



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SIXTH GENERAL ASSEMBLY

91ST LEGISLATIVE DAY

THURSDAY, MARCH 4, 2010

12:01 O'CLOCK P.M.

SENATE
Daily Journal Index
91st Legislative Day

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The Senate met pursuant to adjournment.
Senator James A. DeLeo, Chicago, Illinois, presiding.
Prayer by Dr. Roger Ross, First United Methodist Church, Springfield, Illinois.
Senator Garrett led the Senate in the Pledge of Allegiance.

Senator Jacobs moved that reading and approval of the Journal of Wednesday, March 3, 2010, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORT RECEIVED

The Secretary placed before the Senate the following report:

DCEO FY 10 Affirmative Action Report, submitted by the Department of Commerce and Economic Opportunity.

The foregoing report was ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to Senate Bill 2550
Senate Committee Amendment No. 3 to Senate Bill 3249
Senate Committee Amendment No. 1 to Senate Bill 3420
Senate Committee Amendment No. 1 to Senate Bill 3686

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

Senate Floor Amendment No. 1 to Senate Bill 3029
Senate Floor Amendment No. 1 to Senate Bill 3030

MESSAGE FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

March 4, 2010

Ms. Jillayne Rock
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Michael Frerichs to temporarily replace Senator Emil Jones, III as a member of the Senate State Government & Veteran's Affairs Committee. This

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appointment is effective immediately and will automatically expire upon adjournment of the Senate State Government & Veteran's Affairs Committee.

Sincerely,
s/John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

REPORTS FROM STANDING COMMITTEES

Senator Forby, Chairperson of the Committee on Labor, to which was referred **Senate Bills Numbered 2497, 3494, 3566 and 3570**, reported the same back with the recommendation that the bills do pass.

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

Senator Forby, Chairperson of the Committee on Labor, to which was referred **Senate Bills Numbered 3415, 3568 and 3644**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **Senate Bills Numbered 2554, 2574, 2793, 3022, 3405, 3501, 3534, 3535, 3537 and 3538**, reported the same back with the recommendation that the bills do pass.

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

Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **Senate Bills Numbered 2474, 2525, 2547, 2995, 3404, 3663 and 3726**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Kotowski, Chairperson of the Committee on Commerce, to which was referred **Senate Bills Numbered 2559, 3422, 3474, 3638, 3654, 3655, 3657, 3660, 3661 and 3662**, reported the same back with the recommendation that the bills do pass.

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

Senator Kotowski, Chairperson of the Committee on Commerce, to which was referred **Senate Bills Numbered 3147, 3316, 3658, 3659, 3683 and 3710**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Link, Chairperson of the Committee on Gaming, to which was referred **Senate Bills Numbered 2487, 3011 and 3146**, reported the same back with the recommendation that the bills do pass.

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

Senator Link, Chairperson of the Committee on Gaming, to which was referred **Senate Bill No. 3574**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 1840, 2987, 3085, 3087, 3093, 3173, 3176, 3198, 3269, 3304, 3305, 3313, 3359, 3389**,

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3391, 3421, 3491, 3508, 3533, 3539, 3540, 3546, 3616, 3628, 3645, 3670, 3685, 3768, 3795, 3796, 3797, 3798, 3799 and 3803, reported the same back with the recommendation that the bills do pass.

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 2462, 3084, 3090, 3169, 3293, 3295, 3390, 3467, 3503, 3684, 3695, 3732, 3734 and 3800**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Garrett, Chairperson of the Committee on Environment, to which was referred **Senate Bills Numbered 2490, 3320, 3344, 3611 and 3721**, reported the same back with the recommendation that the bills do pass.

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

Senator Garrett, Chairperson of the Committee on Environment, to which was referred **Senate Bills Numbered 2813, 3346 and 3347**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Koehler, Chairperson of the Committee on Local Government, to which was referred **Senate Bills Numbered 2797, 2970, 3010, 3134, 3214, 3251, 3282, 3323, 3430, 3462, 3478, 3505, 3564, 3585, 3592, 3696, 3722, 3749 and 3761**, reported the same back with the recommendation that the bills do pass.

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

Senator Koehler, Chairperson of the Committee on Local Government, to which was referred **Senate Bills Numbered 2530, 3336 and 3692**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Bills Numbered 2630, 3016, 3037, 3128, 3156, 3281, 3288, 3342, 3429, 3433, 3576, 3589, 3708 and 3733**, reported the same back with the recommendation that the bills do pass.

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

Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Bills Numbered 3206, 3215, 3249, 3587, 3719, 3816, 3817 and 3818**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Haine, Chairperson of the Committee on Insurance, to which was referred **Senate Bills Numbered 2516, 2817, 3004, 3382 and 3565** reported the same back with the recommendation that the bills do pass.

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

Senator Haine, Chairperson of the Committee on Insurance, to which was referred **Senate Bills Numbered 2818, 2965, 3034, 3188, 3378, 3480 and 3545**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

PRESENTATION OF RESOLUTIONS

[March 4, 2010]

SENATE RESOLUTION NO. 697

Offered by Senator Cullerton and all Senators:
Mourns the death of Dolores A. Gonzalez of Belleville, formerly of Cahokia.

SENATE RESOLUTION NO. 698

Offered by Senators Sullivan – Dillard and all Senators:
Mourns the death of Dr. David Arnold Frier, Jr., of Springfield.

SENATE RESOLUTION NO. 699

Offered by Senator Radogno and all Senators:
Mourns the death of Ron “Papa” Schaper of New Lenox.

SENATE RESOLUTION NO. 700

Offered by Senator Koehler and all Senators:
Mourns the death of Mary Ellyn Mathews of Peoria.

SENATE RESOLUTION NO. 701

Offered by Senator Koehler and all Senators:
Mourns the death of Howard M. Uphoff of Washington.

SENATE RESOLUTION NO. 702

Offered by Senator Koehler and all Senators:
Mourns the death of Jeffrey S. Hawkinson of Peoria.

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

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. 1026

A bill for AN ACT to amend the Open Meetings Act by changing Section 1.02.

HOUSE BILL NO. 2360

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 4553

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 4586

A bill for AN ACT concerning government.

HOUSE BILL NO. 4639

A bill for AN ACT concerning local government.

Passed the House, March 3, 2010.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 1026, 2360, 4553, 4586 and 4639** 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. 4644

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A bill for AN ACT concerning public employee benefits.

HOUSE BILL NO. 4669

A bill for AN ACT concerning animals.

Passed the House, March 3, 2010.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 4644 and 4669** 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 a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 4685

A bill for AN ACT concerning education.

Passed the House, March 3, 2010.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 4685** was 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. 56

WHEREAS, The health and health care needs of the residents of the State of Illinois are a primary concern of the State government; and

WHEREAS, Forecasters anticipate significant physician shortages due to changing health care workforce demographics, looming retirements of physicians, and increased demand for health care services as the population ages; and

WHEREAS, Addressing physician workforce issues requires data and planning; and

WHEREAS, Illinois-specific health and physician-supply-and-demand data remain fragmented and incomplete; and

WHEREAS, The State of Illinois is home to several major academic institutions whose graduates in the field of medicine are unknown and lack an effort devoted to the study of the physician workforce; and

WHEREAS, The State of Illinois has no central repository of information about medical school and residency graduates and their retention, nor of the incentives/disincentives to remain within the State's borders; and

WHEREAS, The needs of medically underserved rural and urban residents of the State of Illinois are largely unknown and often unmet; and

WHEREAS, Illinois lacks a coordinated effort to collect and disseminate data and information to help assess current and future physician supply, demand, and distribution issues in the State; and

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WHEREAS, The Illinois General Assembly and State agencies in Illinois lack physician workforce data and information necessary to inform policy-making; and

WHEREAS, The 2007 Illinois State Health Improvement Plan identifies having an optimal, competent, and diverse physician workforce as a critical strategic health care priority; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the General Assembly recommends that an Illinois Physician Workforce Institute be organized and operated as an independent, unbiased, and not-for-profit research organization whose purpose is to collect, aggregate, analyze, and distribute Illinois-specific physician workforce data to provide objective information for assisting health care, professional, and education organizations, policy makers, and the public on issues related to the supply, demand, distribution, and use of physicians across the State; and be it further

RESOLVED, That the General Assembly recommends that health and health care stakeholders and educational institutions collaborate to form a public-private partnership to develop an Illinois Physician Workforce Institute that would:

(1) Collect, analyze, track, and distribute physician workforce data in Illinois through relationships with existing State and other agencies and through de novo survey processes;

(2) Identify existing and new data resources necessary to benchmark and measure Illinois' progress over time, including adding a web-based questionnaire for those renewing their State licensure to collect critical data points on workforce development for physicians and practice environments modeled after existing programs in other states;

(3) Consider the impact of changes in health care education and service on the demand for and use of physicians in Illinois;

(4) Evaluate proposed and enacted health care policy legislation and regulations to determine the impact on Illinois' physician workforce;

(5) Conduct studies of the supply, demand, use, and education of the physician workforce;

(6) Survey the graduates of medical schools, residencies, and fellowships to determine how effective Illinois is in retaining these graduates;

(7) Provide technical assistance to health care and education organizations on issues related to current and projected physician workforce issues;

(8) Function as a comprehensive information resource to assist health care, professional, and education organizations, policy makers, and the public in their efforts related to the supply, demand, distribution, and use of physicians in Illinois;

(9) Report on the diversity of the physician workforce and present strategies for ensuring a physician workforce that reflects the diversity of Illinois' population;

(10) Perform a physician re-registration survey in conjunction with physician license renewal that describes the supply and distribution of the current physician workforce in the State;

(11) Perform an annual resident exit survey for the approximately 6,000 residents and fellows who complete training in Illinois programs;

(12) Foster partnerships with new and existing health workforce research initiatives to understand physician workforce issues in the context of Illinois' overall health and health care workforce needs; and

(13) Provide State funding to assist in the costs associated with data collection and analysis for physicians; and be it further

RESOLVED, That the General Assembly urges the Governor, the Illinois Department of Public Health, the Illinois Department of Financial and Professional Regulation, the Illinois Board of Higher Education, the Illinois Department of Healthcare and Family Services, the Illinois Department of Commerce and Economic Opportunity, and other relevant State agencies to collaborate with stakeholders, including, but not limited to, the Illinois State Medical Society, the Illinois Hospital Association, and the Illinois Public Health Institute, in the development of the Illinois Physician Workforce Institute; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Governor, the Director of Public Health, the Secretary of Financial and Professional Regulation, the Chairperson of the Illinois

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Board of Higher Education, the Director of Healthcare and Family Services, and the Director of Commerce and Economic Opportunity.

Adopted by the House, May 31, 2009.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 56 was referred to the Committee on Assignments.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 1026, sponsored by Senator Maloney, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4639, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4685, sponsored by Senator Collins, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4715, sponsored by Senator Dillard, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4961, sponsored by Senator Dillard, was taken up, read by title a first time and referred to the Committee on Assignments.

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Althoff moved that **Senate Resolution No. 636**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Althoff moved that Senate Resolution No. 636 be adopted.

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

YEAS 52; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Rutherford
Bivins	Frerichs	Luechtefeld	Sandoval
Bond	Garrett	Maloney	Schoenberg
Brady	Haine	Martinez	Silverstein
Burzynski	Harmon	McCarter	Sullivan
Clayborne	Hendon	Meeks	Syverson
Collins	Holmes	Millner	Trotter
Crotty	Hultgren	Muñoz	Viverito
Dahl	Jacobs	Murphy	Wilhelmi
DeLeo	Jones, E.	Noland	Mr. President
Delgado	Koehler	Pankau	
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Righter	
Duffy	Lightford	Risinger	

The motion prevailed.

And the resolution was adopted.

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READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Sullivan, **Senate Bill No. 1201**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sullivan, **Senate Bill No. 1202**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sullivan, **Senate Bill No. 1203**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sullivan, **Senate Bill No. 1204**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1240**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1242**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1243**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1244**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1245**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1249**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1250**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hendon, **Senate Bill No. 2476**, having been printed, was taken up, read by title a second time.

Senate Floor Amendment Nos. 1 and 2 were held in the Committee on Transportation.
There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Haine, **Senate Bill No. 2485** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Energy, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2485

AMENDMENT NO. 1. Amend Senate Bill 2485 by replacing everything after the enacting clause with the following:

"Section 5. The Public Utilities Act is amended by changing Sections 8-406, 8-509, and 8-510 and by adding Section 8-406.1 as follows:

(220 ILCS 5/8-406) (from Ch. 111 2/3, par. 8-406)

Sec. 8-406. Certificate of public convenience and necessity.

(a) No public utility not owning any city or village franchise nor engaged in performing any public service or in furnishing any product or commodity within this State as of July 1, 1921 and not possessing a certificate of public convenience and necessity from the Illinois Commerce Commission, the State Public Utilities Commission or the Public Utilities Commission, at the time this amendatory Act of 1985 goes into effect, shall transact any business in this State until it shall have obtained a certificate from the Commission that public convenience and necessity require the transaction of such business.

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(b) No public utility shall begin the construction of any new plant, equipment, property or facility which is not in substitution of any existing plant, equipment, property or facility or any extension or alteration thereof or in addition thereto, unless and until it shall have obtained from the Commission a certificate that public convenience and necessity require such construction. Whenever after a hearing the Commission determines that any new construction or the transaction of any business by a public utility will promote the public convenience and is necessary thereto, it shall have the power to issue certificates of public convenience and necessity. The Commission shall determine that proposed construction will promote the public convenience and necessity only if the utility demonstrates: (1) that the proposed construction is necessary to provide adequate, reliable, and efficient service to its customers and is the least-cost means of satisfying the service needs of its customers or that the proposed construction will promote the development of an effectively competitive electricity market that operates efficiently, is equitable to all customers, and is the least cost means of satisfying those objectives; (2) that the utility is capable of efficiently managing and supervising the construction process and has taken sufficient action to ensure adequate and efficient construction and supervision thereof; and (3) that the utility is capable of financing the proposed construction without significant adverse financial consequences for the utility or its customers.

(c) After the effective date of this amendatory Act of 1987, no construction shall commence on any new nuclear power plant to be located within this State, and no certificate of public convenience and necessity or other authorization shall be issued therefor by the Commission, until the Director of the Illinois Environmental Protection Agency finds that the United States Government, through its authorized agency, has identified and approved a demonstrable technology or means for the disposal of high level nuclear waste, or until such construction has been specifically approved by a statute enacted by the General Assembly.

As used in this Section, "high level nuclear waste" means those aqueous wastes resulting from the operation of the first cycle of the solvent extraction system or equivalent and the concentrated wastes of the subsequent extraction cycles or equivalent in a facility for reprocessing irradiated reactor fuel and shall include spent fuel assemblies prior to fuel reprocessing.

(d) In making its determination, the Commission shall attach primary weight to the cost or cost savings to the customers of the utility. The Commission may consider any or all factors which will or may affect such cost or cost savings, including the public utility's engineering judgment regarding the materials used for construction.

(e) The Commission may issue a temporary certificate which shall remain in force not to exceed one year in cases of emergency, to assure maintenance of adequate service or to serve particular customers, without notice or hearing, pending the determination of an application for a certificate, and may by regulation exempt from the requirements of this Section temporary acts or operations for which the issuance of a certificate will not be required in the public interest.

A public utility shall not be required to obtain but may apply for and obtain a certificate of public convenience and necessity pursuant to this Section with respect to any matter as to which it has received the authorization or order of the Commission under the Electric Supplier Act, and any such authorization or order granted a public utility by the Commission under that Act shall as between public utilities be deemed to be, and shall have except as provided in that Act the same force and effect as, a certificate of public convenience and necessity issued pursuant to this Section.

No electric cooperative shall be made or shall become a party to or shall be entitled to be heard or to otherwise appear or participate in any proceeding initiated under this Section for authorization of power plant construction and as to matters as to which a remedy is available under The Electric Supplier Act.

(f) Such certificates may be altered or modified by the Commission, upon its own motion or upon application by the person or corporation affected. Unless exercised within a period of 2 years from the grant thereof authority conferred by a certificate of convenience and necessity issued by the Commission shall be null and void.

No certificate of public convenience and necessity shall be construed as granting a monopoly or an exclusive privilege, immunity or franchise.

(g) A public utility that undertakes any of the actions described in items (1) through (3) of this subsection (g) or that has obtained approval pursuant to Section 8-406.1 of this Act shall not be required to comply with the requirements of this Section to the extent such requirements otherwise would apply. For purposes of this Section and Section 8-406.1 of this Act, "high voltage electric service line" means an electric line having a design voltage of 100,000 or more. For purposes of this subsection (g), a public utility may do any of the following:

(1) replace or upgrade any existing high voltage electric service line and related facilities, notwithstanding its length;

(2) relocate any existing high voltage electric service line and related facilities, notwithstanding its length, to accommodate construction or expansion of a roadway or other transportation infrastructure; or

(3) construct a high voltage electric service line and related facilities that is constructed solely to serve a single customer's premises or to provide a generator interconnection to the public utility's transmission system and that will pass under or over the premises owned by the customer or generator to be served or under or over premises for which the customer or generator has secured the necessary right of way.

(Source: P.A. 95-700, eff. 11-9-07.)

(220 ILCS 5/8-406.1 new)

Sec. 8-406.1. Certificate of public convenience and necessity; expedited procedure.

(a) A public utility may apply for a certificate of public convenience and necessity pursuant to this Section for the construction of any new high voltage electric service line and related facilities (Project). To facilitate the expedited review process of an application filed pursuant to this Section, an application shall include all of the following:

(1) Information in support of the application that shall include the following:

(A) A detailed description of the Project, including location maps and plot plans to scale showing all major components.

(B) The following engineering data:

(i) a detailed Project description including:

(I) name and destination of the Project;

(II) design voltage rating (kV);

(III) operating voltage rating (kV); and

(IV) normal peak operating current rating;

(ii) a conductor, structures, and substations description including:

(I) conductor size and type;

(II) type of structures;

(III) height of typical structures;

(IV) an explanation why these structures were selected;

(V) dimensional drawings of the typical structures to be used in the Project; and

(VI) a list of the names of all new (and existing if applicable) substations or switching stations that will be associated with the proposed new high voltage electric service line;

(iii) the location of the site and right-of-way including:

(I) miles of right-of-way;

(II) miles of circuit;

(III) width of the right-of-way; and

(IV) a brief description of the area traversed by the proposed high voltage electric service line, including a description of the general land uses in the area and the type of terrain crossed by the proposed line;

(iv) assumptions, bases, formulae, and methods used in the development and preparation of the diagrams and accompanying data, and a technical description providing the following information:

(I) number of circuits, with identification as to whether the circuit is overhead or underground;

(II) the operating voltage and frequency; and

(III) conductor size and type and number of conductors per phase;

(v) if the proposed interconnection is an overhead line, the following additional information also must be provided:

(I) the wind and ice loading design parameters;

(II) a full description and drawing of a typical supporting structure, including strength specifications;

(III) structure spacing with typical ruling and maximum spans;

(IV) conductor (phase) spacing; and

(V) the designed line-to-ground and conductor-side clearances;

(vi) if an underground or underwater interconnection is proposed, the following additional information also must be provided:

(I) burial depth;

(II) type of cable and a description of any required supporting equipment, such as insulation medium pressurizing or forced cooling;

(III) cathodic protection scheme; and

(IV) type of dielectric fluid and safeguards used to limit potential spills in waterways;

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(vii) technical diagrams that provide clarification of any item under this item (1) should be included; and

(viii) applicant shall provide and identify a primary right-of-way and one or more alternate right-of-ways for the Project as part of the filing. To the extent applicable, for each right-of-way applicant shall provide the information described in this subsection (a). Upon a showing of good cause in its filing, an applicant may be excused from providing and identifying alternate right-of-ways.

(C) The public utility may seek confidential protection of any of the information provided pursuant to this Section, subject to Commission approval.

(2) An application fee of \$100,000, which shall be paid into the Public Utility Fund at the time the Chief Clerk of the Commission deems it complete and accepts the filing.

(3) Information showing that the utility has held a minimum of 3 pre-filing public meetings to receive public comment concerning the Project in each county where the Project is to be located, no earlier than 6 months prior to the filing of the application. Notice of the public meeting shall be published in a newspaper of general circulation within the affected county once a week for 3 consecutive weeks, beginning no earlier than one month prior to the first public meeting. Notice of the public meeting, including a description of the Project, must be provided in writing to the clerk of each county where the Project is to be located. A representative of the Commission shall be invited to each pre-filing public meeting.

(4) The public utility shall publish notice of its application in the official State newspaper within 10 days following the date of the application's filing.

(5) The public utility shall establish a dedicated website for the Project 3 weeks prior to the first public meeting and maintain the website until construction of the Project is complete. The website address shall be included in all public notices.

(b) The Commission shall, after notice and hearing, grant a certificate of public convenience and necessity filed in accordance with the requirements of this Section if, based upon the application filed with the Commission and the evidentiary record, it finds the Project will promote the public convenience and necessity and that all of the following criteria are satisfied:

(1) That the Project is necessary to provide adequate, reliable, and efficient service to the public utility's customers and is the least-cost means of satisfying the service needs of the public utility's customers or that the Project will promote the development of an effectively competitive electricity market that operates efficiently, is equitable to all customers, and is the least cost means of satisfying those objectives.

(2) That the public utility is capable of efficiently managing and supervising the construction process and has taken sufficient action to ensure adequate and efficient construction and supervision of the construction.

(3) That the public utility is capable of financing the proposed construction without significant adverse financial consequences for the utility or its customers.

(c) The Commission shall issue its decision with findings of fact and conclusions of law granting or denying the application no later than 120 days after the application is filed. The Commission may extend the 120-day deadline upon notice by an additional 60 days if, on or before the 30th day after the filing of the application, the Commission finds that good cause exists to extend the 120-day period.

(d) In the event the Commission grants a public utility's application for a certificate pursuant to this Section, the public utility shall pay a one-time construction fee to each county in which the Project is constructed within 30 days after the completion of construction. The construction fee shall be \$20,000 per mile of high voltage electric service line constructed in that county, or a proportionate fraction of that fee. The fee shall be in lieu of any permitting fees that otherwise would be imposed by a county. Counties receiving a payment under this subsection (d) may distribute all or portions of the fee to local taxing districts in that county.

(e) Notwithstanding any other provisions of this Act, a decision granting a certificate under this Section shall include an order pursuant to Section 8-503 of this Act authorizing or directing the construction of the high voltage electric service line and related facilities as approved by the Commission, in the manner and within the time specified in said order.

(220 ILCS 5/8-509) (from Ch. 111 2/3, par. 8-509)

Sec. 8-509. When necessary for the construction of any alterations, additions, extensions or improvements ordered or authorized under Section 8-406.1, 8-503, or 12-218 of this Act, any public utility may enter upon, take or damage private property in the manner provided for by the law of eminent domain. If a public utility seeks relief under this Section in the same proceeding in which it seeks a certificate of public convenience and necessity under Section 8-406.1 of this Act, then the Commission shall issue its order under this Section within 45 days after the utility files its petition under this Section.

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This Section applies to the exercise of eminent domain powers by telephone companies or telecommunications carriers only when the facilities to be constructed are intended to be used in whole or in part for providing one or more intrastate telecommunications services classified as "noncompetitive" under Section 13-502 in a tariff filed by the condemnor. The exercise of eminent domain powers by telephone companies or telecommunications carriers in all other cases shall be governed solely by "An Act relating to the powers, duties and property of telephone companies", approved May 16, 1903, as now or hereafter amended. (Source: P.A. 86-221.)

(220 ILCS 5/8-510) (from Ch. 111 2/3, par. 8-510)

Sec. 8-510. Land surveys and land use studies. For the purpose of making land surveys and land use studies, any public utility that has been granted a certificate of public convenience and necessity by, or received an order under Section 8-503 or 8-406.1 of this Act from, the Commission may, 30 days after providing written notice to the owner thereof by registered mail, enter upon the property of any owner who has refused permission for entrance upon that property, but subject to responsibility for all damages which may be inflicted thereby.

(Source: P.A. 90-561, eff. 12-16-97.)

Section 99. Effective date. This Act takes effect upon becoming law."

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

On motion of Senator Lightford, **Senate Bill No. 2489** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Education, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2489

AMENDMENT NO. 1. Amend Senate Bill 2489 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 10-22.6 as follows:

(105 ILCS 5/10-22.6) (from Ch. 122, par. 10-22.6)

Sec. 10-22.6. Suspension or expulsion of pupils; school searches.

(a) To expel pupils guilty of gross disobedience or misconduct, and and no action shall lie against them for such expulsion. Expulsion shall take place only after the parents have been requested to appear at a meeting of the board, or with a hearing officer appointed by it, to discuss their child's behavior. Such request shall be made by registered or certified mail and shall state the time, place and purpose of the meeting. The board, or a hearing officer appointed by it, at such meeting shall state the reasons for dismissal and the date on which the expulsion is to become effective. If a hearing officer is appointed by the board he shall report to the board a written summary of the evidence heard at the meeting and the board may take such action thereon as it finds appropriate.

(b) To suspend or by regulation to authorize the superintendent of the district or the principal, assistant principal, or dean of students of any school to suspend pupils guilty of gross disobedience or misconduct, or to suspend pupils guilty of gross disobedience or misconduct on the school bus from riding the school bus, and no action shall lie against them for such suspension. The board may by regulation authorize the superintendent of the district or the principal, assistant principal, or dean of students of any school to suspend pupils guilty of such acts for a period not to exceed 10 school days. If a pupil is suspended due to gross disobedience or misconduct on a school bus, the board may suspend the pupil in excess of 10 school days for safety reasons. Any suspension shall be reported immediately to the parents or guardian of such pupil along with a full statement of the reasons for such suspension and a notice of their right to a review, a copy of which shall be given to the school board. Upon request of the parents or guardian the school board or a hearing officer appointed by it shall review such action of the superintendent or principal, assistant principal, or dean of students. At such review the parents or guardian of the pupil may appear and discuss the suspension with the board or its hearing officer. If a hearing officer is appointed by the board he shall report to the board a written summary of the evidence heard at the meeting. After its hearing or upon receipt of the written report of its hearing officer, the board may take such action as it finds appropriate.

(c) The Department of Human Services shall be invited to send a representative to consult with the

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board at such meeting whenever there is evidence that mental illness may be the cause for expulsion or suspension.

(d) The board may expel a student for a definite period of time not to exceed 2 calendar years, as determined on a case by case basis. A student who is determined to have brought one of the following objects to school, any school-sponsored activity or event, or any activity or event that bears a reasonable relationship to school shall be expelled for a period of not less than one year:

(1) A firearm. For the purposes of this Section, "firearm" means any gun, rifle, shotgun, weapon as defined by Section 921 of Title 18 of the United States Code, firearm as defined in Section 1.1 of the Firearm Owners Identification Card Act, or firearm as defined in Section 24-1 of the Criminal Code of 1961. The expulsion period under this subdivision (1) may be modified by the superintendent, and the superintendent's determination may be modified by the board on a case-by-case basis.

(2) A knife, brass knuckles or other knuckle weapon regardless of its composition, a billy club, or any other object if used or attempted to be used to cause bodily harm, including "look alike" of any firearm as defined in subdivision (1) of this subsection (d). The expulsion requirement under this subdivision (2) may be modified by the superintendent, and the superintendent's determination may be modified by the board on a case-by-case basis.

Expulsion or suspension shall be construed in a manner consistent with the Federal Individuals

with Disabilities Education Act. A student who is subject to suspension or expulsion as provided in this Section may be eligible for a transfer to an alternative school program in accordance with Article 13A of the School Code. The provisions of this subsection (d) apply in all school districts, including special charter districts and districts organized under Article 34.

(e) To maintain order and security in the schools, school authorities may inspect and search places and areas such as lockers, desks, parking lots, and other school property and equipment owned or controlled by the school, as well as personal effects left in those places and areas by students, without notice to or the consent of the student, and without a search warrant. As a matter of public policy, the General Assembly finds that students have no reasonable expectation of privacy in these places and areas or in their personal effects left in these places and areas. School authorities may request the assistance of law enforcement officials for the purpose of conducting inspections and searches of lockers, desks, parking lots, and other school property and equipment owned or controlled by the school for illegal drugs, weapons, or other illegal or dangerous substances or materials, including searches conducted through the use of specially trained dogs. If a search conducted in accordance with this Section produces evidence that the student has violated or is violating either the law, local ordinance, or the school's policies or rules, such evidence may be seized by school authorities, and disciplinary action may be taken. School authorities may also turn over such evidence to law enforcement authorities. The provisions of this subsection (e) apply in all school districts, including special charter districts and districts organized under Article 34.

(f) Suspension or expulsion may include suspension or expulsion from school and all school activities and a prohibition from being present on school grounds.

(g) A school district may adopt a policy providing that if a student is suspended or expelled for any reason from any public or private school in this or any other state, the student must complete the entire term of the suspension or expulsion before being admitted into the school district. This policy may allow placement of the student in an alternative school program established under Article 13A of this Code, if available, for the remainder of the suspension or expulsion. This subsection (g) applies to all school districts, including special charter districts and districts organized under Article 34 of this Code.

(Source: P.A. 96-633, eff. 8-24-09)."

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

On motion of Senator Frerichs, **Senate Bill No. 2505**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Haine, **Senate Bill No. 2544** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Insurance, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2544

[March 4, 2010]

AMENDMENT NO. 1. Amend Senate Bill 2544 on page 1, by replacing line 11 and line 12 with the following:
 "State to the Commission shall be the Director of Insurance."

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

On motion of Senator Righter, **Senate Bill No. 2570** having been printed, was taken up, read by title a second time.

Senator Righter offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 2570

AMENDMENT NO. 1. Amend Senate Bill 2570 on page 2, by replacing lines 11 through 19 with the following:

"~~appeal. An order requiring maintenance or directing payment of money for support or maintenance of a~~ the spouse or a the minor child or children entered under this Act or any other law of this State shall not be suspended or the enforcement thereof stayed pending the filing and resolution of post-judgment motions or an appeal."

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.

On motion of Senator Collins, **Senate Bill No. 2581** having been printed, was taken up, read by title a second time.

Senator Collins offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 2581

AMENDMENT NO. 1. Amend Senate Bill 2581 on page 43, by replacing lines 17 through 20 with the following:

"(f) To require the ~~Secretary Commissioner~~ Secretary to furnish the Board space for meetings to be held by the Board as well as to require the ~~Secretary Commissioner~~ Secretary to provide such clerical and technical assistance as the Board may require."

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.

On motion of Senator Millner, **Senate Bill No. 2590** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Criminal Law, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2590

AMENDMENT NO. 1. Amend Senate Bill 2590 on page 1, line 15, by inserting after "person" the following:

"who died by other than homicidal means".

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

On motion of Senator Lightford, **Senate Bill No. 2594**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Forby, **Senate Bill No. 2632** having been printed, was taken up, read by title a second time.

[March 4, 2010]

Senate Committee Amendment No. 1 was postponed in the Committee on Agriculture and Conservation.

The following amendment was offered in the Committee on Agriculture and Conservation, adopted and ordered printed:

AMENDMENT NO. 2 TO SENATE BILL 2632

AMENDMENT NO. 2. Amend Senate Bill 2632 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Public Land Pack and Saddle Animal Access Act.

Section 5. Definitions. In this Act:

"Pack animal" means a beast of burden, such as a horse, mule, donkey, or llama, used as a means of transporting materials.

"Public land" means land that is open to the general public and is owned or managed by the State.

"Saddle animal" means an animal, such as a horse, that is ridden.

Section 10. Access to public land. In maintaining public land, the Department of Natural Resources, or other designated agency, shall preserve and facilitate continued use of and access to public land by pack and saddle animals where such use is currently authorized.

Section 15. Trail closure.

(a) The Department of Natural Resources, or other designated agency, may implement a reduction in access to a trail by pack and saddle animals under the following conditions:

(1) where conditions are not suitable because of significant public safety concerns or where necessary for maintenance; or

(2) for reasons related to the mission of the Department of Natural Resources or other designated agency.

(b) If a trail closure or other reduction is implemented under this Section, such closure or reduction shall be posted at the trailhead.

(c) Nothing in this Section alters or limits the State's authority to implement a temporary emergency closure of a trail or road to pack and saddle animals."

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator Millner moved that **Senate Resolution No. 605**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Millner moved that Senate Resolution No. 605 be adopted.

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

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	Martinez	Silverstein
Burzynski	Hendon	McCarter	Steans
Clayborne	Holmes	Meeks	Sullivan
Collins	Hultgren	Millner	Syverson
Crotty	Hutchinson	Muñoz	Trotter
Dahl	Jacobs	Murphy	Viverito

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DeLeo	Jones, E.	Noland	Wilhelmi
Delgado	Jones, J.	Pankau	Mr. President
Demuzio	Koehler	Radogno	
Dillard	Kotowski	Raoul	
Duffy	Lauzen	Righter	

The motion prevailed.
And the resolution was adopted.

Senator Bond moved that **Senate Resolution No. 609**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.
Senator Bond moved that Senate Resolution No. 609 be adopted.
And on that motion, a call of the roll was had resulting as follows:

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	Martinez	Silverstein
Burzynski	Hendon	McCarter	Steans
Clayborne	Holmes	Meeks	Syverson
Collins	Hultgren	Millner	Trotter
Crotty	Hutchinson	Muñoz	Viverito
Dahl	Jacobs	Murphy	Wilhelmi
DeLeo	Jones, E.	Noland	Mr. President
Delgado	Jones, J.	Pankau	
Demuzio	Koehler	Radogno	
Dillard	Kotowski	Raoul	
Duffy	Lauzen	Righter	

The motion prevailed.
And the resolution was adopted.

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

On motion of Senator Trotter, **Senate Bill No. 1425**, with House Amendments numbered 1 and 2 on the order of Consideration Postponed, was taken up for immediate consideration.

Senator Trotter moved that the Senate concur with the House in the adoption of their Amendments numbered 1 and 2 to said bill.

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

YEAS 36; NAYS 20.

The following voted in the affirmative:

Bond	Haine	Link	Steans
Clayborne	Harmon	Maloney	Sullivan
Collins	Hendon	Martinez	Trotter
Crotty	Holmes	Meeks	Viverito
DeLeo	Hutchinson	Muñoz	Wilhelmi
Delgado	Jacobs	Noland	Mr. President

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Demuzio	Jones, E.	Raoul
Forby	Koehler	Sandoval
Ferichs	Kotowski	Schoenberg
Garrett	Lightford	Silverstein

The following voted in the negative:

Althoff	Dillard	McCarter	Rutherford
Bivins	Duffy	Millner	Syverson
Bomke	Hultgren	Murphy	
Brady	Jones, J.	Pankau	
Burzynski	Laufen	Radogno	
Dahl	Luechtefeld	Righter	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendments numbered 1 and 2 to **Senate Bill No. 1425**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

At the hour of 12:48 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 12:58 o'clock p.m., the Senate resumed consideration of business.
Senator DeLeo, presiding.

REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 4, 2010 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committees of the Senate:

Appropriations II: **Senate Floor Amendment No. 3 to Senate Bill 1219; Senate Floor Amendment No. 3 to Senate Bill 1224; Senate Floor Amendment No. 3 to Senate Bill 1227; Senate Floor Amendment No. 4 to Senate Bill 1235; Senate Floor Amendment No. 3 to Senate Bill 1237; Senate Floor Amendment No. 3 to Senate Bill 1248; Senate Floor Amendment No. 3 to Senate Bill 1251; Senate Floor Amendment No. 3 to Senate Bill 1253.**

Criminal Law: **Senate Floor Amendment No. 3 to Senate Bill 2513.**

Education: **Senate Floor Amendment No. 3 to Senate Resolution 560.**

Environment: **Senate Committee Amendment No. 1 to Senate Bill 3750.**

Executive: **Senate Committee Amendment No. 1 to Senate Bill 2550.**

Licensed Activities: **Senate Floor Amendment No. 1 to Senate Bill 730.**

Public Health: **Senate Floor Amendment No. 1 to Senate Bill 2535.**

Transportation: **Senate Floor Amendment No. 3 to Senate Bill 2571; Senate Committee Amendment No. 1 to Senate Bill 3524.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 4, 2010 meeting, to which was referred **Senate Bills Numbered 333, 388, 575, 603, 679, 685, 935, 1118, 1137**

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and 2060 on August 15, 2009, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 333, 388, 575, 603, 679, 685, 935, 1118, 1137 and 2060** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 4, 2010 meeting, to which was referred **Senate Bill No. 2248** on November 30, 2009, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bill No. 2248** was returned to the order of concurrence.

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 4, 2010 meeting, reported the following Joint Action Motion has been assigned to the indicated Standing Committee of the Senate:

Executive: **Motion to Concur in House Amendment 1 to Senate Bill 2248**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 4, 2010 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Licensed Activities: **Senate Floor Amendment No. 1 to Senate Bill 2060.**

ANNOUNCEMENT ON ATTENDANCE

Senator Syverson announced for the record that Senator Cronin was absent due to district business.

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the Committee on Revenue to meet at 2:00 o'clock p.m. in Room 400 and the Committee on Executive to meet at 2:00 o'clock p.m. in Room 212.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 674

Offered by Senator Link and all Senators:

Mourns the death of Brian Robert "Bubba" Willms of Kenosha, Wisconsin.

SENATE RESOLUTION NO. 675

Offered by Senator Cullerton and all Senators:

Mourns the death of May Eloise Cockrum, nee Seymour, of Belleville.

SENATE RESOLUTION NO. 676

Offered by Senator Link and all Senators:

Mourns the death of Douglas R. Koss of Waukegan.

SENATE RESOLUTION NO. 677

Offered by Senator Link and all Senators:

Mourns the death of Geraldine A. "Gerrie" Parr of Champaign.

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SENATE RESOLUTION NO. 678

Offered by Senator Dillard and all Senators:
Mourns the death of Edward W. Kowal, formerly of Glen Ellyn and Wheaton.

SENATE RESOLUTION NO. 679

Offered by Senator Haine and all Senators:
Mourns the death of Dorothy Lynn Forehand of Rosewood Heights.

SENATE RESOLUTION NO. 680

Offered by Senator Link and all Senators:
Mourns the death of Jack Arnold of Waukegan.

SENATE RESOLUTION NO. 686

Offered by Senator Crotty and all Senators:
Mourns the death of Calvin Dwayne Hunter.

SENATE RESOLUTION NO. 687

Offered by Senator Kotowski and all Senators:
Mourns the death of John J. "Jack" Kent.

SENATE RESOLUTION NO. 688

Offered by Senator Kotowski and all Senators:
Mourns the death of Richard S. "Dick" Clarke.

SENATE RESOLUTION NO. 689

Offered by Senator Kotowski and all Senators:
Mourns the death of Martin C. Voss.

SENATE RESOLUTION NO. 690

Offered by Senator Bond and all Senators:
Mourns the death of Jaime Delgado Dionisio of Zion.

SENATE RESOLUTION NO. 691

Offered by Senator Bond and all Senators:
Mourns the death of Mycol Jermaine French of Zion.

SENATE RESOLUTION NO. 692

Offered by Senator Bond and all Senators:
Mourns the death of Audrea Ann Uedell of Antioch.

SENATE RESOLUTION NO. 693

Offered by Senator Bond and all Senators:
Mourns the death of Larry Edward Taylor of Zion.

SENATE RESOLUTION NO. 694

Offered by Senator Bond and all Senators:
Mourns the death of Donald F. McBride of Beach Park.

SENATE RESOLUTION NO. 695

Offered by Senator Bond and all Senators:
Mourns the death of Bernice E. Gelden of Lake Villa.

SENATE RESOLUTION NO. 696

Offered by Senator Bond and all Senators:
Mourns the death of Anita M. Samuelson of Lake Villa.

SENATE RESOLUTION NO. 697

Offered by Senator Cullerton and all Senators:
Mourns the death of Dolores A. Gonzalez of Belleville, formerly of Cahokia.

SENATE RESOLUTION NO. 698

Offered by Senator Sullivan and all Senators:
Mourns the death of Dr. David Arnold Frier, Jr., of Springfield.

SENATE RESOLUTION NO. 699

Offered by Senator Radogno and all Senators:
Mourns the death of Ron "Papa" Schaper of New Lenox.

SENATE RESOLUTION NO. 700

Offered by Senator Koehler and all Senators:
Mourns the death of Mary Ellyn Mathews of Peoria.

SENATE RESOLUTION NO. 701

Offered by Senator Koehler and all Senators:
Mourns the death of Howard M. Uphoff of Washington.

SENATE RESOLUTION NO. 702

Offered by Senator Koehler and all Senators:
Mourns the death of Jeffrey S. Hawkinson of Peoria.

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

PRESENTATION OF RESOLUTION

Senator Harmon 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. 109

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Thursday, March 04, 2010, they stand adjourned until Tuesday, March 09, 2010 at 12:00 o'clock noon.

The motion prevailed.

And the resolution was adopted.

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

At the hour of 1:04 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 6:06 o'clock p.m., the Senate resumed consideration of business.
Honorable John J. Cullerton, President of the Senate, presiding.

COMMUNICATION

ILLINOIS STATE SENATE
DON HARMON
ASSISTANT MAJORITY LEADER
STATE SENATOR · 39TH DISTRICT

[March 4, 2010]

March 4, 2010

The Honorable Jillayne Rock
Secretary of the Senate
Room 403 Capitol Building
Springfield, IL 62704

Madame Secretary:

Today, Senator Schoenberg presented Senate Bill 3383 to the Senate Executive Committee. The bill creates a financially distressed provider loan program to be administered by the Illinois Finance Authority (the "IFA") to provide short term, zero-interest loans for health and human service providers. I voted to advance the bill to the floor.

Other lawyers in the law firm that employs me provide legal services to the IFA and clients engaged in transactions with the IFA, though not in relation to the program addressed in the bill. I do not believe that this representation presents a substantial threat to my independence of judgment. I believe that the official action taken by me today in voting in favor of the bill in the Senate Executive Committee, as well as any subsequent action on this bill, serves the public interest and not simply the interest of the IFA. Nevertheless, I wish to disclose the representation to the Senate.

Sincerely,
s/Don Harmon

ILLINOIS STATE SENATE
DON HARMON
ASSISTANT MAJORITY LEADER
STATE SENATOR · 39TH DISTRICT

March 4, 2010

The Honorable Jillayne Rock
Secretary of the Senate
Room 403 Capitol Building
Springfield, IL 62704

Madame Secretary:

Today Senator McCarter presented Senate Bill 3671 to the Senate Executive Committee. The bill requires the Illinois Department of Transportation ("IDOT") to file an environment impact study in the office of the recorder in any county in which future additions to the state highway system may be located. Other lawyers in the law firm that employs me from time to time provide legal services to IDOT. Accordingly, to avoid the appearance of conflict of interest, I abstained from voting on Senate Bill 3671 and I hereby disclose that fact to the Senate.

Sincerely,
s/Don Harmon

At the hour of 6:07 o'clock p.m., pursuant to **Senate Joint Resolution No. 109**, the Chair announced the Senate stand adjourned until Tuesday, March 9, 2010, at 12:00 o'clock noon.

[March 4, 2010]