amendment No. 1 to Senate Bill 1701
 Senate Amendment No. 2 to Senate Bill 1787
 Senate Amendment No. 1 to Senate Bill 2040

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

Senator Sandoval, Chairperson of the Committee on Commerce & Economic Development, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 14
 Senate Amendment No. 2 to Senate Bill 323

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

Senator Forby, Chairperson of the Committee on Labor, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 3 to Senate Bill 1792

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

Senator Demuzio, Chairperson of the Committee on Licensed Activities, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 158

Senate Amendment No. 2 to Senate Bill 184

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

Senator Hunter, Chairperson of the Committee on Appropriations III, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 662

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

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 passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 48

A bill for AN ACT concerning liquor.

HOUSE BILL NO. 325

A bill for AN ACT concerning real property.

HOUSE BILL NO. 405

A bill for AN ACT concerning taxation.

HOUSE BILL NO. 655

A bill for AN ACT concerning local government.

HOUSE BILL NO. 1971

A bill for AN ACT concerning elections.

HOUSE BILL NO. 2689

A bill for AN ACT concerning counties.

HOUSE BILL NO. 3033

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3095

A bill for AN ACT concerning education.

HOUSE BILL NO. 3451

A bill for AN ACT concerning education.

HOUSE BILL NO. 3724

A bill for AN ACT concerning higher education.

Passed the House, April 7, 2005.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 48, 325, 405, 655, 1971, 2689, 3033, 3095, 3451 and 3724** were taken up, ordered printed and placed on first reading.

[April 8, 2005]

A message from the House by

Mr. Mahoney, Clerk:

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

- HOUSE BILL NO. 183
A bill for AN ACT concerning firearms.
 - HOUSE BILL NO. 399
A bill for AN ACT concerning employment.
 - HOUSE BILL NO. 448
A bill for AN ACT concerning gaming.
 - HOUSE BILL NO. 923
A bill for AN ACT concerning criminal law.
 - HOUSE BILL NO. 1350
A bill for AN ACT in relation to public health.
 - HOUSE BILL NO. 2487
A bill for AN ACT concerning State government.
 - HOUSE BILL NO. 2690
A bill for AN ACT concerning safety.
 - HOUSE BILL NO. 2892
A bill for AN ACT concerning public aid.
 - HOUSE BILL NO. 3272
A bill for AN ACT concerning finance.
 - HOUSE BILL NO. 3648
A bill for AN ACT concerning driving offenses, which may be referred to as Matt's Law.
 - HOUSE BILL NO. 3850
A bill for AN ACT concerning municipalities.
- Passed the House, April 7, 2005.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 183, 399, 448, 923, 1350, 2487, 2690, 2892, 3272, 3648 and 3850** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

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

- HOUSE BILL NO. 1395
A bill for AN ACT concerning government.
- HOUSE BILL NO. 1585
A bill for AN ACT concerning safety.
- HOUSE BILL NO. 2507
A bill for AN ACT concerning transportation.
- HOUSE BILL NO. 2536
A bill for AN ACT concerning State finance.
- HOUSE BILL NO. 2697
A bill for AN ACT concerning criminal law.
- HOUSE BILL NO. 2700
A bill for AN ACT concerning criminal law.
- HOUSE BILL NO. 3258
A bill for AN ACT concerning public employee benefits.
- HOUSE BILL NO. 3504
A bill for AN ACT concerning criminal law.
- HOUSE BILL NO. 3507
A bill for AN ACT concerning criminal law.

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HOUSE BILL NO. 3593

A bill for AN ACT concerning civil law.

Passed the House, April 7, 2005.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 1395, 1585, 2507, 2536, 2697, 2700, 3258, 3504, 3507 and 3593** were taken up, ordered printed and placed on first reading.

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. 4

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there is created the Rural Water Infrastructure Task Force consisting of 13 members appointed as follows: one member appointed by the Director of the Environmental Protection Agency, 2 members appointed by the Director of Commerce and Economic Opportunity, one of whom represents the interests of local governments, one member appointed by the Executive Director of the Illinois Finance Authority, 2 members appointed by the President of the Senate, 2 members appointed by the Minority Leader of the Senate, 2 members appointed by the Speaker of the House of Representatives, 2 members appointed by the Minority Leader of the House of Representatives, and one member appointed by the Chair of the Governor's Rural Affairs Council; and be it further

RESOLVED, That the Task Force shall study ways to improve access to rural water infrastructure funds and shall report its findings to the General Assembly on or before December 31, 2005; and be it further

RESOLVED, That a copy of this resolution be presented to the Director of the Environmental Protection Agency, the Director of Commerce and Economic Opportunity, the Executive Director of the Illinois Finance Authority, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, and the Chair of the Governor's Rural Affairs Council.

Adopted by the House, March 15, 2005.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 4, 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 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, Communities across the State have local organizations that attempt to combat gang and drug crimes; and

WHEREAS, Some of these organizations see moderate to significant success and some see minimal
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or no success; and

WHEREAS, Most communities with significant gang and drug problems do not have the resources to combat these problems; and

WHEREAS, There is no statewide, comprehensive effort to help local communities with gang and drug problems; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Joint Gang-Drug Task Force is created; the Task Force shall consist of 6 members, one each appointed by the following: the Speaker of the House of Representatives; the Minority Leader of the House of Representatives; the President of the Senate; the Minority Leader of the Senate; the Governor; and the Director of State Police; and be it further

RESOLVED, That the Task Force shall meet as necessary to examine gang and drug problems throughout the State and to find ways that the State can help communities combat gang and drug problems; and be it further

RESOLVED, That the Task Force shall report its findings back to the House of Representatives and the Senate no later than January 1, 2006; and be it further

RESOLVED, That copies of this resolution be presented to the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, the Minority Leader of the Senate, the Governor, and the Director of State Police.

Adopted by the House, March 15, 2005.

MARK MAHONEY, 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. 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. 19

WHEREAS, John A. Logan was born February 9, 1826, in what is now Murphysboro, Illinois; raised in a home that was a center of political activity, he came to love politics at an early age; and

WHEREAS, In the 1850s, Mr. Logan began a political career that led from county clerk to U.S. Congressman; and

WHEREAS, At the onset of the Civil War, the formerly pro-Southern John Logan decided that "the Union must prevail"; he fought at Bull Run as a civilian; he then returned home, where his speech at Marion put southern Illinois during the Civil War strongly in the Union camp; and

WHEREAS, He volunteered for the war and rose from colonel to major general; fighting in eight major campaigns, he distinguished himself at Vicksburg and commanded the entire Union forces at the Battle of Atlanta; at the war's end, he saved Raleigh, North Carolina, from being burned by angry Union troops; many historians consider him the premier volunteer general of the Civil War; and

WHEREAS, After the war, he returned to Congress; his concern for veterans led him to take part in Illinois' first organized veterans memorial services at Woodlawn Cemetery in Carbondale in 1866; in 1868, he helped found Memorial Day as a national holiday; and

WHEREAS, In 1871 and again in 1874, John Logan was elected to the U.S. Senate; throughout his political career, he was a strong advocate for public education; in 1884, he was James G. Blaine's

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vice-presidential running mate; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the portion of Illinois Route 13 lying between Murphysboro and the Kentucky border be designated the John A. Logan Highway; and be it further

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

RESOLVED, That suitable copies of this resolution be delivered to the Mayor of Murphysboro, Illinois and to the Secretary of the Illinois Department of Transportation.

Adopted by the House, March 15, 2005.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 19, was referred to the Committee on Rules.

MESSAGE FROM THE GOVERNOR

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

March 17, 2005

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-Fourth 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.

FINANCIAL AND PROFESSIONAL REGULATION, DEPARTMENT OF

To be Director of the Illinois Department of Financial and Professional Regulation for a term commencing March 21, 2005 and ending January 15, 2007:

Michael McRaith of Chicago
Salaried

AFFORDABLE HOUSING ADVISORY COMMISSION, ILLINOIS

To be a Member of the Illinois Affordable Housing Advisory Commission for a term commencing March 14, 2005 and ending October 1, 2007:

Thomas E. Smith of Decatur
Non-Salaried

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EDUCATION FUNDING ADVISORY BOARD

To be a Member of the Education Funding Advisory Board for a term commencing March 14, 2005 and ending January 19, 2009:

Anne D. Davis of Tinley Park
Non-Salaried

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

To be a Member of the Illinois Housing Development Authority for a term commencing February 23, 2005 and ending January 12, 2009:

Juan B. Rivera of Oak Park
Non-Salaried

WORKFORCE INVESTMENT BOARD, ILLINOIS

To be a Member of the Illinois Workforce Investment Board for a term commencing March 14, 2005 and July 1, 2005:

Anne Ladky of Chicago
Non-Salaried

To be a Member of the Illinois Workforce Investment Board for a term commencing March 14, 2005 and July 1, 2006:

Brooks Louis Lockhart of Chicago
Non-Salaried

To be a Member of the Illinois Workforce Investment Board for a term commencing March 14, 2005 and July 1, 2006:

John D. Rico of Chicago
Non-Salaried

To be a Member of the Illinois Workforce Investment Board for a term commencing March 16, 2005 and July 1, 2006:

Beverly Diane Williams of Flossmoor
Non-Salaried

Rod Blagojevich
GOVERNOR

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

LEGISLATIVE MEASURES FILED

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

Floor Amendment No. 1 to Senate Bill 451
Floor Amendment No. 1 to Senate Bill 569
Floor Amendment No. 1 to Senate Bill 1964
Floor Amendment No. 1 to Senate Bill 2111

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SENATE BILL RECALLED

On motion of Senator Radogno, **Senate Bill No. 534** was recalled from the order of third reading to the order of second reading.

Senator Radogno offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 534

AMENDMENT NO. 1. Amend Senate Bill 534 on page 1, line 8, after "county", by inserting "or municipality".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended was ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Cullerton, **Senate Bill No. 542**, 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 55; Nays None.

The following voted in the affirmative:

Althoff	Forby	Martinez	Schoenberg
Bomke	Garrett	Meeks	Shadid
Brady	Haine	Pankau	Sieben
Burzynski	Halvorson	Peterson	Silverstein
Clayborne	Harmon	Petka	Sullivan, D.
Collins	Hendon	Radogno	Sullivan, J.
Cronin	Hunter	Raoul	Syverson
Crotty	Jacobs	Rauschenberger	Trotter
Cullerton	Jones, J.	Righter	Viverito
Dahl	Jones, W.	Risinger	Watson
del Valle	Laufen	Ronen	Wilhelmi
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Mr. President
Dillard	Maloney	Sandoval	

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.

On motion of Senator Clayborne, **Senate Bill No. 555**, 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 34; Nays 21; Present 1.

The following voted in the affirmative:

Clayborne	Garrett	Martinez	Silverstein
Collins	Haine	Meeks	Sullivan, D.

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Crotty	Halvorson	Pankau	Sullivan, J.
Cullerton	Harmon	Raoul	Trotter
del Valle	Hendon	Ronen	Viverito
DeLeo	Hunter	Sandoval	Wilhelmi
Demuzio	Lightford	Schoenberg	Mr. President
Dillard	Link	Shadid	
Forby	Maloney	Sieben	

The following voted in the negative:

Althoff	Jones, J.	Radogno	Syverson
Bomke	Jones, W.	Rauschenberger	Watson
Brady	Lauzen	Righter	Winkel
Burzynski	Luechtefeld	Risinger	
Dahl	Peterson	Roskam	
Jacobs	Petka	Rutherford	

The following voted present:

Cronin

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.

On motion of Senator Shadid, **Senate Bill No. 559**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Rutherford	
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	
Forby	Martinez	Shadid	

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.

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On motion of Senator Haine, **Senate Bill No. 562**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Rutherford	
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	
Forby	Martinez	Shadid	

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.

SENATE BILL RECALLED

On motion of Senator Link, **Senate Bill No. 610** was recalled from the order of third reading to the order of second reading.

Senator Link offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 610

AMENDMENT NO. 1. Amend Senate Bill 610 on page 4, line 14, after "liquors", by inserting "on a temporary basis not to exceed 30 months".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended was ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Link, **Senate Bill No. 611**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Pankau	Silverstein

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Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Rutherford	
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	
Forby	Martinez	Shadid	

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.

On motion of Senator Forby, **Senate Bill No. 615**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Rutherford	
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	
Forby	Martinez	Shadid	

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.

On motion of Senator J. Sullivan, **Senate Bill No. 659**, 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 55; Nays None.

The following voted in the affirmative:

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Althoff	Forby	Maloney	Schoenberg
Bomke	Garrett	Martinez	Shadid
Brady	Haine	Meeks	Sieben
Burzynski	Halvorson	Pankau	Silverstein
Clayborne	Harmon	Peterson	Sullivan, D.
Collins	Hendon	Radogno	Sullivan, J.
Cronin	Hunter	Raoul	Syverson
Crotty	Jacobs	Rauschenberger	Trotter
Cullerton	Jones, J.	Righter	Viverito
Dahl	Jones, W.	Risinger	Watson
del Valle	Laufen	Ronen	Wilhelmi
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Mr. President
Dillard	Luechtefeld	Sandoval	

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.

On motion of Senator Demuzio, **Senate Bill No. 769**, 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 55; Nays None.

The following voted in the affirmative:

Althoff	Forby	Maloney	Schoenberg
Bomke	Garrett	Martinez	Shadid
Brady	Haine	Meeks	Sieben
Burzynski	Halvorson	Pankau	Silverstein
Clayborne	Harmon	Peterson	Sullivan, D.
Collins	Hendon	Radogno	Sullivan, J.
Cronin	Hunter	Raoul	Syverson
Crotty	Jacobs	Rauschenberger	Trotter
Cullerton	Jones, J.	Righter	Viverito
Dahl	Jones, W.	Risinger	Watson
del Valle	Laufen	Ronen	Wilhelmi
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Mr. President
Dillard	Luechtefeld	Sandoval	

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.

On motion of Senator Demuzio, **Senate Bill No. 770**, 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 35; Nays 19.

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The following voted in the affirmative:

Clayborne	Garrett	Maloney	Shadid
Collins	Haine	Martinez	Silverstein
Cronin	Halvorson	Meeks	Sullivan, D.
Crotty	Harmon	Pankau	Sullivan, J.
Cullerton	Hendon	Peterson	Trotter
del Valle	Hunter	Raoul	Viverito
DeLeo	Lightford	Ronen	Wilhelmi
Demuzio	Link	Sandoval	Mr. President
Forby	Luechtefeld	Schoenberg	

The following voted in the negative:

Althoff	Jacobs	Rauschenberger	Sieben
Bomke	Jones, J.	Righter	Syverson
Brady	Jones, W.	Risinger	Watson
Burzynski	Lauzen	Roskam	Winkel
Dahl	Radogno	Rutherford	

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.

On motion of Senator Collins, **Senate Bill No. 849**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator J. Sullivan, **Senate Bill No. 892**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[April 8, 2005]

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

Yeas 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Harmon, **Senate Bill No. 1219**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Munoz	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Link	Roskam	Mr. President
DeLeo	Luechtefeld	Rutherford	
Demuzio	Maloney	Sandoval	
Dillard	Martinez	Schoenberg	
Forby	Meeks	Shadid	

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.

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On motion of Senator Maloney, **Senate Bill No. 1220**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Munoz	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Link	Roskam	Mr. President
DeLeo	Luechtefeld	Rutherford	
Demuzio	Maloney	Sandoval	
Dillard	Martinez	Schoenberg	
Forby	Meeks	Shadid	

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.

On motion of Senator Maloney, **Senate Bill No. 1221**, 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 54; Nays None.

The following voted in the affirmative:

Althoff	Forby	Martinez	Schoenberg
Bomke	Garrett	Meeks	Shadid
Brady	Haine	Munoz	Sieben
Burzynski	Halvorson	Pankau	Silverstein
Clayborne	Harmon	Peterson	Sullivan, D.
Collins	Hendon	Petka	Sullivan, J.
Cronin	Hunter	Radogno	Trotter
Crotty	Jacobs	Raoul	Viverito
Cullerton	Jones, J.	Righter	Watson
Dahl	Jones, W.	Risinger	Wilhelmi
del Valle	Lauzen	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	

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).

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

On motion of Senator Harmon, **Senate Bill No. 1294**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Munoz	Sieben
Bomke	Haine	Pankau	Silverstein
Brady	Halvorson	Peterson	Sullivan, D.
Burzynski	Harmon	Petka	Sullivan, J.
Clayborne	Hendon	Radogno	Syverson
Collins	Hunter	Raoul	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Link	Roskam	Mr. President
DeLeo	Luechtefeld	Rutherford	
Demuzio	Maloney	Sandoval	
Dillard	Martinez	Schoenberg	
Forby	Meeks	Shadid	

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.

On motion of Senator Crotty, **Senate Bill No. 1325**, 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 55; Nays None.

The following voted in the affirmative:

Althoff	Forby	Martinez	Sandoval
Bomke	Haine	Meeks	Schoenberg
Brady	Halvorson	Munoz	Shadid
Burzynski	Harmon	Pankau	Sieben
Clayborne	Hendon	Peterson	Silverstein
Collins	Hunter	Petka	Sullivan, D.
Cronin	Jacobs	Radogno	Syverson
Crotty	Jones, J.	Raoul	Trotter
Cullerton	Jones, W.	Rauschenberger	Viverito
Dahl	Lauzen	Righter	Watson
del Valle	Lightford	Risinger	Wilhelmi
DeLeo	Link	Ronen	Winkel
Demuzio	Luechtefeld	Roskam	Mr. President
Dillard	Maloney	Rutherford	

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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.

On motion of Senator Haine, **Senate Bill No. 1354**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

SENATE BILL RECALLED

On motion of Senator Harmon, **Senate Bill No. 1355** was recalled from the order of third reading to the order of second reading.

Senator Harmon offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1355

AMENDMENT NO. 1. Amend Senate Bill 1355 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Section 7-145.1 as follows:
(40 ILCS 5/7-145.1)

Sec. 7-145.1. Alternative annuity for county officers.

(a) The benefits provided in this Section and Section 7-145.2 are available to elected county officers other than members of a board of commissioners of a forest preserve district who are elected pursuant to Section 3c of the Downstate Forest Preserve District Act only if the county board has filed with the Board of the Fund a resolution or ordinance expressly consenting to the availability of these benefits for its elected county officers. The benefits provided in this Section and Section 7-145.2 are available to members of a board of commissioners of a forest preserve district who are elected pursuant to Section 3c of the Downstate Forest Preserve District Act only if that board of commissioners has filed with the Board of the Fund a resolution or ordinance expressly consenting to the availability of these benefits for its elected county officers. The county board's or board of commissioners of a forest preserve district's

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consent is irrevocable with respect to persons participating in the program, but may be revoked at any time with respect to persons who have not paid an additional optional contribution under this Section before the date of revocation.

An elected county officer may elect to establish alternative credits for an alternative annuity by electing in writing to make additional optional contributions in accordance with this Section and procedures established by the board. These alternative credits are available only for periods of service as an elected county officer. The elected county officer may discontinue making the additional optional contributions by notifying the Fund in writing in accordance with this Section and procedures established by the board.

Additional optional contributions for the alternative annuity shall be as follows:

(1) For service as an elected county officer after the option is elected, an additional contribution of 3% of salary shall be contributed to the Fund on the same basis and under the same conditions as contributions required under Section 7-173.

(2) For service as an elected county officer before the option is elected, an additional contribution of 3% of the salary for the applicable period of service, plus interest at the effective rate from the date of service to the date of payment, plus any additional amount required by the county board under paragraph (3) in the case of elected county officers other than members of a forest preserve district who are elected pursuant to Section 3c of the Downstate Forest Preserve District Act or by the board of forest preserve commissioners in the case of elected county officers who are members of a forest preserve district who are elected pursuant to Section 3c of the Downstate Forest Preserve District Act. All payments for past service must be paid in full before credit is given.

(3) With respect to service as an elected county officer before the option is elected, if payment is made after the county board or board of forest preserve commissioners has filed with the Board of the Fund a resolution or ordinance requiring an additional contribution under this paragraph, then the contribution required under paragraph (2) shall include an amount to be determined by the Fund, equal to the actuarial present value of the additional employer cost that would otherwise result from the alternative credits being established for that service. A county board's or board of forest preserve commissioner's resolution or ordinance requiring additional contributions under this paragraph (3) is irrevocable.

No additional optional contributions may be made for any period of service for which credit has been previously forfeited by acceptance of a refund, unless the refund is repaid in full with interest at the effective rate from the date of refund to the date of repayment.

(b) In lieu of the retirement annuity otherwise payable under this Article, an elected county officer who (1) has elected to participate in the Fund and make additional optional contributions in accordance with this Section, (2) has held and made additional optional contributions with respect to the same elected county office for at least 8 years, and (3) has attained age 55 with at least 8 years of service credit (or has attained age 50 with at least 20 years of service as a sheriff's law enforcement employee) may elect to have his retirement annuity computed as follows: 3% of the participant's salary for each of the first 8 years of service credit, plus 4% of that salary for each of the next 4 years of service credit, plus 5% of that salary for each year of service credit in excess of 12 years, subject to a maximum of 80% of that salary.

This formula applies only to service in an elected county office that the officer held for at least 8 years, and only to service for which additional optional contributions have been paid under this Section. If an elected county officer qualifies to have this formula applied to service in more than one elected county office, the qualifying service shall be accumulated for purposes of determining the applicable accrual percentages, but the salary used for each office shall be the separate salary calculated for that office, as defined in subsection (g).

To the extent that the elected county officer has service credit that does not qualify for this formula, his retirement annuity will first be determined in accordance with this formula with respect to the service to which this formula applies, and then in accordance with the remaining Sections of this Article with respect to the service to which this formula does not apply.

(c) In lieu of the disability benefits otherwise payable under this Article, an elected county officer who (1) has elected to participate in the Fund, and (2) has become permanently disabled and as a consequence is unable to perform the duties of his office, and (3) was making optional contributions in accordance with this Section at the time the disability was incurred, may elect to receive a disability annuity calculated in accordance with the formula in subsection (b). For the purposes of this subsection, an elected county officer shall be considered permanently disabled only if: (i) disability occurs while in service as an elected county officer and is of such a nature as to prevent him from reasonably performing the duties of his office at the time; and (ii) the board has received a written certification by at least 2

licensed physicians appointed by it stating that the officer is disabled and that the disability is likely to be permanent.

(d) Refunds of additional optional contributions shall be made on the same basis and under the same conditions as provided under Section 7-166, 7-167 and 7-168. Interest shall be credited at the effective rate on the same basis and under the same conditions as for other contributions.

If an elected county officer fails to hold that same elected county office for at least 8 years, he or she shall be entitled after leaving office to receive a refund of the additional optional contributions made with respect to that office, plus interest at the effective rate.

(e) The plan of optional alternative benefits and contributions shall be available to persons who are elected county officers and active contributors to the Fund on or after November 15, 1994. A person who was an elected county officer and an active contributor to the Fund on November 15, 1994 but is no longer an active contributor may apply to make additional optional contributions under this Section at any time within 90 days after the effective date of this amendatory Act of 1997; if the person is an annuitant, the resulting increase in annuity shall begin to accrue on the first day of the month following the month in which the required payment is received by the Fund.

(f) For the purposes of this Section and Section 7-145.2, the terms "elected county officer" and "elected county office" include, but are not limited to: (1) the county clerk, recorder, treasurer, coroner, assessor (if elected), auditor, sheriff, and State's Attorney; members of the county board; members of a board of commissioners of a forest preserve district who are elected pursuant to Section 3c of the Downstate Forest Preserve District Act; and the clerk of the circuit court; and (2) a person who has been appointed to fill a vacancy in an office that is normally filled by election on a countywide basis, for the duration of his or her service in that office. The terms "elected county officer" and "elected county office" do not include any officer or office of a county or forest preserve district that has not consented to the availability of benefits under this Section and Section 7-145.2.

(g) For the purposes of this Section and Section 7-145.2, the term "salary" means the final rate of earnings for the elected county office held, calculated in a manner consistent with Section 7-116, but for that office only. If an elected county officer qualifies to have the formula in subsection (b) applied to service in more than one elected county office, a separate salary shall be calculated and applied with respect to each such office.

(h) The changes to this Section made by this amendatory Act of the 91st General Assembly apply to persons who first make an additional optional contribution under this Section on or after the effective date of this amendatory Act.

(Source: P.A. 90-32, eff. 6-27-97; 91-685, eff. 1-26-00; 91-887, eff. 7-6-00.)

Section 10. The Downstate Forest Preserve District Act is amended by changing Sections 3c and 5e as follows:

(70 ILCS 805/3c)

Sec. 3c. Elected board of commissioners in certain counties. If the boundaries of a district are co-extensive with the boundaries of a county having a population of more than 800,000 but less than 3,000,000, all commissioners of the forest preserve district shall be elected from the same districts as members of the county board beginning with the general election held in 2002 and each succeeding general election. One commissioner shall be elected from each district. At their first meeting after their election in 2002 and following each subsequent decennial reapportionment of the county under Division 2-3 of the Counties Code, the elected commissioners shall publicly by lot divide themselves into 2 groups, as equal in size as possible. Commissioners from the first group shall serve for terms of 2, 4, and 4 years; and commissioners from the second group shall serve terms of 4, 4, and 2 years. Beginning with the general election in 2002, the president of the board of commissioners of the forest preserve district shall be elected by the voters of the county, rather than by the commissioners. The president shall be a resident of the county and shall be elected throughout the county for a 4-year term without having been first elected as commissioner of the forest preserve district. Each commissioner shall be a resident of the county board district from which he or she was elected not later than the date of the commencement of the term of office. The term of office for the president and commissioners elected under this Section shall commence on the first Monday of the month following the month of election. Neither a commissioner nor the president of the board of commissioners of that forest preserve district shall serve simultaneously as member or chairman of the county board. No person shall seek election to both the forest preserve commission and the county board at the same election. ~~The compensation for the president shall be an amount equal to 85% of the annual salary of the county board chairman.~~ The president, with the advice and consent of the board of commissioners shall appoint a secretary, treasurer, and such other officers as deemed necessary by the board of commissioners, which officers need not be

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members of the board of commissioners. The president shall have the powers and duties as specified in Section 12 of this Act.

Candidates for president and commissioner shall be candidates of established political parties.

If a vacancy in the office of president or commissioner occurs, other than by expiration of the president's or commissioner's term, the forest preserve district board of commissioners shall declare that a vacancy exists and notification of the vacancy shall be given to the county central committee of each established political party within 3 business days after the occurrence of the vacancy. If the vacancy occurs in the office of forest preserve district commissioner, the president of the board of commissioners shall, within 60 days after the date of the vacancy, with the advice and consent of other commissioners then serving, appoint a person to serve for the remainder of the unexpired term. The appointee shall be affiliated with the same political party as the commissioner in whose office the vacancy occurred and be a resident of such district. If a vacancy in the office of president occurs, other than by expiration of the president's term, the remaining members of the board of commissioners shall, within 60 days after the vacancy, appoint one of the commissioners to serve as president for the remainder of the unexpired term. In that case, the office of the commissioner who is appointed to serve as president shall be deemed vacant and shall be filled within 60 days by appointment of the president with the advice and consent of the other forest preserve district commissioners. The commissioner who is appointed to fill a vacancy in the office of president shall be affiliated with the same political party as the person who occupied the office of president prior to the vacancy. A person appointed to fill a vacancy in the office of president or commissioner shall establish his or her party affiliation by his or her record of voting in primary elections or by holding or having held an office in an established political party organization before the appointment. If the appointee has not voted in a party primary election or is not holding or has not held an office in an established political party organization before the appointment, the appointee shall establish his or her political party affiliation by his or her record of participating in an established political party's nomination or election caucus. If, however, more than 28 months remain in the unexpired term of a commissioner or the president, the appointment shall be until the next general election, at which time the vacated office of commissioner or president shall be filled by election for the remainder of the term. Notwithstanding any law to the contrary, if a vacancy occurs after the last day provided in Section 7-12 of the Election Code for filing nomination papers for the office of president of a forest preserve district where that office is elected as provided for in this Section, or as set forth in Section 7-61 of the Election Code, a vacancy in nomination shall be filled by the passage of a resolution by the nominating committee of the affected political party within the time periods specified in the Election Code. The nominating committee shall consist of the chairman of the county central committee and the township chairmen of the affected political party. All other vacancies in nomination shall be filled in accordance with the provisions of the Election Code.

The president and commissioners elected under this Section may be reimbursed for their reasonable expenses actually incurred in performing their official duties under this Act in accordance with the provisions of Section 3a. The reimbursement paid under this Section shall be paid by the forest preserve district.

Compensation for the president and the forest preserve commissioners elected under this Section shall be established by the board of commissioners of the forest preserve district ~~the same as that of county board members of the county with which the forest preserve district's boundaries are co-extensive.~~

(Source: P.A. 91-933, eff. 12-30-00; 92-583, eff. 6-26-02.)

(70 ILCS 805/5e) (from Ch. 96 1/2, par. 6308e)

Sec. 5e. Property owned by a forest preserve district and property in which a forest preserve district is the grantee of a conservation easement or the grantee of a conservation right, as defined in subsection (a) of Section 1 of the Real Property Conservation Rights Act, shall not be subject to eminent domain or condemnation proceedings, except as otherwise provided in Section 15 of the O'Hare Modernization Act.

(Source: P.A. 93-450, eff. 8-6-03.)

Section 90. The State Mandates Act is amended by adding Section 8.29 as follows:

(30 ILCS 805/8.29 new)

Sec. 8.29. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 94th General Assembly."

The motion prevailed.

And the amendment was adopted and ordered printed.

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There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended was ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Silverstein, **Senate Bill No. 1442**, 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 55; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Schoenberg
Bomke	Haine	Munoz	Shadid
Brady	Halvorson	Pankau	Sieben
Clayborne	Harmon	Peterson	Silverstein
Collins	Hendon	Petka	Sullivan, D.
Cronin	Hunter	Radogno	Sullivan, J.
Crotty	Jones, J.	Raoul	Syverson
Cullerton	Jones, W.	Rauschenberger	Trotter
Dahl	Lauzen	Righter	Viverito
del Valle	Lightford	Risinger	Watson
DeLeo	Link	Ronen	Wilhelmi
Demuzio	Luechtefeld	Roskam	Winkel
Dillard	Maloney	Rutherford	Mr. President
Forby	Martinez	Sandoval	

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.

On motion of Senator Silverstein, **Senate Bill No. 1443**, 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 33; Nays 20; Present 1.

The following voted in the affirmative:

Burzynski	Harmon	Munoz	Silverstein
Clayborne	Hendon	Pankau	Sullivan, D.
Collins	Hunter	Petka	Trotter
Crotty	Jacobs	Radogno	Viverito
Cullerton	Lightford	Raoul	Watson
del Valle	Link	Ronen	Mr. President
DeLeo	Maloney	Schoenberg	
Demuzio	Martinez	Shadid	
Halvorson	Meeks	Sieben	

The following voted in the negative:

Althoff	Haine	Rauschenberger	Wilhelmi
Bomke	Jones, J.	Righter	Winkel

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Brady	Jones, W.	Roskam
Dahl	Lauzen	Rutherford
Forby	Luechtefeld	Sullivan, J.
Garrett	Peterson	Syverson

The following voted present:

Sandoval

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.

On motion of Senator Schoenberg, **Senate Bill No. 1453**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator D. Sullivan, **Senate Bill No. 1458**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.

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Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Silverstein, **Senate Bill No. 1479**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Schoenberg, **Senate Bill No. 1483**, 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 57; Nays None.

The following voted in the affirmative:

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Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syerson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator del Valle, **Senate Bill No. 1485**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syerson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Demuzio, **Senate Bill No. 1489**, 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 57; Nays None.

[April 8, 2005]

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Halvorson, **Senate Bill No. 1620**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Maloney, **Senate Bill No. 1622**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[April 8, 2005]

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

Yeas 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Ronen, **Senate Bill No. 1626**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

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On motion of Senator Ronen, **Senate Bill No. 1627**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator D. Sullivan, **Senate Bill No. 1629**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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).

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

On motion of Senator Radogno, **Senate Bill No. 1637**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Winkel, **Senate Bill No. 1639**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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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.

On motion of Senator Dillard, **Senate Bill No. 1645**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator J. Sullivan, **Senate Bill No. 1649**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Munoz	Silverstein
Brady	Halvorson	Pankau	Sullivan, D.
Burzynski	Harmon	Peterson	Sullivan, J.
Clayborne	Hendon	Petka	Syverson
Collins	Hunter	Radogno	Trotter
Cronin	Jacobs	Raoul	Viverito
Crotty	Jones, J.	Rauschenberger	Watson
Cullerton	Jones, W.	Risinger	Wilhelmi
Dahl	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Mr. President
DeLeo	Link	Rutherford	

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Demuzio	Luechtefeld	Sandoval
Dillard	Maloney	Schoenberg
Forby	Martinez	Shadid

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.

On motion of Senator Raoul, **Senate Bill No. 1651**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Munoz	Silverstein
Brady	Halvorson	Pankau	Sullivan, D.
Burzynski	Harmon	Peterson	Sullivan, J.
Clayborne	Hendon	Petka	Syverson
Collins	Hunter	Radogno	Trotter
Cronin	Jacobs	Raoul	Viverito
Crotty	Jones, J.	Rauschenberger	Watson
Cullerton	Jones, W.	Righter	Wilhelmi
Dahl	Lauzen	Risinger	Winkel
del Valle	Lightford	Ronen	Mr. President
DeLeo	Link	Roskam	
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Dillard, **Senate Bill No. 1658**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson

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Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Crotty, **Senate Bill No. 1660**, 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 56; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Sieben
Bomke	Haine	Munoz	Silverstein
Brady	Halvorson	Pankau	Sullivan, D.
Burzynski	Harmon	Peterson	Sullivan, J.
Clayborne	Hendon	Petka	Syverson
Collins	Hunter	Radogno	Trotter
Cronin	Jacobs	Raoul	Viverito
Crotty	Jones, J.	Rauschenberger	Watson
Cullerton	Jones, W.	Righter	Wilhelmi
Dahl	Lauzen	Risinger	Winkel
del Valle	Lightford	Ronen	Mr. President
DeLeo	Link	Rutherford	
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	
Forby	Martinez	Shadid	

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.

Senator Roskam asked and obtained unanimous consent for the Journal to reflect his affirmative vote on **Senate Bill No. 1660**.

On motion of Senator Jacobs, **Senate Bill No. 1666**, 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 56; Nays 1.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sieben
Bomke	Halvorson	Pankau	Silverstein
Brady	Harmon	Peterson	Sullivan, D.
Burzynski	Hendon	Petka	Sullivan, J.

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Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Richter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	
Garrett	Meeks	Shadid	

The following voted in the negative:

Clayborne

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.

Senator Clayborne asked and obtained unanimous consent for the Journal to reflect his affirmative vote on **Senate Bill No. 1666**.

SENATE BILL RECALLED

On motion of Senator Link, **Senate Bill No. 1691** was recalled from the order of third reading to the order of second reading.

Senator Link offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1691

AMENDMENT NO. 1. Amend Senate Bill 1691 on page 2, immediately below line 6, by inserting the following:

"(c) The changes to this Section made by this amendatory Act of the 94th General Assembly apply to collective bargaining agreements entered into on or after the effective date of this amendatory Act of the 94th General Assembly."

Floor Amendment No. 2 was held in the Committee on Pensions & Investments.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Link, **Senate Bill No. 1696**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson

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Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Link, **Senate Bill No. 1697**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Link, **Senate Bill No. 1698**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein

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Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Wilhelmi, **Senate Bill No. 1699**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

SENATE BILL RECALLED

On motion of Senator Clayborne, **Senate Bill No. 1701** was recalled from the order of third reading to the order of second reading.

Senator Clayborne offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 1701

AMENDMENT NO. 1. Amend Senate Bill 1701 as follows:

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on page 1, line 13, after "(ii)" by inserting "if installed and used in accordance with a corrective action plan or remedial action plan approved by the Agency under this Act."; and

on page 1, lines 14 through 16, by deleting "if expressly authorized by and conducted in accordance with a corrective action plan or remedial action plan approved by the Agency under this Act.".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING OF BILLS OF THE SENATE A THIRD TIME

On motion of Senator Harmon, **Senate Bill No. 1705**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Haine, **Senate Bill No. 1707**, 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 54; Nays 1.

The following voted in the affirmative:

Althoff	Forby	Martinez	Shadid
Bomke	Haine	Meeks	Sieben
Brady	Halvorson	Munoz	Silverstein
Burzynski	Harmon	Pankau	Sullivan, D.
Clayborne	Hendon	Peterson	Sullivan, J.
Collins	Hunter	Petka	Syverson
Cronin	Jacobs	Radogno	Trotter

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Crotty	Jones, J.	Raoul	Viverito
Cullerton	Jones, W.	Rauschenberger	Watson
Dahl	Lauzen	Righter	Wilhelmi
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Dillard	Maloney	Schoenberg	

The following voted in the negative:

Garrett

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.

Senator Risinger asked and obtained unanimous consent for the Journal to reflect his affirmative vote on **Senate Bill No. 1707**.

On motion of Senator Link, **Senate Bill No. 1738**, 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 55; Nays None.

The following voted in the affirmative:

Althoff	Forby	Martinez	Schoenberg
Bomke	Garrett	Meeks	Shadid
Brady	Haine	Munoz	Sieben
Burzynski	Halvorson	Pankau	Silverstein
Clayborne	Hendon	Peterson	Sullivan, D.
Collins	Hunter	Petka	Sullivan, J.
Cronin	Jacobs	Radogno	Syverson
Crotty	Jones, J.	Raoul	Trotter
Cullerton	Jones, W.	Rauschenberger	Viverito
Dahl	Lauzen	Risinger	Watson
del Valle	Lightford	Ronen	Wilhelmi
DeLeo	Link	Roskam	Winkel
Demuzio	Luechtefeld	Rutherford	Mr. President
Dillard	Maloney	Sandoval	

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.

On motion of Senator Link, **Senate Bill No. 1740**, 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 57; Nays None.

The following voted in the affirmative:

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Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Link, **Senate Bill No. 1741**, 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 57; Nays None.

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Laufen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

On motion of Senator Collins, **Senate Bill No. 1751**, 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 57; Nays None.

[April 8, 2005]

The following voted in the affirmative:

Althoff	Garrett	Meeks	Shadid
Bomke	Haine	Munoz	Sieben
Brady	Halvorson	Pankau	Silverstein
Burzynski	Harmon	Peterson	Sullivan, D.
Clayborne	Hendon	Petka	Sullivan, J.
Collins	Hunter	Radogno	Syverson
Cronin	Jacobs	Raoul	Trotter
Crotty	Jones, J.	Rauschenberger	Viverito
Cullerton	Jones, W.	Righter	Watson
Dahl	Lauzen	Risinger	Wilhelmi
del Valle	Lightford	Ronen	Winkel
DeLeo	Link	Roskam	Mr. President
Demuzio	Luechtefeld	Rutherford	
Dillard	Maloney	Sandoval	
Forby	Martinez	Schoenberg	

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.

LEGISLATIVE MEASURES FILED

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

Floor Amendment No. 1 to Senate Bill 214
 Floor Amendment No. 1 to Senate Bill 553
 Floor Amendment No. 2 to Senate Bill 1964

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 passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 120

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 864

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 870

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 2374

A bill for AN ACT concerning health.

HOUSE BILL NO. 2611

A bill for AN ACT concerning local government.

HOUSE BILL NO. 2613

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3420

A bill for AN ACT concerning health.

HOUSE BILL NO. 3515

A bill for AN ACT concerning drug courts.

HOUSE BILL NO. 3738

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A bill for AN ACT in relation to vehicles.
Passed the House, April 7, 2005.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 120, 864, 870, 2374, 2611, 2613, 3420, 3515 and 3738** were taken up, ordered printed and placed on first reading.

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

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

HOUSE BILL NO. 1362
A bill for AN ACT concerning health.
HOUSE BILL NO. 1448
A bill for AN ACT concerning State government.
HOUSE BILL NO. 1469
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 1541
A bill for AN ACT concerning education.
HOUSE BILL NO. 1555
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 2411
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 2512
A bill for AN ACT concerning finance.
HOUSE BILL NO. 3554
A bill for AN ACT concerning education.
HOUSE BILL NO. 3678
A bill for AN ACT concerning schools.
HOUSE BILL NO. 3874
A bill for AN ACT concerning criminal law.
Passed the House, April 8, 2005.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 1362, 1448, 1469, 1541, 1555, 2411, 2512, 3554, 3678 and 3874** were taken up, ordered printed and placed on first reading.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION 113

Offered by Senator Clayborne and all Senators:
Mourns the death of Norbert Dean "Dean" Nester of Belleville.

SENATE RESOLUTION 114

Offered by Senator Watson and all Senators:
Mourns the death of David Livingston of Decatur.

SENATE RESOLUTION 117

Offered by Senator Silverstein and all Senators:
Mourns the death of Judge Allen Hartman of Chicago.

SENATE RESOLUTION 118

Offered by Senator Harmon and all Senators:
Mourns the death of Linda J. Bourke Hilbert of Elmhurst.

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SENATE RESOLUTION 119

Offered by Senator Risinger and all Senators:
Mourns the death of Steven "Steve" W. Whisler of Sheffield.

SENATE RESOLUTION 120

Offered by Senator Risinger and all Senators:
Mourns the death of Paul Raymond Swanson of Princeton.

SENATE RESOLUTION 121

Offered by Senator Risinger and all Senators:
Mourns the death of Donald A. "Pete" Kermeen of Kewanee.

SENATE RESOLUTION 122

Offered by Senator Hunter and all Senators:
Mourns the death of Helen Jean Sykes-Freeman of Chicago.

SENATE RESOLUTION 123

Offered by Senator Meeks and all Senators:
Mourns the death of Percy Jerome Burnett of Chicago.

SENATE RESOLUTION 124

Offered by Senator Risinger and all Senators:
Mourns the death of Robert E. Sipp of rural Cambridge.

SENATE RESOLUTION 125

Offered by Senator Risinger and all Senators:
Mourns the death of Edward D. Cox of Galesburg.

SENATE RESOLUTION 126

Offered by Senator Risinger and all Senators:
Mourns the death of Richard A. "Dick" Switzer of Kewanee.

SENATE RESOLUTION 127

Offered by Senator Lightford and all Senators:
Mourns the death of Leola Spann of Chicago.

SENATE RESOLUTION 128

Offered by Senator Lauzen and all Senators:
Mourns the death of Herbert Emerson Funk of Aurora.

SENATE RESOLUTION 129

Offered by Senator Link and all Senators:
Mourns the death of Daniel Washington Powell of Waukegan.

SENATE RESOLUTION 130

Offered by Senator Hunter and all Senators:
Mourns the death of William Boyd "Bill" Ferrell, III, formerly of Chicago.

SENATE RESOLUTION 131

Offered by Senator Hunter and all Senators:
Mourns the death of Clarence Williams of Chicago.

SENATE RESOLUTION 132

Offered by Senator E. Jones and all Senators:
Mourns the death of Rachel M. Adler of Crest Hill.

SENATE RESOLUTION 133

Offered by Senator Lauzen and all Senators:
Mourns the death of Lloyd E. Falconer of Rockford.

SENATE RESOLUTION 134

Offered by Senator Haine and all Senators:
Mourns the death of Reverend Orrin M. Anderson of Godfrey.

SENATE RESOLUTION 135

Offered by Senator Haine and all Senators:
Mourns the death of Audrey L. Elmendorf of Alton.

SENATE RESOLUTION 136

Offered by Senator Haine and all Senators:
Mourns the death of Lewis Jule Krause, former mayor of Collinsville.

SENATE RESOLUTION 137

Offered by Senator Haine and all Senators:
Mourns the death of Bennett V. Dickmann of Edwardsville.

SENATE RESOLUTION 140

Offered by Senator E. Jones and all Senators:
Mourns the death of Edward Leroy Buckney of Chicago.

SENATE RESOLUTION 141

Offered by Senator DeLeo and all Senators:
Mourns the death of Edward J. Moskal, President of the Polish National Alliance and Polish American Congress.

SENATE RESOLUTION 142

Offered by Senator Link and all Senators:
Mourns the death of Albert G. Mini of Waukegan.

SENATE RESOLUTION 143

Offered by Senator Haine and all Senators:
Mourns the death of Richard Way Woodcock of Godfrey.

SENATE RESOLUTION 144

Offered by Senator Haine and all Senators:
Mourns the death of Cecilia Helen Moran of Belleville.

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

Senator Burzynski announced there would be a Republican caucus immediately upon adjournment.

PRESENTATION OF RESOLUTION

Senator Shadid offered the following Senate Joint Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE JOINT RESOLUTION NO. 36

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Friday, April 08, 2005, the Senate stands adjourned until Monday,

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April 11, 2005 at 12:00 o'clock noon; and the House of Representatives stands adjourned until Monday, April 11, 2005, at 2:00 o'clock p.m.

The motion prevailed.

And the resolution was adopted.

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

Senators E. Jones - Watson and all Senators offered the following Senate Resolution:

SENATE RESOLUTION NO. 145

WHEREAS, Pope John Paul II passed away on April 2, 2005; and

WHEREAS, Pope John Paul II was born Karol Jozef Wojtyla on May 18, 1920, in Wadowice, Poland, the second son of Karol Wojtyla Sr., a retired army officer and tailor, and Emilia Kaczorowska Wojtyla, a schoolteacher of Lithuanian descent; and

WHEREAS, He was a brilliant student and athlete, excelling at skiing, swimming, kayaking, and soccer; his earliest passions were religion, poetry, and the theater; and

WHEREAS, After the Germans invaded Poland, he escaped deportation and imprisonment in late 1940 by taking a job as a stone cutter in a quarry and then in a chemical plant, while at the same time studying at an underground seminary in Krakow; and

WHEREAS, He was eventually ordained in 1946, assuming priestly duties in 1949 as Chaplain to university students at Krakow's St. Florian's Church; the Church was located next to Jagiellonian University where he was working on his second doctorate degree in theology, having already earned a doctorate in philosophy; when the University's Theology Department was abolished in 1954 under pressure from the communist government, the entire faculty reconstituted itself at the Seminary of Krakow, where he continued his studies; and

WHEREAS, When the Vatican Council II began the deliberations in 1962 that would revolutionize the Church, Karol Wojtyla was one of its intellectual leaders and took special interest in religious freedom; the same year, he was named the Acting Archbishop of Krakow when the incumbent died; he was officially installed as Archbishop in March 1964; and

WHEREAS, He made a name for himself both as a formidable theologian - he taught at the Krakow Seminary and the Catholic University of Lublin - and as a staunch defender of Catholic interests; and

WHEREAS, He was elevated to Cardinal on June 26, 1967, and was formally installed in a Vatican ceremony two days later; despite his prominence and the respect in which he was held by his fellow Catholics, his election as Pope John Paul II on October 16, 1978, came as a surprise; and

WHEREAS, He was the first-ever Slavic Pope and the first non-Italian to serve in office since the German and Dutch Pope Adrian VI assumed the papacy in 1522; his Polish heritage was a great source of pride for the one million people of Polish ethnic descent living in Illinois; and

WHEREAS, Pope John Paul II revolutionized the papacy that oversees the spiritual lives of over one billion Catholics; a conservative and champion of long-standing Church traditions, he was also the most-traveled Pope in history and very much a man of the world; he first traveled as Holy Father to Chicago in 1979; and

WHEREAS, As Pope, his support of the Solidarity movement was instrumental and ultimately led to the downfall of the communist government; John Paul's role in the fall of communism was a subtle but crucial one; his visit to Poland in 1979, eight months after his elevation to the papal throne, saw the first mass gatherings ever witnessed in the communist state; and

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WHEREAS, Pope John Paul II brought a strong focus on human rights to his preaching and his travels gave his teachings a global political impact unknown to previous Popes; in Poland, Eastern Europe, Africa, the Philippines, Haiti, and dozens of other places, the Pope's preaching on human rights and individual liberties helped inspire those who fought for political change; as Pope, he not only spread the gospel, but also transformed the Roman papacy into an authoritative spokesman for human rights; and

WHEREAS, Pope John Paul II was the first to visit a synagogue and the memorial at Auschwitz to victims of the Holocaust; in ending the Catholic-Jewish estrangement, he called Jews "our elder brothers"; the Pope expanded upon that in a March 2000 speech in which he asked forgiveness for many of his Church's past sins, including its treatment of Jews, heretics, women, and native peoples; and

WHEREAS, Pope John Paul II was the third longest-serving pontiff in history, behind St. Peter's 32 years and Pope Pius IX's 31 years and seven months; his humanity, love of children, and ceaseless efforts to bring the Catholic message to as wide an audience as possible marked him as one of the dominant and most-respected figures of the 20th century and early 21st century; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Pope John Paul II, as he was an extraordinary hero for our times; he was an inspiring leader of the Catholic Church, a wonderful warrior for freedom and democracy, and people will never forget the role he played in giving inspiration and hope to the people of Poland; he truly was a great man of holiness.

Senator E. Jones, having asked and obtained unanimous consent to suspend the rules for the immediate consideration of the foregoing resolution, moved its adoption.

The motion prevailed.

And the resolution was adopted.

At the hour of 12:43 o'clock p.m., pursuant to **Senate Joint Resolution No. 36**, the Chair announced the Senate stand adjourned until Monday, April 11, 2005, at 12:00 o'clock noon.