



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-SIXTH GENERAL ASSEMBLY**

**94TH LEGISLATIVE DAY**

**WEDNESDAY, MARCH 10, 2010**

**10:14 O'CLOCK A.M.**

**SENATE**  
**Daily Journal Index**  
**94th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Budget Address.....	30
Communication .....	85
Introduction of Senate Bills No'd. 3845-3846 .....	8
Joint Session .....	30
Legislative Measure(s) Filed .....	5, 37, 85
Message from the House .....	29, 38
Message from the President .....	5
Presentation of Senate Joint Resolution No. 110.....	7
Presentation of Senate Resolutions No'd. 706 & 707.....	6
Report from Assignments Committee.....	9
Report(s) Received.....	5

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
SB 2603	Third Reading.....	47
SB 2614	Third Reading.....	48
SB 2615	Third Reading.....	48
SB 2622	Third Reading.....	49
SB 2632	Third Reading.....	49
SB 2647	Third Reading.....	50
SB 2799	Third Reading.....	51
SB 2800	Third Reading.....	51
SB 2801	Third Reading.....	52
SB 2804	Third Reading.....	52
SB 2807	Third Reading.....	53
SB 2819	Third Reading.....	53
SB 2952	Third Reading.....	54
SB 2969	Third Reading.....	54
SB 2983	Third Reading.....	57
SB 2987	Third Reading.....	55
SB 2992	Third Reading.....	55
SB 3013	Third Reading.....	56
SB 3014	Third Reading.....	56
SB 3023	Third Reading.....	57
SB 3024	Third Reading.....	58
SB 3028	Third Reading.....	58
SB 3035	Third Reading.....	59
SB 3037	Third Reading.....	59
SB 3039	Third Reading.....	60
SB 3041	Third Reading.....	60
SB 3045	Third Reading.....	61
SB 3117	Third Reading.....	61
SB 3126	Third Reading.....	63
SB 3128	Third Reading.....	62
SB 3146	Third Reading.....	63
SB 3172	Third Reading.....	64
SB 3173	Third Reading.....	64
SB 3174	Third Reading.....	65
SB 3176	Third Reading.....	65
SB 3183	Third Reading.....	66
SB 3198	Third Reading.....	66
SB 3272	Third Reading.....	67

[March 10, 2010]

SB 3281	Third Reading	67
SB 3286	Third Reading	68
SB 3287	Third Reading	69
SB 3288	Third Reading	69
SB 3289	Third Reading	70
SB 3291	Third Reading	70
SB 3295	Third Reading	71
SB 3304	Third Reading	71
SB 3305	Third Reading	72
SB 3315	Third Reading	72
SB 3323	Third Reading	73
SB 3372	Third Reading	73
SB 3385	Third Reading	74
SB 3387	Third Reading	75
SB 3389	Third Reading	75
SB 3390	Third Reading	76
SB 3391	Third Reading	76
SB 3430	Third Reading	77
SB 3433	Third Reading	77
SB 3446	Third Reading	78
SB 3461	Third Reading	78
SB 3462	Third Reading	79
SB 3464	Third Reading	79
SB 3491	Third Reading	80
SB 3494	Third Reading	80
SB 3503	Third Reading	81
SB 3505	Third Reading	81
SB 3508	Third Reading	82
SB 3546	Third Reading	83
SB 3552	Third Reading	83
SB 3574	Third Reading	84
SB 3603	Second Reading	10
SB 3604	Second Reading	10
SB 3616	Second Reading	10
SB 3628	Second Reading	10
SB 3629	Second Reading	10
SB 3635	Second Reading	11
SB 3638	Second Reading	11
SB 3644	Second Reading	11
SB 3645	Second Reading	12
SB 3646	Second Reading	12
SB 3654	Second Reading	12
SB 3655	Second Reading	12
SB 3658	Second Reading	12
SB 3660	Second Reading	13
SB 3661	Second Reading	13
SB 3662	Second Reading	13
SB 3666	Second Reading	13
SB 3672	Second Reading	13
SB 3681	Second Reading	14
SB 3682	Second Reading	16
SB 3692	Second Reading	16
SB 3694	Second Reading	16
SB 3695	Second Reading	16
SB 3696	Second Reading	17
SB 3699	Second Reading	17
SB 3705	Second Reading	17
SB 3708	Second Reading	19
SB 3710	Second Reading	19

SB 3712	Second Reading .....	22
SB 3716	Second Reading .....	22
SB 3719	Second Reading .....	23
SB 3721	Second Reading .....	29
SB 3722	Second Reading .....	29
SB 3726	Second Reading .....	29
SB 3728	Third Reading .....	84
SB 3733	Second Reading .....	29
SB 3742	Second Reading .....	39
SB 3743	Second Reading .....	39
SB 3782	Second Reading .....	44
SB 3817	Second Reading .....	45
SB 3818	Second Reading .....	46
SJR 0110	Committee on Assignments .....	7
SR 0707	Adopted .....	47
SR 0707	Committee on Assignments .....	6
HB 4644	First Reading .....	39
HB 5130	First Reading .....	39
HB 5193	First Reading .....	39
HB 5307	First Reading .....	39
HB 5818	First Reading .....	39
HB 5819	First Reading .....	39

The Senate met pursuant to adjournment.  
Senator Antonio Muñoz, Chicago, Illinois, presiding.  
Prayer by Pastor Hendrik Smidderks, Knox Knolls Free Methodist Church, Springfield, Illinois.  
Senator Maloney led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, March 9, 2010, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

### **REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

Recycling & Recycled Paper Procurement Update, State Fiscal Year 2009, submitted by the Department of Central Management Services.

Social Services Block Grant Fund and Local Initiative Fund Receipts and Transfers, State Fiscal Year 2010, submitted by the Department of Human Services.

Fetal Alcohol Spectrum Disorders (FASD) Report, submitted by the Department of Human Services.

Contracts for the All Kids Marketing Program, submitted by the Department of Healthcare and Family Services.

The foregoing reports were 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. 2 to Senate Bill 3111  
Senate Committee Amendment No. 2 to Senate Bill 3513

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 1055  
Senate Floor Amendment No. 2 to Senate Bill 3000  
Senate Floor Amendment No. 1 to Senate Bill 3506

### **MESSAGE FROM THE PRESIDENT**

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

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706

March 10, 2010

Ms. Jillayne Rock  
Secretary of the Senate

[March 10, 2010]

Room 401 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Donne Trotter to temporarily replace Senator James DeLeo as a member of the Senate Executive Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Executive Committee.

Sincerely,  
s/John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

**PRESENTATION OF RESOLUTIONS**

**SENATE RESOLUTION NO. 706**

Offered by Senator Haine and all Senators:  
Mourns the death of Peggie H. Castelli Castruita of Sun City, Texas.

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

Senator Holmes offered the following Senate Resolution, which was referred to the Committee on Assignments:

**SENATE RESOLUTION NO. 707**

- WHEREAS, Multiple sclerosis can impact men and women of all ages, races, and ethnicities; and
- WHEREAS, More than 20,000 Illinoisans live with multiple sclerosis; and
- WHEREAS, Someone is diagnosed with multiple sclerosis every hour of every day; and
- WHEREAS, It is estimated that 8,000 to 10,000 children and adolescents nationwide are living with multiple sclerosis; and
- WHEREAS, The exact cause of multiple sclerosis is still unknown; and
- WHEREAS, The symptoms of multiple sclerosis are unpredictable and vary from person to person; and
- WHEREAS, There is no laboratory test available for multiple sclerosis that precisely defines a diagnosis; and
- WHEREAS, Multiple sclerosis is not genetic, contagious, or directly inherited, but studies show that there are genetic factors that indicate certain individuals are susceptible to the disease; and
- WHEREAS, Multiple sclerosis symptoms occur when an immune system attack affects the myelin in nerve fibers of the central nervous system, damaging or destroying it and replacing it with scar tissue, thereby interfering with or preventing the transmission of nerve signals; and
- WHEREAS, In rare cases, multiple sclerosis is so progressive that its effects are fatal; and

[March 10, 2010]

WHEREAS, There is no known cure for multiple sclerosis; and

WHEREAS, The National Multiple Sclerosis Society, Greater Illinois and its Gateway Area Chapter join with other national, state, and regional multiple sclerosis organizations to celebrate Multiple Sclerosis Awareness Week during one week in March every year; and

WHEREAS, The mission of the National Multiple Sclerosis Society, Greater Illinois and its Gateway Area Chapter is to increase opportunities for cooperation and provide greater opportunity to leverage the effective use of resources for the benefit of the multiple sclerosis community; and

WHEREAS, Multiple Sclerosis Awareness Week was created to invite people to join the movement to end multiple sclerosis, encourage everyone to do something to demonstrate their commitment to moving toward a world free of multiple sclerosis, and acknowledge those who have dedicated their time and talent to help promote multiple sclerosis research and programs; and

WHEREAS, This year, Multiple Sclerosis Awareness Week is recognized during the week of March 8 through March 14, 2010; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we show our support for the goals and ideals of Multiple Sclerosis Awareness Week; and be it further

RESOLVED, That we encourage the citizens of this State to support the goals and ideals of Multiple Sclerosis Awareness Week and commend the efforts of all who support its goals and ideals; and be it further

RESOLVED, That we recognize and reaffirm our commitment to combating multiple sclerosis by promoting awareness about its causes and risks and by promoting new education programs, supporting research, and expanding access to medical treatment; and be it further

RESOLVED, That we recognize all people in Illinois living with multiple sclerosis, express our gratitude to the family members and friends who are a source of love and encouragement to them, and salute the health care professionals and medical researchers who provide assistance to those affected by multiple sclerosis and continue to work to find cures and improve treatments.

Senators Trotter - Althoff offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

#### **SENATE JOINT RESOLUTION NO. 110**

WHEREAS, It is the purpose of the National Conference of State Legislatures (NCSL) to (i) advance the effectiveness, independence, and integrity of the legislatures as equal coordinate branches of government in the states and territories of the United States and the Commonwealth of Puerto Rico; (ii) seek to foster interstate cooperation; (iii) vigorously represent the states and their legislatures in the American federal system of government; and (iv) work for the improvement of the organization, processes, and operations of the state legislatures, the knowledge and effectiveness of individual legislators and staff, and the encouragement of the practice of high standards of personal and professional conduct by legislators and staffs; and

WHEREAS, The NCSL annual conference, since its inception in 1975, has been held in such celebrated American cities as New York, Philadelphia, San Francisco, Boston, New Orleans, Indianapolis, Orlando, Denver, and Chicago, with Chicago hosting the event in 1982 and 2000; and

WHEREAS, Pursuant to the vote of the Executive Committee of the NCSL, Chicago, Illinois, was selected and will serve as the host city and state for the 2012 NCSL Legislative Summit; and

WHEREAS, The City of Chicago, with its great cultural wealth, vast diversity, and its prominence as

[March 10, 2010]

a global center of conventions and tourism, serves as an ideal setting to host such a prestigious national event; and

WHEREAS, By hosting a conference of such magnitude in the State of Illinois and the City of Chicago, both the city and the State will benefit from the influx of public and private sector revenue as well as the distinction associated with such an event; and

WHEREAS, The development and implementation of a concise plan to successfully fulfill the goals and high aspirations of the annual NCSL conference requires an extensive logistical and preparatory approach; and

WHEREAS, The General Assembly of the State of Illinois realizes the necessity of creating a special committee to develop a succinct plan to bring to fruition and enhance the high standards that have been set by previous hosts of the annual conference; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there is created a Host Committee for the NCSL Legislative Summit to be held in Chicago, Illinois, in the year 2012; and be it further

RESOLVED, That the Host Committee shall consist of 3 members of the Senate appointed by the President of the Senate, one of whom shall be designated by the President of the Senate as a co-chairperson of the Host Committee; 3 members of the Senate appointed by the Minority Leader of the Senate; 3 members of the House of Representatives appointed by the Speaker of the House, one of whom shall be designated by the Speaker of the House as a co-chairperson of the Host Committee; and 3 members of the House of Representatives appointed by the Minority Leader of the House of Representatives; and be it further

RESOLVED, That the Mayor of the City of Chicago, the Executive Director of the Chicago Convention and Tourism Bureau, and the Director of the Department of Commerce and Economic Opportunity shall serve as ex-officio, non-voting members of the Host Committee; and be it further

RESOLVED, That members of the Host Committee shall serve without compensation but shall be reimbursed for their reasonable and necessary expenses incurred in the performance of their official duties; and be it further

RESOLVED, That the Host Committee may hire staff to advance the objectives of the Committee; and be it further

RESOLVED, That under the direction of the Host Committee, the Department of Commerce and Economic Opportunity and all legislative agencies shall provide support services and assistance; and be it further

RESOLVED, That the Host Committee shall formulate a plan for the procedures and activities of the conference; and be it further

RESOLVED, That the Host Committee shall undertake both public and private sector fundraising initiatives to support and defray the costs associated with hosting the conference; and be it further

RESOLVED, That suitable copies of this resolution shall be distributed to 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, the Mayor of the City of Chicago, the Executive Director of the Chicago Convention and Tourism Bureau, the Director of Commerce and Economic Opportunity, and the Executive Directors of the legislative agencies.

## INTRODUCTION OF BILLS

[March 10, 2010]



**SENATE BILL NO. 3845.** Introduced by Senator Dillard, a bill for AN ACT concerning revenue.

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

**SENATE BILL NO. 3846.** Introduced by Senator Millner, a bill for AN ACT concerning public aid.

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

At the hour of 10:19 o'clock a.m., the Chair announced that the Senate stand at ease.

#### AT EASE

At the hour of 10:32 o'clock a.m., the Senate resumed consideration of business.  
Senator Muñoz, presiding.

### REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 10, 2010 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Consumer Protection: **Senate Floor Amendment No. 1 to Senate Bill 3506; Senate Floor Amendment No. 2 to Senate Bill 3584.**

Criminal Law: **Senate Floor Amendment No. 1 to Senate Bill 3359.**

Education: **Senate Floor Amendment No. 2 to Senate Bill 2980.**

Energy: **Senate Floor Amendment No. 1 to Senate Bill 2810.**

Environment: **Senate Floor Amendment No. 2 to Senate Bill 3347; Senate Floor Amendment No. 1 to Senate Bill 3721.**

Executive: **Senate Committee Amendment No. 2 to Senate Bill 3118; Senate Committee Amendment No. 3 to Senate Bill 3118.**

Financial Institutions: **Senate Committee Amendment No. 1 to Senate Joint Resolution 81.**

Human Services: **Senate Floor Amendment No. 1 to Senate Bill 3402; Senate Floor Amendment No. 3 to Senate Bill 3543.**

Licensed Activities: **Senate Floor Amendment No. 3 to Senate Bill 2635; Senate Floor Amendment No. 2 to Senate Bill 2820; Senate Floor Amendment No. 1 to Senate Bill 3061.**

Local Government: **Senate Floor Amendment No. 2 to Senate Bill 2637.**

Public Health: **Senate Floor Amendment No. 1 to Senate Bill 381.**

State Government and Veterans Affairs: **Senate Floor Amendment No. 4 to Senate Bill 3249.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 10, 2010 meeting, to which was referred **Senate Bills Numbered 377, 427, 580 and 1055** 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.

[March 10, 2010]

The report of the Committee was concurred in.  
And **Senate Bills Numbered 377, 427, 580 and 1055** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 10, 2010 meeting, reported that the following Legislative Measure has been approved for consideration:

**Senate Resolution 707**

The foregoing resolution was placed on the Secretary's Desk.

**ANNOUNCEMENT**

The Chair announced that the deadline for filing Floor amendments is 12:00 o'clock p.m., Monday, March 15, 2010.

Senator Clayborne asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Burzynski asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 10:35 o'clock a.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

**AFTER RECESS**

At the hour of 11:31 o'clock a.m., the Senate resumed consideration of business.  
Senator Muñoz, presiding.

**READING BILLS OF THE SENATE A SECOND TIME**

On motion of Senator Frerichs, **Senate Bill No. 3603**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Frerichs, **Senate Bill No. 3604**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cronin, **Senate Bill No. 3616**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **Senate Bill No. 3628**, 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. 3629** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 3629**

AMENDMENT NO. 1. Amend Senate Bill 3629 on page 1, by deleting lines 4 through 23; and on page 2, by deleting lines 1 through 10; and on page 4, line 15, after the period, by inserting "A township, county, or other unit of local government [March 10, 2010]

may not limit the powers granted in Section 11-1620 of this Code."; and

on page 6, by inserting below line 1 the following:

"(j) Nothing in this Section shall limit the powers granted in Section 11-1620 of this Code."; and

on page 7, line 23, by replacing "non-highway vehicle or a recreational off-highway vehicle" with "all-terrain vehicle, as defined by Section 1-101.8 of this Code, or a recreational off-highway vehicle, as defined by Section 1-168.8 of this Code."; and

on page 8, line 5, after the period, by inserting the following:

"However, if the all-terrain vehicle or recreational off-highway vehicle, as used in this Section, is not covered under a motor vehicle insurance policy pursuant to subsection (h) of Section 11-1605 of this Code, the vehicle must be covered under a farm, home, or non-highway vehicle insurance policy issued with coverage amounts no less than the minimum amounts set for bodily injury or death and for destruction of property under Section 7-203 of this Code. All-terrain or recreational off-highway vehicles operated on a county or township roadway at any time between one-half hour before sunset and one-half hour after sunrise must be equipped with head lamps and tail lamps, and the head lamps and tail lamps must be lighted."; and

on page 8, line 6, by replacing "non-highway" with "all-terrain"; and

on page 8, line 10, by replacing "non-highway" with "all-terrain".

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 Noland, **Senate Bill No. 3635**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bond, **Senate Bill No. 3638**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Holmes, **Senate Bill No. 3644** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3644**

AMENDMENT NO. 1. Amend Senate Bill 3644 on page 1, by replacing line 5 with the following:

"amended by changing Sections 2 and 14 as follows:

(820 ILCS 115/2) (from Ch. 48, par. 39m-2)

Sec. 2. For all employees, other than separated employees, "wages" shall be defined as any compensation owed an employee by an employer pursuant to an employment contract or agreement between the 2 parties, whether the amount is determined on a time, task, piece, or any other basis of calculation. Payments to separated employees shall be termed "final compensation" and shall be defined as wages, salaries, earned commissions, earned bonuses, and the monetary equivalent of earned vacation and earned holidays, and any other compensation owed the employee by the employer pursuant to an employment contract or agreement between the 2 parties. Where an employer is legally committed through a collective bargaining agreement or otherwise to make contributions to an employee benefit, trust or fund on the basis of a certain amount per hour, day, week or other period of time, the amount due from the employer to such employee benefit, trust, or fund shall be defined as "wage supplements", subject to the wage collection provisions of this Act.

As used in this Act, the term "employer" shall include any individual, partnership, association, corporation, limited liability company, business trust, employment and labor placement agencies where wage payments are made directly or indirectly by the agency or business for work undertaken by employees under hire to a third party pursuant to a contract between the business or agency with the third party, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee, for which one or more persons is gainfully employed.

As used in this Act, the term "employee" shall include any individual permitted to work by an

[March 10, 2010]

employer in an occupation, but shall not include any individual:

- (1) who has been and will continue to be free from control and direction over the performance of his work, both under his contract of service with his employer and in fact; and
- (2) who performs work which is either outside the usual course of business or is performed outside all of the places of business of the employer unless the employer is in the business of contracting with third parties for the placement of employees; and
- (3) who is in an independently established trade, occupation, profession or business.

For purposes of this Act, the term "employee" does not include a licensee under the Real Estate License Act of 2000 when performing licensed activities.

(Source: P.A. 94-1025, eff. 7-14-06)."

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 Holmes, **Senate Bill No. 3645**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Holmes, **Senate Bill No. 3646**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Frerichs, **Senate Bill No. 3654**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Kotowski, **Senate Bill No. 3655**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hutchinson, **Senate Bill No. 3658** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3658**

AMENDMENT NO. 1. Amend Senate Bill 3658 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Income Tax Act is amended by adding Section 219 as follows:

(35 ILCS 5/219 new)

Sec. 219. Credit for rehabilitation of vacant buildings.

(a) For taxable years beginning on or after January 1, 2010, each taxpayer who is the owner or tenant of a building that (i) is located in an Enterprise Zone, River Edge Redevelopment Zone, or federally designated Foreign Trade Zone or Sub-Zone, (ii) is at least 20 years old, and (iii) has been unoccupied for a period of 2 consecutive years at any point during the taxable year is allowed a credit against the tax imposed by subsections (a) and (b) of Section 201 in an amount equal to (i) 25% of the aggregate qualified expenditures made by the taxpayer during the taxable year for the purpose of rehabilitating the building or (ii) \$50,000 per building, whichever is less.

(b) Any taxpayer who is allowed a credit for costs incurred in the rehabilitation of property pursuant to the provisions of Section 38 of the federal Internal Revenue Code of 1986, as amended, shall not be allowed a credit under this Section.

(c) If the amount of the credit exceeds the taxpayer's liability for that year, whether it exceeds the original liability or the liability as later amended, that excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit year. The credit shall be applied to the earliest year for which there is a liability. If there is a credit from more than one tax year that is available to offset a liability, then the earlier credit shall be applied first.

(d) For the purposes of this Section, the following terms have the following meanings:

"Qualified expenditures" means expenditures associated with any exterior improvements, structural improvements, mechanical improvements, or electrical improvements necessary to rehabilitate for commercial or industrial business use a building that meets the requirements established in subsection (a) of this Section.

"Qualified expenditures" also includes, but is not limited to, expenditures associated with demolition,

[March 10, 2010]

carpentry, sheetrock, plaster, painting, ceilings, fixtures, doors, windows, sprinkler systems installed for fire protection purposes, roofing and flashing, exterior repair, tuckpointing, and cleanup.

"Qualified expenditures" does not include expenditures commonly referred to as soft costs, which include, but are not limited to, costs associated with appraisals; architectural, engineering, and interior design fees; legal, accounting, and realtor fees; loan fees; sales and marketing; closing; building permit use, and inspection fees; bids; insurance; project signs and phones; temporary power; bid bonds; copying; rent loss during construction; costs included with acquisition; interior furnishings; new additions except as may be required to comply with building and safety codes; excavation; grading; paving; landscaping; and repairs to outbuildings.

"Business" means a for-profit legal entity, including, but not limited to, any sole proprietorship, partnership, corporation, joint venture, association, or cooperative.

(e) Taxpayers claiming the credit allowed by this Section shall furnish the Zone Administrator with copies of any receipts, bills, or other documentation of the qualified expenditures claimed for the purpose of this credit for certification by the Zone Administrator. Any form filed with the Department of Revenue for the purpose of claiming a credit under this Section shall be accompanied by a copy of the certification of qualified expenditures furnished to the taxpayer by the Zone Administrator. The taxpayer shall make available to the Department of Revenue, upon request, copies of any receipts, bills, or other documentation of any qualified expenditures claimed by the taxpayer for the purpose of this credit.

(f) This Section is exempt from the provisions of Section 250.

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 Demuzio, **Senate Bill No. 3660**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bond, **Senate Bill No. 3661**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Noland, **Senate Bill No. 3662**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hutchinson, **Senate Bill No. 3666**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Holmes, **Senate Bill No. 3672** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3672**

AMENDMENT NO. 1. Amend Senate Bill 3672 by replacing everything after the enacting clause with the following:

"Section 5. The Economic Development for a Growing Economy Tax Credit Act is amended by changing Section 5-15 as follows:

(35 ILCS 10/5-15)

Sec. 5-15. Tax Credit Awards. Subject to the conditions set forth in this Act, a Taxpayer is entitled to a Credit against or, as described in subsection (g) ~~(f)~~ of this Section, a payment towards taxes imposed pursuant to subsections (a) and (b) of Section 201 of the Illinois Income Tax Act that may be imposed on the Taxpayer for a taxable year beginning on or after January 1, 1999, if the Taxpayer is awarded a Credit by the Department under this Act for that taxable year.

(a) The Department shall make Credit awards under this Act to foster job creation and retention in Illinois.

(b) A person that proposes a project to create new jobs in Illinois must enter into an Agreement with the Department for the Credit under this Act.

(c) The Credit shall be claimed for the taxable years specified in the Agreement.

[March 10, 2010]

(d) The Credit shall not exceed the Incremental Income Tax attributable to the project that is the subject of the Agreement.

(e) Nothing herein shall prohibit a Tax Credit Award to an Applicant that uses a PEO if all other award criteria are satisfied.

(f) In lieu of the Credit allowed under this Act against the taxes imposed pursuant to subsections (a) and (b) of Section 201 of the Illinois Income Tax Act for any taxable year ending on or after December 31, 2009, the Taxpayer may elect to claim the Credit against its obligation to pay over withholding under Section 704A of the Illinois Income Tax Act.

(1) The election under this subsection (f) may be made only by a Taxpayer that ~~(i) is primarily engaged in one of the following business activities: motor vehicle metal stamping, automobile manufacturing, automobile and light duty motor vehicle manufacturing, motor vehicle manufacturing, light truck and utility vehicle manufacturing, or motor vehicle body manufacturing and (ii) meets~~ the following criteria:

(A) the Taxpayer (i) had an Illinois net loss or an Illinois net loss deduction under Section 207 of the Illinois Income Tax Act for the taxable year in which the Credit is awarded, (ii) ~~employed a minimum of 1,000 full time employees in this State during the taxable year in which the Credit is awarded,~~ (iii) has an Agreement under this Act on the effective date of this amendatory Act of the 96th General Assembly, and (iii) ~~(iv)~~ is in compliance with all provisions of that Agreement; or

(B) the Taxpayer (i) had an Illinois net loss or an Illinois net loss deduction under Section 207 of the Illinois Income Tax Act for the taxable year in which the Credit is awarded and (ii) ~~;(ii) employed a minimum of 1,000 full time employees in this State during the taxable year in which the Credit is awarded, and (iii) has applied for an Agreement by July 1, 2010 or within 30 days after the effective date of this amendatory Act of the 96th General Assembly, whichever is later within 180 days after the effective date of this amendatory Act of the 96th General Assembly.~~

(2) An election under this subsection shall allow the credit to be taken against payments otherwise due under Section 704A of the Illinois Income Tax Act during the first calendar year beginning after the end of the taxable year in which the credit is awarded under this Act.

(3) The election shall be made in the form and manner required by the Illinois Department of Revenue and, once made, shall be irrevocable.

(4) If a Taxpayer who meets the requirements of subparagraph (A) of paragraph (1) of this subsection (f) elects to claim the Credit against its withholdings as provided in this subsection (f), then, on and after the date of the election, the terms of the Agreement between the Taxpayer and the Department may not be further amended during the term of the Agreement.

(g) ~~(f)~~ A pass-through entity that has been awarded a credit under this Act, its shareholders, or its partners may treat some or all of the credit awarded pursuant to this Act as a tax payment for purposes of the Illinois Income Tax Act. The term "tax payment" means a payment as described in Article 6 or Article 8 of the Illinois Income Tax Act or a composite payment made by a pass-through entity on behalf of any of its shareholders or partners to satisfy such shareholders' or partners' taxes imposed pursuant to subsections (a) and (b) of Section 201 of the Illinois Income Tax Act. In no event shall the amount of the award credited pursuant to this Act exceed the Illinois income tax liability of the pass-through entity or its shareholders or partners for the taxable year.

(Source: P.A. 95-375, eff. 8-23-07; 96-834, eff. 12-14-09; 96-836, eff. 12-16-09; revised 12-21-09.)

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. 3681** 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 3681**

AMENDMENT NO. 1. Amend Senate Bill 3681 by replacing everything after the enacting clause with the following:

[March 10, 2010]

"Section 5. The School Code is amended by changing Section 1A-8 as follows:  
(105 ILCS 5/1A-8) (from Ch. 122, par. 1A-8)

Sec. 1A-8. Powers of the Board in Assisting Districts Deemed in Financial Difficulties. To promote the financial integrity of school districts, the State Board of Education shall be provided the necessary powers to promote sound financial management and continue operation of the public schools.

The State Superintendent of Education may require a school district, including any district subject to Article 34A of this Code, to share financial information relevant to a proper investigation of the district's financial condition and the delivery of appropriate State financial, technical, and consulting services to the district if the district (i) has been designated, through the State Board of Education's School District Financial Profile System, as on financial warning or financial watch status, (ii) has failed to file an annual financial report, annual budget, deficit reduction plan, or other financial information as required by law, ~~or~~ (iii) has been identified, through the district's annual audit or other financial and management information, as in serious financial difficulty in the current or next school year, or (iv) is determined to be likely to fail to fully meet any regularly scheduled, payroll-period obligations when due or any debt service payments when due or both. In addition to financial, technical, and consulting services provided by the State Board of Education, at the request of a school district, the State Superintendent may provide for an independent financial consultant to assist the district review its financial condition and options.

The State Board of Education, after proper investigation of a district's financial condition, may certify that a district, including any district subject to Article 34A, is in financial difficulty when any of the following conditions occur:

(1) The district has issued school or teacher orders for wages as permitted in Sections 8-16, 32-7.2 and 34-76 of this Code, §

(2) The district has issued tax anticipation warrants or tax anticipation notes in anticipation of a second year's taxes when warrants or notes in anticipation of current year taxes are still outstanding, as authorized by Sections 17-16, 34-23, 34-59 and 34-63 of this Code, or has issued short-term debt against 2 future revenue sources, such as, but not limited to, tax anticipation warrants and general State Aid certificates or tax anticipation warrants and revenue anticipation notes, §

(3) The district has for 2 consecutive years shown an excess of expenditures and other financing uses over revenues and other financing sources and beginning fund balances on its annual financial report for the aggregate totals of the Educational, Operations and Maintenance, Transportation, and Working Cash Funds, §

(4) The district refuses to provide financial information or cooperate with the State Superintendent in an investigation of the district's financial condition.

(5) The district is likely to fail to fully meet any regularly scheduled, payroll-period obligations when due or any debt service payments when due or both.

No school district shall be certified by the State Board of Education to be in financial difficulty solely by reason of any of the above circumstances arising as a result of (i) the failure of the county to make any distribution of property tax money due the district at the time such distribution is due or (ii) the failure of this State to make timely payments of general State aid or any of the mandated categoricals; or if the district clearly demonstrates to the satisfaction of the State Board of Education at the time of its determination that such condition no longer exists. If the State Board of Education certifies that a district in a city with 500,000 inhabitants or more is in financial difficulty, the State Board shall so notify the Governor and the Mayor of the city in which the district is located. The State Board of Education may require school districts certified in financial difficulty, except those districts subject to Article 34A, to develop, adopt and submit a financial plan within 45 days after certification of financial difficulty. The financial plan shall be developed according to guidelines presented to the district by the State Board of Education within 14 days of certification. Such guidelines shall address the specific nature of each district's financial difficulties. Any proposed budget of the district shall be consistent with the financial plan submitted to and approved by the State Board of Education.

A district certified to be in financial difficulty, other than a district subject to Article 34A, shall report to the State Board of Education at such times and in such manner as the State Board may direct, concerning the district's compliance with each financial plan. The State Board may review the district's operations, obtain budgetary data and financial statements, require the district to produce reports, and have access to any other information in the possession of the district that it deems relevant. The State Board may issue recommendations or directives within its powers to the district to assist in compliance with the financial plan. The district shall produce such budgetary data, financial statements, reports and other information and comply with such directives. If the State Board of Education determines that a district has failed to comply with its financial plan, the State Board of Education may rescind approval of the plan and appoint a Financial Oversight Panel for the district as provided in Section 1B-4. This action

[March 10, 2010]

shall be taken only after the district has been given notice and an opportunity to appear before the State Board of Education to discuss its failure to comply with its financial plan.

No bonds, notes, teachers orders, tax anticipation warrants or other evidences of indebtedness shall be issued or sold by a school district or be legally binding upon or enforceable against a local board of education of a district certified to be in financial difficulty unless and until the financial plan required under this Section has been approved by the State Board of Education.

Any financial profile compiled and distributed by the State Board of Education in Fiscal Year 2009 or any fiscal year thereafter shall incorporate such adjustments as may be needed in the profile scores to reflect the financial effects of the inability or refusal of the State of Illinois to make timely disbursements of any general State aid or mandated categorical aid payments due school districts or to fully reimburse school districts for mandated categorical programs pursuant to reimbursement formulas provided in this School Code.

(Source: P.A. 96-668, eff. 8-25-09.)

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 Holmes, **Senate Bill No. 3682**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **Senate Bill No. 3692** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3692**

AMENDMENT NO. 1. Amend Senate Bill 3692 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by changing Section 1-1-1 as follows:  
(65 ILCS 5/1-1-1) (from Ch. 24, par. 1-1-1)

Sec. 1-1-1. This Code shall be known ~~and~~ and may be cited as the Illinois Municipal Code. (Source: Laws 1961, p. 576.)"

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 Harmon, **Senate Bill No. 3694**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lightford, **Senate Bill No. 3695** having been printed, was taken up, read by title a second time.

Senate Committee Amendment No. 1 was held in the Committee on Assignments.

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

#### **AMENDMENT NO. 2 TO SENATE BILL 3695**

AMENDMENT NO. 2. Amend Senate Bill 3695 by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by adding Sections 5.777 and 8p as follows:  
(30 ILCS 105/5.777 new)

Sec. 5.777. The State Police Streetgang-Related Crime Fund.

(30 ILCS 105/8p new)

Sec. 8p. State Police Streetgang-Related Crime Fund.

(a) The State Police Streetgang-Related Crime Fund is created as a special fund in the State treasury.

(b) All moneys collected and payable to the Department of State Police under Section 5-9-1.19 of the

[March 10, 2010]



Unified Code of Corrections shall be deposited into the State Police Streetgang-Related Crime Fund and shall be appropriated to and administered by the Department of State Police for operations and initiatives to combat and prevent streetgang-related crime.

Section 10. The Unified Code of Corrections is amended by adding Section 5-9-1.19 as follows:  
(730 ILCS 5/5-9-1.19 new)

Sec. 5-9-1.19. Additional streetgang fine. In addition to any other penalty imposed, a fine of \$100 shall be imposed upon a person convicted of any violation of the Criminal Code of 1961 who was, at the time of the commission of the violation a streetgang member, as defined in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act. Such additional fine shall be assessed by the court imposing sentence and shall be collected by the circuit clerk. Of this fee, \$5 shall be deposited into the Circuit Court Clerk Operation and Administrative Fund created by the Clerk of the Circuit Court to be used to offset the costs incurred by the Circuit Court Clerk in performing the additional duties required to collect and disburse funds as provided by law. Each such additional fine shall be remitted by the Circuit Court Clerk within one month after receipt to the State Police Streetgang-Related Crime Fund in the State treasury.

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

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

On motion of Senator Lightford, **Senate Bill No. 3696**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bond, **Senate Bill No. 3699**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Maloney, **Senate Bill No. 3705** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3705**

AMENDMENT NO. 1. Amend Senate Bill 3705 by replacing everything after the enacting clause with the following:

"Section 5. The Public Community College Act is amended by changing Section 2-25 as follows:  
(110 ILCS 805/2-25)

Sec. 2-25. College and Career Readiness Pilot Program.

(a) The General Assembly finds that there is a direct and significant link between academic preparation of students ~~being academically prepared for college~~ and success in postsecondary education and careers. Many students enter college unprepared for the academic rigors of college and require noncredit remedial courses to attain skills and knowledge needed for regular, credit coursework. Remediation lengthens time to degree, imposes additional costs on students and colleges, and uses student financial aid for courses that will not count toward a degree. All students entering college take a college entrance exam or a placement test. These tests ~~All high school juniors take the Prairie State Achievement Examination, which contains the ACT college assessment exam. ACT test elements and scores can be correlated to specific course placements in community colleges. Customized ACT test results can be used in collaboration with high schools~~ to assist high school students to identify areas for improvement and help to them ~~close skill gaps during students' their~~ senior year. College ~~Greater college~~ and career readiness reduces ~~will reduce~~ the need for remediation, lowers ~~lower~~ educational costs, shortens ~~shorten~~ time to degree, and increases ~~increase~~ the overall success rate of Illinois college students.

(b) Subject to appropriation, the State Board shall create a 3-year ~~year~~ pilot project, to be known as the College and Career Readiness Pilot Program. Subject to appropriation, on July 1, 2010, the State Board shall extend the current program for an additional 3 years and include an additional 7 sites (or as many as are allowed by available funding), as evidenced by the effectiveness of the current program. If in any of these 3 additional years, money is not appropriated for the program, then the State Board shall extend

[March 10, 2010]

the program for an additional year. The goals of the program are as follows:

(1) To diagnose college readiness by developing a system ~~that aligns to align~~ ACT scores ~~or college placement examinations~~ to specific

community college courses in developmental and freshman curriculums.

(2) To reduce remediation by decreasing the need for remedial coursework in mathematics, reading, and writing at the college level through (i) increasing the number of students enrolled in a college-prep core curriculum, (ii) assisting students in improving college readiness skills, and (iii) increasing successful student transitions into postsecondary education.

(3) To align high school and college curriculums.

(4) To provide resources and academic support to students to enrich the junior and senior year of high school through remedial or advanced coursework and other interventions.

(5) To develop an appropriate evaluation process to measure the effectiveness of readiness intervention strategies.

(c) ~~The first year of the program extended created~~ under this Section by this amendatory Act of the 96th General Assembly shall begin with the high school

class of 2011 and the high school class of 2012 (or such later classes if money is not appropriated for the program in a given fiscal year) 2008.

(1) In addition to the community colleges participating in the program before July 1, 2010, the ~~The~~ State Board shall select 7 additional ~~4~~ community colleges (or as many as are allowable by available funding) to participate in the program

based on all of the following:

(A) The percentage of students in developmental coursework.

(B) Demographics of student enrollment, including socioeconomic status, race and ethnicity, and enrollments of first-generation college students.

(C) Geographic diversity.

~~(D) The willingness of the community college to submit developmental and introductory courses to ACT for analysis of college placement.~~

~~(D) (E)~~ The ability of the community college to partner with local high schools to develop college and career readiness strategies and college readiness teams.

~~(2) The State Board shall work with ACT to analyze up to 10 courses at each participating community college for purposes of determining student placement and college readiness.~~

~~(2) (3)~~ Each participating community college shall establish an agreement with a high school or schools to do all of the following:

(A) Create a data-sharing agreement.

(B) Create a Readiness Plan Prescription for each student, showing all of the following:

(i) The readiness status for college-level work.

(ii) Course recommendations for remediation or for advanced coursework in Advanced Placement classes or dual credit and dual enrollment programs.

(iii) Additional academic support services, including tutoring, mentoring, and college application assistance.

~~(C) Create college and career readiness teams, which shall include the chief academic officer, the chief student services officer, an institutional researcher, faculty, and counselors or advisers comprised of faculty and counselors or advisers~~ from the community college and high

school, the college and career readiness coordinator from the community college, and other members as determined by the high school and community college. The teams may include local business or civic leaders. The teams shall develop intervention strategies as follows:

(i) Use the Readiness Plan Prescription to develop a contract with each student for remedial or advanced coursework to be taken during the senior year.

(ii) Monitor student progress.

(iii) Provide readiness support services.

~~(D) Retest students upon the completion of the appropriate intervention in the spring of 2008 to assess progress and college readiness.~~

~~(3) (4)~~ The State Board shall work with participating community colleges and high schools to develop an appropriate evaluation process to measure effectiveness of intervention strategies, including all of the following:

(A) Baseline data for each participating school.

(B) Baseline data for the Illinois system.

~~(C) Comparison of college entrance exams or college placement scores, or both, within each group of students ACT scores from March 2007 to March 2008.~~

[March 10, 2010]

(D) Student enrollment in each applicable intervention college in the fall of 2008.

(E) Placement of college and career readiness students in developmental and regular courses upon the completion of the intervention and subsequent enrollment in additional courses in the fall of 2008.

(F) Retention of college and career readiness students in the spring semester after enrollment of 2009.

(G) Other measures as selected by the State Board.

(5) ~~The State Board shall work with participating community colleges and high schools to establish operational processes and a budget for college and career readiness pilot programs, including all of the following:~~

~~(A) Employment of a college and career readiness coordinator at each community college site.~~

~~(B) Establishment of a budget.~~

~~(C) Creation of college and career readiness teams, resources, and partnership agreements.~~

(d) ~~The second year of the program extended created under this Section by this amendatory Act of the 96th General Assembly shall begin with the high school class of 2012 and the high school class of 2013 (or such later classes if money is not appropriated for the program in a given fiscal year) 2009.~~ In the second year of the extended program, the State Board shall have all of the following duties:

~~(1) Analyze courses at 3 new community college sites.~~

~~(1) (2) Undertake intervention strategies through college and career readiness teams with students of in the classes class of 2012 and 2013 2009.~~

~~(2) (3) Monitor and assist college and career readiness graduates from the class of 2011 2008 in college.~~

(e) ~~The third year of the program extended created under this Section by this amendatory Act of the 96th General Assembly shall begin with the high school class of 2013 and the high school class of 2014 (or such later classes if money is not appropriated for the program in a given fiscal year) 2010.~~ In the third year of the extended program, the State Board shall have all of the following duties:

~~(1) Analyze courses at 5 new community college sites.~~

~~(2) Add college and career readiness teams at 3 new sites (from year 2 of the program).~~

~~(1) (3) Undertake intervention strategies through college and career readiness teams with students of the classes class of 2013 and 2014 2010 at 7 sites.~~

~~(2) (4) Monitor and assist students from the classes of 2011 2008 and 2012 2009 in college.~~

(f) At the end of the 3-year extension of the program, the State Board shall prepare and submit a report outlining its findings and recommendations to the Senate and the House of Representatives by filing a copy of its report with the Secretary of the Senate and Clerk of the House of Representatives no later than December 31, 2013.

(Source: P.A. 95-694, eff. 11-5-07; 95-876, eff. 8-21-08.)

Section 99. Effective date. This Act takes effect July 1, 2010."

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 Kotowski, **Senate Bill No. 3708**, having been printed, was taken up, read by title a second time.

Senate Floor Amendment No. 1 was referred to the Committee on State Government and Veterans Affairs earlier today.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Kotowski, **Senate Bill No. 3710** having been printed, was taken up, read by title a second time.

The following amendments were offered in the Committee on Commerce, adopted and ordered printed:

**AMENDMENT NO. 1 TO SENATE BILL 3710**

AMENDMENT NO. 1. Amend Senate Bill 3710 by replacing everything after the enacting clause with the following:

[March 10, 2010]

"Section 5. The Illinois Income Tax Act is amended by adding Sections 219 and 220 as follows:  
(35 ILCS 5/219 new)

Sec. 219. Early stage seed investment credit.

(a) As used in this Section:

"Claimant" means a person who files a claim for a credit under this Section.

"Department" means the Department of Commerce and Economic Opportunity.

"Fund manager" means an investment fund manager certified under subsection (e) of this Section.

(b) For taxable years beginning after December 31, 2010, subject to the limitations provided under this Section, a claimant may claim, as a credit against the tax imposed under subsection (a) and (b) of Section 201 of this Act, an amount equal to 25% of the amount invested by the claimant with a fund manager and invested by the fund manager in a business certified under Section 220 of this Act. The credit under this Section may not exceed the taxpayer's Illinois income tax liability for the taxable year. If the amount of the credit exceeds the tax liability for the year, the excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit year. The credit shall be applied to the earliest year for which there is a tax liability. If there are credits from more than one tax year that are available to offset a liability, the earlier credit shall be applied first.

In the case of a partnership or limited liability company, the computation of the 25% limitation under this subsection shall be determined at the entity level rather than the claimant level and may be allocated among the claimants who make investments in the manner set forth in the entity's organizational documents. The partnership or limited liability company shall provide to the Department and the Department of Revenue the names and tax identification numbers of the claimants, the amounts of the credits allocated to the claimants, and the computation of the allocations.

(c) The Illinois adjusted basis of any investment for which a credit is claimed under this Section shall be reduced by the amount of the credit that is offset against Illinois income taxes. The Illinois basis of a partner's interest in a partnership, a member's interest in a limited liability company, or stock in an S corporation shall be adjusted to reflect adjustments made under this subsection.

(d) If an investment for which a claimant claims a credit under subsection (b) is held by the claimant for less than 3 years, the claimant shall pay to the Department, in the manner prescribed by the Department, the amount of the credit that the claimant received related to the investment.

(e) The Department shall implement a program to certify investment fund managers for purposes of this Section. An investment fund manager desiring certification shall submit an application to the Department. The investment fund manager shall specify in the application the investment amount that the manager wishes to raise, and the Department may certify the manager and determine the amount that qualifies for purposes of this Section. In determining whether to certify an investment fund manager, the Department shall consider the investment fund manager's experience in managing venture capital funds, the past performance of investment funds managed by the applicant, the expected level of investment in the investment fund to be managed by the applicant, and any other relevant factors. The Department may certify only investment fund managers that commit to consider placing investments in businesses certified under Section 220 of this Act.

The Department shall maintain a list of businesses certified under Section 220 of this Act and investment fund managers certified under this subsection, and shall permit public access to the lists through the Department's Internet website.

The Department shall notify the Department of Revenue of every certification issued under this subsection and under Section 220 of this Act and the date on which any such certification is revoked or expires.

(f) The Department, in consultation with the Department of Revenue, shall adopt rules to administer this Section. The rules shall further define "bona fide angel investment" for purposes of the Angel Investment Tax Credit under Section 220 of this Act. The rules shall limit the aggregate amount of the tax credits under this Section that may be claimed for investments paid to fund managers certified under subsection (e) at \$10,000,000 per calendar year. The rules shall also provide that no claimant may receive a credit under this Section unless the claimant's investment is kept in a certified business, or with a certified fund manager, for no less than 3 years.

(g) A claimant may sell or otherwise transfer a credit awarded under this Section to another person who is subject to the taxes or fees imposed under subsections (a) or (b) of Section 201, if the transferee receives prior authorization from the investment fund manager and the manager then notifies the Department and the Department of Revenue of the transfer and submits with the notification a copy of the transfer documents. The Department may charge any person selling or otherwise transferring a credit under this subsection a fee equal to 1% of the credit amount sold or transferred.

(h) This Section is exempt from the provisions of Section 250.

[March 10, 2010]

(35 ILCS 5/220 new)

Sec. 220. Angel investment credit.

(a) As used in this Section:

"Bona fide angel investment" means a purchase of an equity interest, or any other expenditure, as determined by rule under this Section, that is made by:

(1) a person who reviews new businesses or proposed new businesses for potential investment of the person's money; or

(2) a network of persons each of whom satisfies item (1).

"Claimant" means an individual who files a claim for a credit under this Section.

"Department" means the Department of Commerce and Economic Opportunity.

"Person" means a partnership or limited liability company that is a non-operating entity, as determined by the Department, a natural person, or fiduciary.

"Qualified new business venture" means a business that is certified under this Section.

(b) For taxable years beginning after December 31, 2010, subject to the limitations provided in this Section, a claimant may claim, as a credit against the tax imposed under subsections (a) and (b) of Section 201 of this Act, an amount equal to 25% of the claimant's bona fide angel investment made directly in a qualified new business venture. The credit under this Section may not exceed the taxpayer's Illinois income tax liability for the taxable year. If the amount of the credit exceeds the tax liability for the year, the excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit year. The credit shall be applied to the earliest year for which there is a tax liability. If there are credits from more than one tax year that are available to offset a liability, the earlier credit shall be applied first.

(c) The maximum amount of a claimant's investment that may be used as the basis for a credit under this Section is \$2,000,000 for each investment made directly in a business certified under this Section.

(d) If an investment for which a claimant claims a credit under subsection (b) is held by the claimant for less than 3 years, the claimant shall pay to the Department, in the manner prescribed by the Department, the amount of the credit that the claimant received related to the investment.

(e) The Illinois adjusted basis of any investment for which a credit is claimed under subsection (b) shall be reduced by the amount of the credit that is offset against Illinois income taxes.

(f) The Department shall implement a program to certify businesses for purposes of this Section. A business desiring certification shall submit an application to the Department in each taxable year for which the business desires certification. The business shall specify in its application the investment amount it wishes to raise, and the Department may certify the business and determine the amount that qualifies for purposes of this Section. Unless otherwise provided under the rules of the Department, a business may be certified under this subsection, and may maintain such certification, only if the business satisfies all of the following conditions:

(1) it has its headquarters in this State;

(2) at least 51% of the employees employed by the business are employed in this State;

(3) it has the potential for increasing jobs in this State, increasing capital investment in this State, or both, and any of the following apply:

(A) it is engaged in, or has committed to engage in, innovation in any of the following: manufacturing; biotechnology; nanotechnology; communications; agriculture; clean energy creation or storage technology; processing or assembling products, including medical devices, pharmaceuticals, computer software, computer hardware, semiconductors, other innovative technology products, or other products that are produced using manufacturing methods that are enabled by applying proprietary technology; or providing services that are enabled by applying proprietary technology; or

(B) it is undertaking pre-commercialization activity related to proprietary technology that includes conducting research, developing a new product or business process, or developing a service that is principally reliant on applying proprietary technology.

(4) it is not primarily engaged in real estate development, insurance, banking, lending, lobbying, political consulting, professional services provided by attorneys, accountants, business consultants, physicians, or health care consultants, wholesale or retail trade, leisure, hospitality, transportation, or construction, except construction of power production plants that derive energy from a renewable energy resource, as defined in Section 1 of the Illinois Power Agency Act;

(5) it has less than 100 employees;

(6) it has been in operation in Illinois for not more than 10 consecutive years prior to the year of certification; and

(7) prior to certification, it has received not more than (i) \$1,000,000 in investments that qualified for tax credits under this Section, (ii) \$10,000,000 in aggregate private equity investment in cash, and

[March 10, 2010]

(iii) \$4,000,000 in investments that qualified for tax credits under this Section or Section 219 of this Act.

(g) This Section is exempt from the provisions of Section 250.

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

**AMENDMENT NO. 2 TO SENATE BILL 3710**

AMENDMENT NO. 2. Amend Senate Bill 3710, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 4, by replacing lines 11 through 14 with the following:

"Revenue, shall adopt rules to administer this Section. The rules shall limit the aggregate amount of the";  
and

by replacing everything from line 26 on page 4 through line 3 on page 5 with the following:

"from the Department and the Department of Revenue and the Department then notifies the investment fund manager of the transfer. The Department may charge any person selling or"; and

on page 9, line 2, by replacing "\$1,000,000" with "\$2,000,000"; and

on page 9, immediately below line 6, by inserting the following:

"(g) The Department, in consultation with the Department of Revenue, shall adopt rules to administer this Section. The rules shall further define "bona fide angel investment" for purposes of this Section. The rules shall limit the aggregate amount of the tax credits that may be claimed under this Section for investments made in qualified new business ventures at \$10,000,000 per calendar year.

(h) A claimant may sell or otherwise transfer a credit awarded under this Section to another person who is subject to the taxes or fees imposed under subsections (a) or (b) of Section 201, if the transferee receives prior authorization from the Department and the Department of Revenue. The Department may charge any person selling or otherwise transferring a credit under this subsection a fee equal to 1% of the credit amount sold or transferred."; and

on page 9, line 7, by replacing "(g)" with "(i)".

There being no further amendments, the foregoing Amendments Numbered 1 and 2 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Frerichs, **Senate Bill No. 3712** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 3712**

AMENDMENT NO. 1. Amend Senate Bill 3712 by replacing everything after the enacting clause with the following:

"Section 5. The Veterinary Medicine and Surgery Practice Act of 2004 is amended by changing Section 2 as follows:

(225 ILCS 115/2) (from Ch. 111, par. 7002)

(Section scheduled to be repealed on January 1, 2014)

Sec. 2. This Act may be cited as ~~the~~ the Veterinary Medicine and Surgery Practice Act of 2004. (Source: P.A. 93-281, eff. 12-31-03.)".

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. 3716**, having been printed, was taken up, read by title a second time.

Senate Floor Amendment No. 1 was referred to the Committee on Transportation earlier today.

There being no further amendments, the bill was ordered to a third reading.

[March 10, 2010]

On motion of Senator Frerichs, **Senate Bill No. 3719** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on State Government and Veterans Affairs, adopted and ordered printed:

**AMENDMENT NO. 1 TO SENATE BILL 3719**

AMENDMENT NO. 1. Amend Senate Bill 3719 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Finance Authority Act is amended by changing Sections 805-5, 805-15, 805-20, 830-5, 830-35, 830-45, and 830-50 and by adding Section 830-55 as follows:

(20 ILCS 3501/805-5)

Sec. 805-5. Findings and Declaration of Policy. It is hereby found and declared that a continuing need exists to maintain and develop the State's economy; that there are significant barriers in the capital markets inhibiting the issuance by the Authority of industrial revenue bonds, loans, and State Guarantees to assist in financing industrial projects, farmers, and agribusiness in the State, particularly for smaller firms; and that the establishment of the Industrial Revenue Bond Insurance Fund and the exercise by the Authority of the powers granted in this Article will promote economic development by widening the market for the Authority's revenue bonds, loans, and State Guarantees.

(Source: P.A. 93-205, eff. 1-1-04.)

(20 ILCS 3501/805-15)

Sec. 805-15. Industrial Project Insurance Fund. There is created the Industrial Project Insurance Fund, hereafter referred to in Sections 805-15 through 805-50 of this Act as the "Fund". The Treasurer shall have custody of the Fund, which shall be held outside of the State treasury, except that custody may be transferred to and held by any bank, trust company or other fiduciary with whom the Authority executes a trust agreement as authorized by paragraph (h) of Section 805-20 of this Act. Any portion of the Fund against which a charge has been made, shall be held for the benefit of the holders of the loans or bonds insured under Section 805-20 of this Act or the holders of State Guarantees under Article 830 of this Act. There shall be deposited in the Fund such amounts, including but not limited to:

(a) All receipts of bond and loan insurance premiums;

(b) All proceeds of assets of whatever nature received by the Authority as a result of default or delinquency with respect to insured loans or bonds or State Guarantees with respect to which payments from the Fund have been made, including proceeds from the sale, disposal, lease or rental of real or personal property which the Authority may receive under the provisions of this Article but excluding the proceeds of insurance hereunder;

(c) All receipts from any applicable contract or agreement entered into by the Authority under paragraph (b) of Section 805-20 of this Act;

(d) Any State appropriations, transfers of appropriations, or transfers of general obligation bond proceeds or other monies made available to the Fund. Amounts in the Fund shall be used in accordance with the provisions of this Article to satisfy any valid insurance claim payable therefrom and may be used for any other purpose determined by the Authority in accordance with insurance contract or contracts with financial institutions entered into pursuant to this Act, including without limitation protecting the interest of the Authority in industrial projects during periods of loan delinquency or upon loan default through the purchase of industrial projects in foreclosure proceedings or in lieu of foreclosure or through any other means. Such amounts may also be used to pay administrative costs and expenses reasonably allocable to the activities in connection with the Fund and to pay taxes, maintenance, insurance, security and any other costs and expenses of bidding for, acquiring, owning, carrying and disposing of industrial projects which were financed with the proceeds of insured bonds or loans. In the case of a default in payment with respect to any loan, mortgage or other agreement so insured, the amount of the default shall immediately, and at all times during the continuance of such default, and to the extent provided in any applicable agreement, constitute a charge on the Fund. Any amounts in the Fund not currently needed to meet the obligations of the Fund may be invested as provided by law in obligations designated by the Authority, and all income from such investments shall become part of the Fund. In making such investments, the Authority shall act with the care, skill, diligence and prudence under the circumstances of a prudent person acting in a like capacity in the conduct of an enterprise of like character and with like aims. It shall diversify such investments of the Authority so as to minimize the risk of large losses, unless under the circumstances it is clearly not prudent to do so. Amounts in the Fund may also be used to satisfy State Guarantees under Article 830 of this Act.

[March 10, 2010]

(Source: P.A. 93-205, eff. 1-1-04; 94-91, eff. 7-1-05.)

(20 ILCS 3501/805-20)

Sec. 805-20. Powers and Duties; Industrial Project Insurance Program. The Authority has the power:

(a) To insure and make advance commitments to insure all or any part of the payments required on the bonds issued or a loan made to finance any environmental facility under the Illinois Environmental Facilities Financing Act or for any industrial project upon such terms and conditions as the Authority may prescribe in accordance with this Article. The insurance provided by the Authority shall be payable solely from the Fund created by Section 805-15 and shall not constitute a debt or pledge of the full faith and credit of the State, the Authority, or any political subdivision thereof;

(b) To enter into insurance contracts, letters of credit or any other agreements or contracts with financial institutions with respect to the Fund and any bonds or loans insured thereunder. Any such agreement or contract may contain terms and provisions necessary or desirable in connection with the program, subject to the requirements established by this Act, including without limitation terms and provisions relating to loan documentation, review and approval procedures, origination and servicing rights and responsibilities, default conditions, procedures and obligations with respect to insurance contracts made under this Act. The agreements or contracts may be executed on an individual, group or master contract basis with financial institutions;

(c) To charge reasonable fees to defray the cost of obtaining letters of credit or other similar documents, other than insurance contracts under paragraph (b). Any such fees shall be payable by such person, in such amounts and at such times as the Authority shall determine, and the amount of the fees need not be uniform among the various bonds or loans insured;

(d) To fix insurance premiums for the insurance of payments under the provisions of this Article. Such premiums shall be computed as determined by the Authority. Any premiums for the insurance of loan payments under the provisions of this Act shall be payable by such person, in such amounts and at such times as the Authority shall determine, and the amount of the premiums need not be uniform among the various bonds or loans insured;

(e) To establish application fees and prescribe application, notification, contract and insurance forms, rules and regulations it deems necessary or appropriate;

(f) To make loans and to issue bonds secured by insurance or other agreements authorized by paragraphs (a) and (b) of this Section 805-20 and to issue bonds secured by loans that are guaranteed by the federal government or agencies thereof;

(g) To issue a single bond issue, or a series of bond issues, for a group of industrial projects, a group of corporations, or a group of business entities or any combination thereof insured by insurance or backed by any other agreement authorized by paragraphs (a) and (b) of this Section or secured by loans that are guaranteed by the federal government or agencies thereof;

(h) To enter into trust agreements for the management of the Fund created under Section 805-15 of this Act; and

(i) To exercise such other powers as are necessary or incidental to the powers granted in this Section and to the issuance of State Guarantees under Article 830 of this Act ~~foregoing~~.

(j) At the discretion of the Authority, to insure and make advance commitments to insure, and issue State Guarantees for, all or any part of the payments required on the bonds issued or loans made to finance any agricultural facility, project, farmer, producer, agribusiness, or program under Article 830 of this Act upon such terms and conditions as the Authority may prescribe in accordance with this Article. The insurance and State Guarantees provided by the Authority may be payable from the Fund created by Section 805-15 and is in addition to and not in replacement of the Illinois Agricultural Loan Guarantee Fund and the Illinois Farmer and Agribusiness Loan Guarantee Fund created under Article 830 of this Act.

(Source: P.A. 93-205, eff. 1-1-04.)

(20 ILCS 3501/830-5)

Sec. 830-5. The Authority shall have the following powers:

(a) To loan its funds to one or more persons to be used by such persons to pay the costs of acquiring, constructing, reconstructing or improving Agricultural Facilities, soil or water conservation projects or watershed areas, such loans to be on such terms and conditions, and for such period of time, and secured or evidenced by such mortgages, deeds of trust, notes, debentures, bonds or other secured or unsecured evidences of indebtedness of such persons as the Board may determine;

(b) To loan its funds to any agribusiness which operates or will operate a facility located in Illinois for those purposes permitted by rules and regulations issued pursuant to the Internal Revenue Code of 1954, as amended, relating to the use of moneys loaned from the proceeds from the issuance of industrial development revenue bonds; such loans shall be on terms and conditions, and for periods of time, and

[March 10, 2010]



secured or evidenced by mortgages, deeds of trust, notes, debentures, bonds or other secured or unsecured evidences of indebtedness of such agribusiness as the Board may require;

(c) To purchase, or to make commitments to purchase, from lenders notes, debentures, bonds or other evidences of indebtedness secured by mortgages, deeds of trust, or security devices, or unsecured, as the Authority may determine, or portions thereof or participations therein, which notes, bonds, or other evidences of indebtedness shall have been or will be executed by the obligors thereon to obtain funds with which to acquire, by purchase, construction, or otherwise, reconstruct or improve Agricultural Facilities;

(d) To contract with lenders or others for the origination of or the servicing of the loans made by the Authority pursuant to this Section or represented by the notes, bonds, or other evidences of indebtedness which it has purchased pursuant to this Section; provided that such servicing fees shall not exceed one percent per annum of the principal amount outstanding owed to the Authority; and

(e) To enter into a State Guarantee with a lender or a person holding a note and to sell or issue such State Guarantees, bonds or evidences of indebtedness in a primary or a secondary market and to make payment on a State Guarantee from available sources, including but not limited to, the Illinois Agricultural Loan Guarantee Fund and the Illinois Farmer and Agribusiness Loan Guarantee Fund created under Section 830-30 and Section 830-35, respectively, and the Industrial Project Insurance Fund created under Article 805 of this Act.

(Source: P.A. 93-205, eff. 1-1-04.)

(20 ILCS 3501/830-35)

Sec. 830-35. State Guarantees for loans to farmers and agribusiness; eligibility.

(a) The Authority is authorized to issue State Guarantees to lenders for loans to eligible farmers and agribusinesses for purposes set forth in this Section. For purposes of this Section, an eligible farmer shall be a resident of Illinois (i) who is principal operator of a farm or land, at least 50% of whose annual gross income is derived from farming, (ii) whose annual total sales of agricultural products, commodities, or livestock exceeds \$20,000, and (iii) whose net worth does not exceed \$500,000. An eligible agribusiness shall be that as defined in Section 801-10 of this Act. The Authority may approve applications by farmers and agribusinesses that promote diversification of the farm economy of this State through the growth and development of new crops or livestock not customarily grown or produced in this State or that emphasize a vertical integration of grain or livestock produced or raised in this State into a finished agricultural product for consumption or use. "New crops or livestock not customarily grown or produced in this State" shall not include corn, soybeans, wheat, swine, or beef or dairy cattle. "Vertical integration of grain or livestock produced or raised in this State" shall include any new or existing grain or livestock grown or produced in this State. Lenders shall apply for the State Guarantees on forms provided by the Authority, certify that the application and any other documents submitted are true and correct, and pay an administrative fee as determined by the Authority. The applicant shall be responsible for paying any fees or charges involved in recording mortgages, releases, financing statements, insurance for secondary market issues and any other similar fees or charges as the Authority may require. The application shall at a minimum contain the farmer's or agribusiness' name, address, present credit and financial information, including cash flow statements, financial statements, balance sheets, and any other information pertinent to the application, and the collateral to be used to secure the State Guarantee. In addition, the lender must agree to charge an interest rate, which may vary, on the loan that the Authority determines to be below the market rate of interest generally available to the borrower. If both the lender and applicant agree, the interest rate on the State Guarantee Loan can be converted to a fixed interest rate at any time during the term of the loan. Any State Guarantees provided under this Section (i) shall not exceed \$500,000 per farmer or an amount as determined by the Authority on a case-by-case basis for an agribusiness, (ii) shall not exceed a term of 15 years, and (iii) shall be subject to an annual review and renewal by the lender and the Authority; provided that only one such State Guarantee shall be made per farmer or agribusiness, except that additional State Guarantees may be made for purposes of expansion of projects financed in part by a previously issued State Guarantee. No State Guarantee shall be revoked by the Authority without a 90-day notice, in writing, to all parties. The lender shall not call due any loan for any reason except for lack of performance, insufficient collateral, or maturity. A lender may review and withdraw or continue with a State Guarantee on an annual basis after the first 5 years following closing of the loan application if the loan contract provides for an interest rate that shall not vary. A lender shall not withdraw a State Guarantee if the loan contract provides for an interest rate that may vary, except for reasons set forth herein.

(b) The Authority shall provide or renew a State Guarantee to a lender if:

- (i) A fee equal to 25 basis points on the loan is paid to the Authority on an annual basis by the lender.

(ii) The application provides collateral acceptable to the Authority that is at least equal to the State's portion of the Guarantee to be provided.

(iii) The lender assumes all responsibility and costs for pursuing legal action on collecting any loan that is delinquent or in default.

(iv) The lender is responsible for the first 15% of the outstanding principal of the note for which the State Guarantee has been applied.

(c) There is hereby created outside of the State treasury a special fund to be known as the Illinois Farmer and Agribusiness Loan Guarantee Fund. The State Treasurer shall be custodian of this Fund. Any amounts in the Fund not currently needed to meet the obligations of the Fund shall be invested as provided by law, and all interest earned from these investments shall be deposited into the Fund until the Fund reaches the maximum amounts authorized in this Act; thereafter, interest earned shall be deposited into the General Revenue Fund. After September 1, 1989, annual investment earnings equal to 1.5% of the Fund shall remain in the Fund to be used for the purposes established in Section 830-40 of this Act. The Authority is authorized to transfer such amounts as are necessary to satisfy claims from available appropriations and from fund balances of the Farm Emergency Assistance Fund as of June 30 of each year to the Illinois Farmer and Agribusiness Loan Guarantee Fund to secure State Guarantees issued under this Section and Sections 830-45, ~~and~~ 830-50 and 830-55. If for any reason the General Assembly fails to make an appropriation sufficient to meet these obligations, this Act shall constitute an irrevocable and continuing appropriation of an amount necessary to secure guarantees as defaults occur and the irrevocable and continuing authority for, and direction to, the State Treasurer and the Comptroller to make the necessary transfers to the Illinois Farmer and Agribusiness Loan Guarantee Fund, as directed by the Governor, out of the General Revenue Fund. In the event of default by the borrower on State Guarantee Loans under this Section, Section 830-45, ~~or~~ Section 830-50, or Section 830-55, the lender shall be entitled to, and the Authority shall direct payment on, the State Guarantee after 90 days of delinquency. All payments by the Authority shall be made from the Illinois Farmer and Agribusiness Loan Guarantee Fund to satisfy claims against the State Guarantee. It shall be the responsibility of the lender to proceed with the collecting and disposing of collateral on the State Guarantee under this Section, Section 830-45, ~~or~~ Section 830-50 or Section 830-55 within 14 months of the time the State Guarantee is declared delinquent. If the lender does not dispose of the collateral within 14 months, the lender shall be liable to repay to the State interest on the State Guarantee equal to the same rate that the lender charges on the State Guarantee, provided that the Authority shall have the authority to extend the 14-month period for a lender in the case of bankruptcy or extenuating circumstances. The Fund shall be reimbursed for any amounts paid under this Section, Section 830-45, ~~or~~ Section 830-50 or Section 830-55 upon liquidation of the collateral. The Authority, by resolution of the Board, may borrow sums from the Fund and provide for repayment as soon as may be practical upon receipt of payments of principal and interest by a borrower on State Guarantee Loans under this Section, Section 830-45, ~~or~~ Section 830-50 or Section 830-55. Money may be borrowed from the Fund by the Authority for the sole purpose of paying certain interest costs for borrowers associated with selling a loan subject to a State Guarantee under this Section, Section 830-45, ~~or~~ Section 830-50 or Section 830-55 in a secondary market as may be deemed reasonable and necessary by the Authority.

(d) Notwithstanding the provisions of this Section 830-35 with respect to the farmers, agribusinesses, and lenders who may obtain State Guarantees, the Authority may promulgate rules establishing the eligibility of farmers, agribusinesses, and lenders to participate in the State Guarantee program and the terms, standards, and procedures that will apply, when the Authority finds that emergency conditions in Illinois agriculture have created the need for State Guarantees pursuant to terms, standards, and procedures other than those specified in this Section.

(Source: P.A. 93-205, eff. 1-1-04.)

(20 ILCS 3501/830-45)

Sec. 830-45. Young Farmer Loan Guarantee Program.

(a) The Authority is authorized to issue State Guarantees to lenders for loans to finance or refinance debts of young farmers. For the purposes of this Section, a young farmer is a resident of Illinois who is at least 18 years of age and who is a principal operator of a farm or land, who derives at least 50% of annual gross income from farming, whose net worth is not less than \$10,000 and whose debt to asset ratio is not less than 40%. For the purposes of this Section, debt to asset ratio means current outstanding liabilities, including any debt to be financed or refinanced under this Section 830-45, divided by current outstanding assets. The Authority shall establish the maximum permissible debt to asset ratio based on criteria established by the Authority. Lenders shall apply for the State Guarantees on forms provided by the Authority and certify that the application and any other documents submitted are true and correct. The lender or borrower, or both in combination, shall pay an administrative fee as determined by the

[March 10, 2010]

Authority. The applicant shall be responsible for paying any fee or charge involved in recording mortgages, releases, financing statements, insurance for secondary market issues, and any other similar fee or charge that the Authority may require. The application shall at a minimum contain the young farmer's name, address, present credit and financial information, including cash flow statements, financial statements, balance sheets, and any other information pertinent to the application, and the collateral to be used to secure the State Guarantee. In addition, the borrower must certify to the Authority that, at the time the State Guarantee is provided, the borrower will not be delinquent in the repayment of any debt. The lender must agree to charge a fixed or adjustable interest rate that the Authority determines to be below the market rate of interest generally available to the borrower. If both the lender and applicant agree, the interest rate on the State guaranteed loan can be converted to a fixed interest rate at any time during the term of the loan. State Guarantees provided under this Section (i) shall not exceed \$500,000 per young farmer, (ii) shall be set up on a payment schedule not to exceed 30 years, but shall be no longer than 15 years in duration, and (iii) shall be subject to an annual review and renewal by the lender and the Authority. A young farmer may use this program more than once provided the aggregate principal amount of State Guarantees under this Section to that young farmer does not exceed \$500,000. No State Guarantee shall be revoked by the Authority without a 90-day notice, in writing, to all parties.

(b) The Authority shall provide or renew a State Guarantee to a lender if:

- (i) The lender pays a fee equal to 25 basis points on the loan to the Authority on an annual basis.
- (ii) The application provides collateral acceptable to the Authority that is at least equal to the State Guarantee.
- (iii) The lender assumes all responsibility and costs for pursuing legal action on collecting any loan that is delinquent or in default.
- (iv) The lender is at risk for the first 15% of the outstanding principal of the note for which the State Guarantee is provided.

(c) The Illinois Agricultural Loan Guarantee Fund and the Illinois Farmer and Agribusiness Loan Guarantee Fund may be used to secure State Guarantees issued under this Section as provided in Section 830-30 and Section 830-35, respectively.

(d) Notwithstanding the provisions of this Section 830-45 with respect to the young farmers and lenders who may obtain State Guarantees, the Authority may promulgate rules establishing the eligibility of young farmers and lenders to participate in the State Guarantee program and the terms, standards, and procedures that will apply, when the Authority finds that emergency conditions in Illinois agriculture have created the need for State Guarantees pursuant to terms, standards, and procedures other than those specified in this Section.

(Source: P.A. 93-205, eff. 1-1-04.)

(20 ILCS 3501/830-50)

Sec. 830-50. Specialized Livestock Guarantee Program.

(a) The Authority is authorized to issue State Guarantees to lenders for loans to finance or refinance debts for specialized livestock operations that are or will be located in Illinois. For purposes of this Section, a "specialized livestock operation" includes, but is not limited to, dairy, beef, and swine enterprises. For purposes of this Section, a specialized livestock operation also includes livestock operations using anaerobic digestors to generate electricity.

(b) Lenders shall apply for the State Guarantees on forms provided by the Authority and certify that the application and any other documents submitted are true and correct. The lender or borrower, or both in combination, shall pay an administrative fee as determined by the Authority. The applicant shall be responsible for paying any fee or charge involved in recording mortgages, releases, financing statements, insurance for secondary market issues, and any other similar fee or charge that the Authority may require. The application shall, at a minimum, contain the farmer's name, address, present credit and financial information, including cash flow statements, financial statements, balance sheets, and any other information pertinent to the application, and the collateral to be used to secure the State Guarantee. In addition, the borrower must certify to the Authority that, at the time the State Guarantee is provided, the borrower will not be delinquent in the repayment of any debt. The lender must agree to charge a fixed or adjustable interest rate that the Authority determines to be below the market rate of interest generally available to the borrower. If both the lender and applicant agree, the interest rate on the State guaranteed loan can be converted to a fixed interest rate at any time during the term of the loan.

(c) State Guarantees provided under this Section (i) shall not exceed \$1,000,000 per applicant, (ii) shall be no longer than 15 years in duration, and (iii) shall be subject to an annual review and renewal by the lender and the Authority. An applicant may use this program more than once, provided that the

aggregate principal amount of State Guarantees under this Section to that applicant does not exceed \$1,000,000. A State Guarantee shall not be revoked by the Authority without a 90-day notice, in writing, to all parties.

(d) The Authority shall provide or renew a State Guarantee to a lender if: (i) The lender pays a fee equal to 25 basis points on the loan to the Authority on an annual basis. (ii) The application provides collateral acceptable to the Authority that is at least equal to the State Guarantee. (iii) The lender assumes all responsibility and costs for pursuing legal action on collecting any loan that is delinquent or in default. (iv) The lender is at risk for the first 15% of the outstanding principal of the note for which the State Guarantee is provided.

(e) The Illinois Agricultural Loan Guarantee Fund and the Illinois Farmer and Agribusiness Loan Guarantee Fund may be used to secure State Guarantees issued under this Section as provided in Section 830-30 and Section 830-35, respectively.

(f) Notwithstanding the provisions of this Section 830-50 with respect to the specialized livestock operations and lenders who may obtain State Guarantees, the Authority may promulgate rules establishing the eligibility of specialized livestock operations and lenders to participate in the State Guarantee program and the terms, standards, and procedures that will apply, when the Authority finds that emergency conditions in Illinois agriculture have created the need for State Guarantees pursuant to terms, standards, and procedures other than those specified in this Section.

(Source: P.A. 95-697, eff. 11-6-07.)

(20 ILCS 3501/830-55 new)

Sec. 830-55. Working Capital Loan Guarantee Program.

(a) The Authority is authorized to issue State Guarantees to lenders for loans to finance needed input costs related to and in connection with planting and raising agricultural crops and commodities in Illinois. Eligible input costs include, but are not limited to, fertilizer, chemicals, feed, seed, fuel, parts, and repairs. At the discretion of the Authority, the farmer, producer, or agribusiness must be able to provide the originating lender with a first lien on the proposed crop or commodity to be raised and an assignment of Federal Crop Insurance sufficient to secure the Working Capital Loan. Additional collateral may be required as deemed necessary by the lender and the Authority.

For the purposes of this Section, an eligible farmer, producer, or agribusiness is a resident of Illinois who is at least 18 years of age and who is a principal operator of a farm or land, who derives at least 50% of annual gross income from farming, and whose debt to asset ratio is not less than 40%. For the purposes of this Section, debt to asset ratio means current outstanding liabilities, including any debt to be financed or refinanced under this Section 830-55, divided by current outstanding assets. The Authority shall establish the maximum permissible debt to asset ratio based on criteria established by the Authority. Lenders shall apply for the State Guarantees on forms provided by the Authority and certify that the application and any other documents submitted are true and correct. The lender or borrower, or both in combination, shall pay an administrative fee as determined by the Authority. The applicant shall be responsible for paying any fee or charge involved in recording mortgages, releases, financing statements, insurance for secondary market issues, and any other similar fee or charge that the Authority may require. The application shall at a minimum contain the borrower's name, address, present credit and financial information, including cash flow statements, financial statements, balance sheets, and any other information pertinent to the application, and the collateral to be used to secure the State Guarantee. In addition, the borrower must certify to the Authority that, at the time the State Guarantee is provided, the borrower will not be delinquent in the repayment of any debt. The lender must agree to charge a fixed or adjustable interest rate that the Authority determines to be below the market rate of interest generally available to the borrower. If both the lender and applicant agree, the interest rate on the State guaranteed loan can be converted to a fixed interest rate at any time during the term of the loan. State Guarantees provided under this Section (i) shall not exceed \$250,000 per borrower, (ii) shall be repaid annually, and (iii) shall be subject to an annual review and renewal by the lender and the Authority. The State Guarantee may be renewed annually, for a period not to exceed 3 total years per State Guarantee, if the borrower meets financial criteria and other conditions, as established by the Authority. A farmer or agribusiness may use this program more than once provided the aggregate principal amount of State Guarantees under this Section to that farmer or agribusiness does not exceed \$250,000 annually. No State Guarantee shall be revoked by the Authority without a 90-day notice, in writing, to all parties.

(b) The Authority shall provide a State Guarantee to a lender if:

(i) The borrower pays to the Authority a fee equal to 100 basis points on the loan.

(ii) The application provides collateral acceptable to the Authority that is at least equal to the State Guarantee.

(iii) The lender assumes all responsibility and costs for pursuing legal action on collecting any loan

[March 10, 2010]

that is delinquent or in default.

(iv) The lender is at risk for the first 15% of the outstanding principal of the note for which the State Guarantee is provided.

(c) The Illinois Agricultural Loan Guarantee Fund and the Illinois Farmer and Agribusiness Loan Guarantee Fund may be used to secure State Guarantees issued under this Section as provided in Section 830-30 and Section 830-35, respectively.

(d) Notwithstanding the provisions of this Section 830-55 with respect to the borrowers and lenders who may obtain State Guarantees, the Authority may promulgate rules establishing the eligibility of borrowers and lenders to participate in the State Guarantee program and the terms, standards, and procedures that will apply, when the Authority finds that emergency conditions in Illinois agriculture have created the need for State Guarantees pursuant to terms, standards, and procedures other than those specified in this Section.

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 Frerichs, **Senate Bill No. 3721**, having been printed, was taken up, read by title a second time.

Senate Floor Amendment No. 1 was referred to the Committee on Environment earlier today.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Frerichs, **Senate Bill No. 3722**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Frerichs, **Senate Bill No. 3726** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 3726**

AMENDMENT NO. 1. Amend Senate Bill 3726, on page 1, line 5, after "15-112", by inserting "and adding Section 15-113.11"; and

on page 4, immediately below line 4, by inserting the following:

"(40 ILCS 5/15-113.11 new)

Sec. 15-113.11. Service for periods of voluntary or involuntary furlough. A participant may establish creditable service and earnings credit for periods of furlough beginning on or after July 1, 2009 and ending on or before June 30, 2011. To receive this credit, the participant must (i) apply in writing to the System before December 31, 2011; (ii) not receive compensation from an employer for any furlough period; and (iii) make employee contributions required under Section 15-157 based on the rate of basic compensation during the periods of furlough, plus an amount determined by the Board to be equal to the employer's normal cost of the benefit, plus compounded interest at the actuarially assumed rate from the date of voluntary or involuntary furlough to the date of payment. The participant shall provide, at the time of application, written certification from the employer providing the total number of furlough days a participant has been required to take."

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 Haine, **Senate Bill No. 3733**, having been printed, was taken up, read by title a second time and ordered to a third reading.

#### **MESSAGE FROM THE HOUSE**

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

[March 10, 2010]

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. 108**

**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 two Houses shall convene in Joint Session on Wednesday, March 10, 2010 at the hour of 12:00 o'clock noon for the purpose of hearing his Excellency Governor Pat Quinn present to the General Assembly his Budget Message for the Fiscal Year 2011, as required by Chapter 15, Section 20/50-5 of the Illinois Compiled Statutes.

Adopted by the House, March 3, 2010.

MARK MAHONEY, Clerk of the House

By unanimous consent, on motion of Senator Clayborne, the foregoing message reporting House Joint Resolution No. 108 was taken up for immediate consideration.

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

The motion prevailed.

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

Ordered that the Secretary inform the House of Representatives thereof.

**COMMITTEE OF ESCORT**

The Chair appointed the following members to the committee of escort to wait upon the Governor: Senators Deanna Demuzio, Toi Hutchinson, Iris Martinez, Larry Bomke and Gary Dahl.

At the hour of 11:50 o'clock a.m., the Chair announced that the Senate stand at recess for the purpose of proceeding to the House of Representatives to meet in a joint session pursuant to House Joint Resolution No. 108.

**JOINT SESSION  
11:55 O'CLOCK A.M.**

The hour having arrived, the time heretofore fixed by Joint Resolution adopted by the Senate and the House of Representatives, the Joint Session convened for the purpose of receiving the Governor to deliver his Budget Message for Fiscal Year 2011 in person to the Ninety-Sixth General Assembly. The Senate, preceded by the Honorable President Cullerton and Members of the Senate, appeared in the Hall of the House of Representatives and, by direction of the Speaker, took the seats assigned to them.

The two Houses being convened in Joint Session, President Cullerton of the Senate announced that a quorum of the Senate was present.

Speaker Madigan, of the House of Representatives, announced that a quorum of the House was present.

A majority of each House of the General Assembly being present, the Speaker of the House announced the Joint Session duly formed.

Representative Currie offered the following resolution and moved its adoption.

**JOINT SESSION RESOLUTION NO. 3**

**RESOLVED,** That a committee of ten be appointed, five from the House, by the Speaker of the House, and five from the Senate, by the President of the Senate, to wait upon his Excellency Governor Pat Quinn and invite him to address the Joint Assembly.

[March 10, 2010]

Representative Bob Biggins  
 Representative Greg Harris  
 Representative Emily McAsey  
 Representative Al Riley  
 Representative Ronald Wait  
 Senator Larry Bomke  
 Senator Gary Dahl  
 Senator Deanna Demuzio  
 Senator Toi Hutchinson  
 Senator Iris Martinez

Adopted by the House, March 10, 2010.

MARK MAHONEY, Clerk of the House

The motion prevailed, and the resolution was adopted.

His Excellency Governor Patrick Quinn was admitted into the Hall of the House of Representatives and was presented to the General Assembly to deliver his message in person as follows:

**Fiscal Year 2011 Budget Address  
 Governor Patrick J. Quinn**

Good Afternoon Honorable Members of the General Assembly. Speaker Madigan. President Cullerton. Minority Leader Cross. Minority Leader Radogno. Secretary of State White. Comptroller Hynes. Treasurer Giannoulis.

I also want to acknowledge Attorney General Madigan, who is under the weather and is unable to join us today.

Last March in my budget address, I stood here at this podium and told you that I'm an optimist.

That I have complete faith in the people of Illinois, and in our ability to meet any challenge.

I'm still an optimist.

But I'm also a realist.

And today, I'm here to talk about real numbers, and the real challenges, that we face in the coming fiscal year.

As you know, our state government is in financial crisis.

We must take action to solve our fiscal problems now, or we will pay the price for years to come.

We cannot afford to duck our responsibilities.

I'm not going to try to sugarcoat the situation: The problems we face today are daunting.

We are in a battle that we must win. We are fighting for Illinois.

I believe we can win this fight together – but only if we work together to create jobs, cut costs, and move forward.

We are in a crisis of historic proportions.

Even as this Great Recession is coming to an end, unemployment is still way too high.

For many Illinoisans, wages and benefits have tumbled.

[March 10, 2010]

Millions of men and women across our state are lying awake at night, wondering how they will pay their bills and get back on their feet.

This is a human tragedy. It's also a fiscal catastrophe for the State of Illinois.

When wages fall, state revenues fall, too.

When people lose their jobs, or take wage cuts, that sends income tax revenues plummeting.

And those who have held onto their jobs are thinking twice before they spend – which means sales tax receipts are down.

Due to the recession, there has been an historic drop in state revenues, amounting to billions of dollars.

And we don't expect state revenues to rebound in the coming fiscal year.

We're also facing the reality that our support from the federal stimulus program is coming to an end.

The American Recovery and Reinvestment Act has provided billions of dollars to help us preserve our education system and meet our Healthcare obligations.

But those federal stimulus dollars will not be available for education in the coming fiscal year.

In addition, we face a long standing fundamental problem:

The State of Illinois has been spending more than it receives for decades, under both Democratic and Republican administrations.

As a result, our state has a structural deficit that has been silently ballooning – and today, we face a deficit of 13 billion dollars for the coming fiscal year.

We have five basic economic strategies to attack this fiscal crisis:

- 1) Cutting spending.
- 2) Strategic borrowing.
- 3) Maximizing federal assistance.
- 4) Creating new jobs that will put our people back to work.

and

- 5) Improving state revenues.

This isn't going to be easy for anybody.

Although the upcoming budget for the state of Illinois is \$55.1 Billion, about half of that money comes from federal dollars and special funds.

That means we don't have the authority to decide how most of those dollars are spent.

Our spending power is pretty much limited to the dollars in our General Revenue Fund – about 27.4 billion dollars in the coming year.

Now, there are some people who say we should just cut across the board until we close our 13 Billion dollar deficit and our spending equals our revenues – even if that means draconian cuts in health, human services, education and public safety.

But that approach is both heartless -- and naïve.

[March 10, 2010]



Taking a chainsaw to our state budget for schools, for healthcare, for human-services, and public safety, is wrong.

Does that mean we can't make any meaningful cuts in our state spending?

No.

But it means that we must consider the financial impact – as well as the human cost – of every cut we make.

In the coming fiscal year, I have made substantial cuts in a number of important programs.

And to make sure that we are squeezing the best value possible out of every single tax dollar, my budget also calls for a number of strong belt-tightening measures.

Many of these ideas were taken from suggestions posted on our budget website – [budget.illinois.gov](http://budget.illinois.gov).

A few weeks ago, we asked for ideas from the public.

We received an overwhelming response – more than 13 thousand suggestions on how to address the state's budget crisis.

We heard from Kevin in Jerseyville, who told us to cut back even further on travel expenses for state employees.

We heard from Raul in Chicago, who told us to take a second look at the cost of big state contracts.

We heard from Tom in Naperville, who told us to enact meaningful public pension reform.

Those comments -- and thousands more like them -- helped to shape every part of this budget that I am presenting today.

And we will continue to use the tools of electronic democracy to bring in new, creative ideas from the public.

So I thank the people of Illinois for their good ideas and their good sense.

Following the advice of thousands of Illinoisans, the cuts I am proposing today include \$214 million in spending reductions for state operations.

We can also save another \$300 million in the coming year -- and billions more in the years to come -- by stabilizing our public pension systems.

My budget also calls for a \$300 million reduction in the amount of income tax revenue the state shares with local governments.

And finally – and this is the most painful cut of all- we must reduce spending on elementary, secondary and higher education by 1.3 billion dollars.

That represents a 17 percent cut in state funding to grammar schools and high schools.

I am making this cut with the great reluctance, and only because the current fiscal emergency leaves me no choice.

These cuts are the unavoidable consequence of a bipartisan refusal – year after year -- to confront fiscal reality.

\* \*

But even with all of these difficult cuts, we cannot make ends meet in the coming fiscal year without further action.

[March 10, 2010]

We also need to make wise use of our borrowing power until the economy recovers and state revenues improve.

Again, I know there are some critics who say that the State of Illinois should not borrow any more money.

But when we fail to pay our bills, we are basically borrowing money from public schools, colleges, social service agencies, small business owners, and other community partners throughout Illinois.

And under the law, we are required to pay 12 percent annual interest on many of those late payments.

Paying our bills late is not right, and it's not smart. So instead of forcing our vendors to float us a loan, the State of Illinois needs to borrow money strategically -- at reasonable market interest rates.

That way, the state saves millions of dollars in reduced interest payments -- and our vendors won't have to figure out how to make payroll while they're waiting month after month for payment from the state.

Another key to our budget proposal is bringing more federal dollars back to Illinois.

Over the past year, we've done an excellent job in winning federal dollars -- putting thousands of people in Illinois back to work.

We're going to keep working in partnership with President Obama and our congressional delegation to make sure Illinois gets its fair share of the dollars we send to Washington.

But we need to do even more to help turn our economy around -- and to build a long-term solution to our state's chronic fiscal problems.

Our top priority for the coming year must be creating jobs for the people of Illinois.

More jobs mean more tax revenues -- and less spending on unemployment, Medicaid and other social programs.

We want to make sure there's a job for every living, breathing person in Illinois who wants to work.

That's why I'm committed to Illinois Jobs Now! -- our state's first comprehensive public works program in more than a decade.

By combining state and federal resources, we are creating and supporting more than 400,000 new jobs in Illinois.

Repairing our roads, making our bridges safe, improving our water systems, modernizing our rail network, and building 21st century schools.

Over the past year, we've had some real successes in working with Illinois businesses to create and preserve jobs.

This year, Illinois was the winner when Ford Motor Company was looking for a place to produce the new Explorer S-U-V.

We beat every other state in the nation -- and every province in Canada.

As a result, Ford is investing hundreds of millions of dollars in its Illinois Assembly plant -- and creating 1,200 new manufacturing jobs to build the new fuel-efficient Ford Explorer right here in Illinois.

When we took action to help Keystone Steel and Wire in Bartonville, we saved hundreds of jobs -- and helped a company founded in 1889 keep its doors open.

[March 10, 2010]

And by developing a package that combined a targeted investment of state dollars with \$91 million in private funds, we made it possible for UPS to improve and modernize major facilities in Illinois.

And we saved at least 3,000 jobs in our state.

But we can do even more to support Illinois businesses and create jobs.

Today, I am proposing the Illinois Small Business Job Creation Tax Credit.

It will provide a \$2,500 tax credit for each full-time job a small business creates in Illinois over the next year.

This credit will be limited to businesses with 50 or fewer employees.

Those small businesses are the backbone of our state's economy – and the key to our economic recovery.

We need to make sure they have the resources they need to grow and prosper.

Small business means big business in Illinois.

The Illinois Small Business Job Creation Tax Credit will help to create 20,000 new jobs.

And as we're creating those jobs, we must make sure that everyone gets a fair share of the benefits of economic recovery.

So I pledge to the working men and women of Illinois that, as we rebuild our state economy, we will defend the minimum wage.

We will fight to make sure everyone receives equal pay for equal work.

And we will never, ever allow workplace discrimination against good, hard-working men and women in the Land of Lincoln.

\* \*

Finally – I have one proposal that is not included in our budget plan.

I know that conventional wisdom says that it is impossible to pass new revenue in an election year.

But I also know that the people of Illinois share my conviction that education represents the best possible investment we can make.

Education is the key to Economic Opportunity.

Here are the plain facts:

In the current fiscal year, the federal stimulus program provided One Billion dollars in emergency funding for education in Illinois.

Those federal dollars made it possible to protect our education system from severe cuts in the current budget.

But those federal stimulus funds for education will end on July 1, 2010 --this year -- and right now, we do not have the revenues to replace those federal dollars.

I think it is wrong – and short-sighted – to cut education funding.

I do not believe that the people of Illinois want our young children crammed into overcrowded classrooms.

I do not believe the people of Illinois want to see promising young students forced out of college.

[March 10, 2010]

I do not believe the people of Illinois want us to balance our budget today by sacrificing the future of a generation of children.

So I am challenging you today to consider a wise and responsible alternative to damaging cuts in education funding.

My alternative is a one percent income tax surcharge for education.

That 1 percent will be enough to restore our education budget to current levels – and allow us to get caught up on some of the millions of dollars we owe to our public schools, community colleges and four-year universities.

I believe this 1 percent for education makes sense – and I think the people of Illinois will understand.

We must invest in the future – even in these tough economic times.

This is urgent.

We don't have six months.

We don't have six weeks.

I challenge the General Assembly to take immediate action to enact the 1 percent for education initiative.

If we can enact this emergency rescue plan promptly – we can keep 17,000 committed teachers from getting layoff notices in the next few weeks.

In every community in Illinois, there are parents sitting up late at night, at their kitchen tables, trying to figure out how to get through these tough times without sacrificing their kids education – their children's future.

We cannot walk away from teaching our kids.

In America, in Illinois, we adults sacrifice some of our present in order to help our children's future.

We are custodians of their future.

\* \* \*

It might seem easy to close our eyes, cross our fingers, and kick the can down the road.

But we can't do that.

The cost of doing nothing is too great.

I have made some difficult, painful choices in this budget.

You must make some tough choices as well.

Either by approving a plan for new education revenue.

Or by passing a budget that will starve public education at every level in every community in Illinois and force property taxes even higher.

We have a tough fight ahead of us. But I believe we can get through this difficult year together.

We cannot lose faith in the future of our state. The people of Illinois have been through tough times before.

We are strong; we are faithful; and we can meet every challenge that comes our way.

[March 10, 2010]

So let's work together and pass a budget that will get us through this fiscal year.

We can create new opportunities to improve our economy, increase our prosperity and get our fiscal house in order.

We must never give up. We will prevail.

Today, in every corner of Illinois, families are facing tough times and tough decisions.

They're not giving up.

They're fighting with their heart and soul.

They're fighting for the future of their children.

We don't have time for any more partisan battles or tactical politics.

So as we tackle this budget, let's remember:

We are fighting for our children, our jobs, and the future of our state.

We are fighting for Illinois.

Together, we can win.

And Make the Will of the People the Law of the Land.

Thank you.

# # #

At the hour of 12:55 o'clock p.m., President Cullerton moved that the Joint Assembly do now arise.

The motion prevailed.

#### **AFTER RECESS**

At the hour of 3:30 o'clock p.m., the Senate returned to the Senate Chambers and resumed consideration of business.

Senator Hendon, presiding.

#### **LEGISLATIVE MEASURES FILED**

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

Senate Committee Amendment No. 2 to Senate Bill 3348

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. 2 to Senate Bill 2530

Senate Floor Amendment No. 2 to Senate Bill 2794

Senate Floor Amendment No. 1 to Senate Bill 2805

Senate Floor Amendment No. 1 to Senate Bill 2825

Senate Floor Amendment No. 1 to Senate Bill 3214

Senate Floor Amendment No. 2 to Senate Bill 3336

[March 10, 2010]

Senate Floor Amendment No. 2 to Senate Bill 3734  
Senate Floor Amendment No. 1 to Senate Bill 3796

### REPORT FROM STANDING COMMITTEE

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred **Senate Bills Numbered 2493 and 3377**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred **Senate Bill No. 3118**, 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.

### 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. 5861

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 5888

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 5891

A bill for AN ACT concerning public aid.

HOUSE BILL NO. 5946

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 5958

A bill for AN ACT concerning local government.

HOUSE BILL NO. 6079

A bill for AN ACT concerning education.

Passed the House, March 10, 2010.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 5861, 5888, 5891, 5946, 5958 and 6079** 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 concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 3785

A bill for AN ACT concerning local government.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 3785

Concurred in by the House, March 10, 2010.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

[March 10, 2010]

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

SENATE BILL NO. 2190

A bill for AN ACT concerning local government.

Passed the House, March 10, 2010.

MARK MAHONEY, Clerk of the House

### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

**House Bill No. 4644**, sponsored by Senator Bomke, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 5130**, sponsored by Senator Demuzio, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 5193**, sponsored by Senator Sullivan, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 5307**, sponsored by Senator Risinger, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 5818**, sponsored by Senator Noland, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 5819**, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

### READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Link, **Senate Bill No. 3742**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 3743** having been printed, was taken up, read by title a second time.

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

#### AMENDMENT NO. 1 TO SENATE BILL 3743

AMENDMENT NO. 1. Amend Senate Bill 3743 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Long Term Acute Care Hospital Quality Improvement Transfer Program Act.

Section 5. Purpose of Act. The General Assembly finds that it is vital for the State of Illinois to find methods to improve the health care outcomes of patients served by the healthcare programs operated by the Department of Healthcare and Family Services. Improving a patient's health not only benefits the patient's quality of life but also results in a more efficient use of the resources needed to provide care. Estimates show that the Long Term Acute Care Hospital Quality Improvement Transfer Program established under this Act could save approximately \$10,000,000 annually. The program focuses on some of the most severely injured and ill patients in the State of Illinois. It is designed to better utilize the specialized services available in the State to improve these patients' health outcomes and to enhance the continuity and coordination of care for these patients. This program serves as one of the many pieces needed to reform the State of Illinois' healthcare programs to better serve the people of the State of Illinois.

[March 10, 2010]

Section 10. Definitions. As used in this Act:

(a) "CARE tool" means the Continuity and Record Evaluation (CARE) tool. It is a patient assessment instrument that has been developed to document the medical, cognitive, functional, and discharge status of persons receiving health care services in acute and post-acute care settings. The data collected is able to document provider-level quality of care (patient outcomes) and characterize the clinical complexity of patients.

(b) "Department" means the Illinois Department of Healthcare and Family Services.

(c) "Discharge" means the release of a patient from hospital care for any discharge disposition other than a leave of absence, even if for Medicare payment purposes the discharge fits the definition of an interrupted stay.

(d) "FTE" means "full-time equivalent" or a person or persons employed in one full-time position.

(e) "Hospital" means an institution, place, building, or agency located in this State that is licensed as a general acute hospital by the Illinois Department of Public Health under the Hospital Licensing Act, whether public or private and whether organized for profit or not-for-profit.

(f) "ICU" means intensive care unit.

(g) "LTAC hospital" means a hospital that is designated by Medicare as a long term acute care hospital as described in Section 1886(d)(1)(B)(iv)(I) of the Social Security Act and has an average length of Medicaid inpatient stay greater than 25 days as reported on the hospital's 2008 Medicaid cost report on file as of February 15, 2010.

(h) "LTAC hospital criteria" means nationally recognized evidence-based evaluation criteria that have been publicly tested and includes criteria specific to an LTAC hospital for admission, continuing stay, and discharge. The criteria cannot include criteria derived or developed by or for a specific hospital or group of hospitals. Criteria and tools developed by hospitals or hospital associations or hospital-owned organizations are not acceptable and do not meet the requirements of this subsection.

(i) "Patient" means an individual who is admitted to a hospital for an inpatient stay.

(j) "Program" means the Long Term Acute Care Hospital Quality Improvement Transfer Program established by this Act.

(k) "STAC hospital" means a hospital that is not an LTAC hospital as defined in this Act or a psychiatric hospital or a rehabilitation hospital.

Section 15. Qualifying Hospitals.

(a) Beginning on the effective date of this Act, the Department shall establish the Long Term Acute Care Hospital Quality Improvement Transfer Program. Any hospital may participate in the program if it meets the requirements of this Section as determined by the Department.

(b) To participate in the program a hospital must do the following:

(1) Operate as an LTAC hospital.

(2) Employ one-half of an FTE (designated for case management) for every 15 patients admitted to the hospital.

(3) Maintain on-site physician coverage 24 hours a day, 7 days a week.

(4) Maintain on-site respiratory therapy coverage 24 hours a day, 7 days a week.

(c) A hospital must also execute a program participation agreement with the Department. The agreement must include:

(1) An attestation that the hospital complies with the criteria in subsection (b) of this Section.

(2) A process for the hospital to report its continuing compliance with subsection (b) of this Section. The hospital must submit a compliance report at least annually.

(3) A requirement that the hospital complete and submit the CARE tool (the most currently available version or an equivalent tool designated and approved for use by the Department) for each patient no later than 7 calendar days after discharge.

(4) A requirement that the hospital use a patient satisfaction survey specifically designed for LTAC hospital settings. The hospital must submit survey results data to the Department at least annually.

(5) A requirement that the hospital accept all clinically-approved patients for admission or transfer from a STAC hospital. The patient must be evaluated using LTAC hospital criteria approved by the Department for use in this program and meet the appropriate criteria.

(6) A requirement that the hospital report quality and outcome measurement data, as described in Section 20 of this Act, to the Department at least annually.

(7) A requirement that the hospital provide the Department full access to patient data and other data maintained by the hospital. Access must be in compliance with State and federal law.



(8) A requirement that the hospital use LTAC hospital criteria to evaluate patients that are admitted to the hospital to determine that the patient is in the most appropriate setting.

Section 20. Quality and outcome measurement data.

(a) For proper evaluation and monitoring of the program, each LTAC hospital must provide quality and outcome measurement data ("measures") as specified in subsections (c) through (h) of this Section to the Department for patients treated under this program. The Department may develop measures in addition to the minimum measures required under this Section.

(b) Two sets of measures must be calculated. The first set should only use data for medical assistance patients, and the second set should include all patients of the LTAC hospital regardless of payer.

(c) Average LTAC hospital length of stay for patients discharged during the reporting period. The quotient of:

(1) Numerator: all patient days for discharged patients during the reporting period.

(2) Denominator: number of patient discharges associated with the days included in the numerator.

(d) Adverse outcomes rates: Percent of patients who expired or whose condition worsens and requires treatment in a STAC hospital. The quotient of:

(1) Numerator: sum of expirations plus discharges to a STAC Hospital.

(2) Denominator: total discharges.

(e) Ventilator weaning rate: Percent of patients discharged during the reporting period who have been successfully weaned off invasive mechanical ventilation. The quotient of:

(1) Numerator:

(A) Includes all patients who were admitted on invasive mechanical ventilation (per endotracheal or tracheostomy tube) and were completely weaned from invasive mechanical ventilation at discharge from the LTAC hospital, patients admitted receiving part-time or nocturnal invasive mechanical ventilation, patients admitted on invasive mechanical and transitioned to noninvasive ventilation at time of discharge.

(B) Excludes patients who have not yet been discharged, patients who were not completely weaned from invasive mechanical ventilation, patients that were weaned for a period of time but returned to ventilator support and were ventilator-dependent at time of discharge, and patients who expired.

(2) Denominator: includes all ventilator dependent patients.

(f) Central Line Infection Rate per 1000 central line days: Number of patients discharged from an LTAC hospital during the reporting period that had a central line in place and developed a bloodstream infection 48 hours or more after admission to the LTAC hospital. The quotient of:

(1) Numerator:

(A) Includes all discharged patients that had a central line and developed a bloodstream infection as defined by the Centers for Disease Control and Prevention. The definition of central line includes any device that is not peripheral, including Single, Double, and Triple Lumen vascular catheters, percutaneously inserted central catheter lines, and Tunneled catheters such as Mediports and Groshongs. Number of primary bloodstream infections in patients with a central line catheter, including patients whose primary blood stream infection was identified at least 48 hours after admission.

(B) Excludes patients that:

(i) Were admitted to the LTAC hospital with a bloodstream infection;

(ii) Had a bloodstream infection identified by the LTAC hospital within 48 hours of the LTAC hospital admission;

(iii) Were not discharged; or

(iv) Did not have a central line.

(2) Denominator: Number of central line catheter days for the reporting period.

(A) Includes central line catheter patient days for all discharges from the LTAC hospital.

(B) Excludes patients that did not have a central line and exclude patient days for patients that left the facility for a leave of absence and subsequently returned to the LTAC hospital and therefore were not discharged.

(g) Acquired pressure ulcers per 1000 patient days. The quotient of:

(1) Numerator: Number of pressure ulcers that developed during the LTAC hospital hospitalization in patients discharged from an LTAC hospital during the reporting period.

- (A) Includes total number of stage 2-4 ulcers identified more than 48 hours after admission to the LTAC hospital.
- (B) Excludes the following:
  - (i) Ulcers in patients that have not yet been discharged.
  - (ii) Pressure ulcers Stage 2 and greater present at admission to the LTAC hospital.
  - (iii) Stage 1 pressure ulcers.
  - (iv) Pressure ulcers that were identified within the first 48 hours of admission to the LTAC hospital.
- (2) Denominator: total patient days for the reporting period.
- (h) Falls with injury per 1000 patient days: Number of falls among discharged LTAC hospital patients discharged during the reporting period, who fell during the LTAC hospital stay, regardless of distance fallen, that required an ancillary or surgical procedure (i.e. x-ray, MRI, sutures, surgery, etc.)  
The quotient of:
  - (1) Numerator:
    - (A) Includes the following:
      - (i) Falls with injury levels of minor, moderate, major, and death in accordance with the guidelines for falls with injury Fall Prevention Protocol of the National Database of Nursing Quality Indicators (NDNQI).
      - (ii) Assisted falls among discharged LTAC hospital patients (patient caught themselves, staff or witness assisted falls, falls caught to prevent further falling).
    - (B) Excludes the following:
      - (i) Assisted falls (patient caught themselves, staff or witness assisted falls, falls caught to prevent further falling) among discharged LTAC hospital patients that required physician exam or bandage but no ancillary test or procedure.
      - (ii) Falls that required a physician exam or bandage or ancillary test that was negative such as x-ray.
      - (iii) Falls with no injury according to NDNQI definitions.
      - (iv) Falls among the patients who have not yet been discharged.
  - (2) Denominator: Number of discharged LTAC hospital patient days for the reporting period, with patient days calculated once per 24 hour period (usually at midnight excluding patient days for the period of non-LTAC hospital patients and LTAC hospital patients who are not yet discharged).

#### Section 25. Quality improvement transfer program.

- (a) The Department may exempt the following STAC hospitals from the requirements in this Section:
  - (1) A hospital operated by a county with a population of 3,000,000 or more.
  - (2) A hospital operated by a State agency or a State university.
- (b) STAC hospitals may transfer patients who meet criteria in the LTAC hospital criteria and are medically stable for discharge from the STAC hospital.
- (c) A patient in a STAC hospital may be exempt from a transfer if:
  - (1) The patient's physician does not issue an order for a transfer;
  - (2) The patient or the individual legally authorized to make medical decisions for the patient refuses the transfer; or
  - (3) The patient's care is primarily paid for by Medicare or another third party. The exemption in this paragraph (3) of subsection (c) does not apply to a patient who has exhausted his or her Medicare benefits resulting in the Department becoming the primary payer.

#### Section 30. LTAC hospital duties.

- (a) The LTAC hospital must notify the Department within 5 calendar days if it no longer meets the requirements under subsection (b) of Section 15.
- (b) The LTAC hospital may terminate the agreement under subsection (c) of Section 15 with a notice to the Department within 15 calendar days if the State of Illinois fails to issue payment within 50 days of submission of an appropriately submitted claim.
- (c) The LTAC hospital must assist the Department in creating patient and family education material concerning the program.
- (d) The LTAC hospital must retain the patient's admission evaluation to document that the patient

[March 10, 2010]

meets the LTAC hospital criteria and is eligible to receive the LTAC supplemental per diem rate described in Section 35 of this Act.

Section 35. LTAC supplemental per diem rate.

(a) The Department must pay an LTAC supplemental per diem rate calculated under this Section to LTAC hospitals that meet the requirements of Section 15 of this Act for patients who upon admission to the LTAC hospital meet LTAC hospital criteria.

(b) The Department must not pay the LTAC supplemental per diem rate calculated under this Section if the LTAC hospital no longer meets the requirements under Section 15 or terminates the agreement specified under Section 15. The Department must not pay the LTAC supplemental per diem rate calculated under this Section if the patient does not meet the LTAC hospital criteria upon admission.

(c) After the first year of operation of the program established by this Act, the Department may reduce the LTAC supplemental per diem rate calculated under this Section by no more than 5% for an LTAC hospital that does not meet benchmarks or targets set by the Department. The Department may also increase the LTAC supplemental per diem rate calculated under this Section by no more than 5% for an LTAC hospital that exceeds the benchmarks or targets set by the Department.

(d) The LTAC supplemental per diem rate shall be calculated using the LTAC hospital's inflated cost per diem, defined in subsection (f) of this Section, and subtracting the following:

(1) The LTAC hospital's Medicaid per diem inpatient rate as calculated under 89 Ill.

Adm. Code 148.270(c)(4).

(2) The LTAC hospital's disproportionate share (DSH) rate as calculated under 89 Ill.

Adm. Code 148.120.

(3) The LTAC hospital's Medicaid Percentage Adjustment (MPA) rate as calculated under 89 Ill. Adm. Code 148.122.

(4) The LTAC hospital's Medicaid High Volume Adjustment (MHVA) rate as calculated under 89 Ill. Adm. Code 148.290(d).

(e) LTAC supplemental per diem rates are effective for 12 months beginning on October 1 of each year and must be updated every 12 months.

(f) For the purposes of this Section, "inflated cost per diem" means the quotient resulting from dividing the hospital's inpatient Medicaid costs by the hospital's Medicaid inpatient days and inflating it to the most current period using methodologies consistent with the calculation of the rates described in paragraphs (2),(3), and (4) of subsection (d). The data is obtained from the LTAC hospital's most recent cost report submitted to the Department as mandated under 89 Ill. Adm. Code 148.210.

Section 40. Duties of the Department.

(a) The Department is responsible for implementing, monitoring, and evaluating the program. This includes but is not limited to:

(1) Collecting data required under Section 15 and data necessary to calculate the measures under Section 20 of this Act.

(2) Setting annual benchmarks or targets for the measures in Section 20 of this Act or other measures beyond the minimum required under Section 20. The Department must consult participating LTAC hospitals when setting these benchmarks and targets.

(3) Monitoring compliance with all requirements of this Act.

(4) Creating patient and family education material about the program for STAC hospitals to use.

(b) The Department must issue an annual report by posting it to the Department's website. The annual report must include at least the following information:

(1) Information on the LTAC hospitals that are qualified and participating in the program.

(2) Quality and outcome measures, as described in Section 20 of this Act, for each LTAC hospital.

(3) A calculation of the savings generated by the program.

(4) Observations on how the program is working and any suggestions to improve the program in the future.

(c) The Department must establish monitoring procedures that ensure the LTAC supplemental payment is only paid for patients who upon admission meet the LTAC hospital criteria. The Department must notify qualified LTAC hospitals of the procedures and establish an appeals process

as part of those procedures. The Department must recoup any LTAC supplemental payments that are identified as being paid for patients who do not meet the LTAC hospital criteria.

(d) The Department must implement the program by October 1, 2010.

(e) The Department must execute an agreement as required under subsection (c) of Section 15 no later than 45 days after the effective date of this Act.

(f) The Department must notify Illinois hospitals which LTAC hospital criteria are approved for use under the program. The Department may limit LTAC hospital criteria to the most strict criteria that meet the definitions of this Act.

(g) The Department must identify discharge tools that are considered equivalent to the CARE tool and approved for use under the program. The Department must notify LTAC hospitals which tools are approved for use under the program.

(h) The Department must notify Illinois LTAC hospitals of the program and inform them how to apply for qualification and what the qualification requirements are as described under Section 15 of this Act.

(i) The Department must notify Illinois STAC hospitals about the operation and implementation of the program established by this Act.

(j) The Department must work with the Comptroller to ensure a process to issue payments to LTAC hospitals qualified and participating in the program within 50 days of submission of an appropriate claim.

(k) The Department may use up to \$500,000 of funds contained in the Public Aid Recoveries Trust Fund per State fiscal year to operate the program under this Act. The Department may expand existing contracts, issue new contracts, issue personal service contracts, or purchase other services, supplies, or equipment.

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 Frerichs, **Senate Bill No. 3782** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 3782**

AMENDMENT NO. 1. Amend Senate Bill 3782 by replacing everything after the enacting clause with the following:

"Section 5. The Code of Civil Procedure is amended by adding Section 9-121 as follows:

(735 ILCS 5/9-121 new)

Sec. 9-121. Sealing of court file.

(a) Definition. As used in this Section, "court file" means the court file created when a forcible entry and detainer action is filed with the court.

(b) Discretionary sealing of court file. The court may order that a court file in a forcible entry and detainer action be placed under seal if the court finds that the plaintiff's action is sufficiently without a basis in fact or law, which may include a lack of jurisdiction, that placing the court file under seal is clearly in the interests of justice, and that those interests are not outweighed by the public's interest in knowing about the record.

(c) Mandatory sealing of court file. The court file relating to a forcible entry and detainer action brought against a tenant who would have lawful possession of the premises but for the foreclosure on the property shall be sealed pursuant to Section 15-1701.

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.

[March 10, 2010]

On motion of Senator Holmes, **Senate Bill No. 3817** having been printed, was taken up, read by title a second time.

Senate Committee Amendment No. 1 was tabled in committee by the sponsor.

The following amendment was offered in the Committee on State Government and Veterans Affairs, adopted and ordered printed:

**AMENDMENT NO. 2 TO SENATE BILL 3817**

AMENDMENT NO. 2. Amend Senate Bill 3817 by replacing everything after the enacting clause with the following:

"Section 5. The Build Illinois Act is amended by changing Sections 9-2 and 9-4.3 as follows:

(30 ILCS 750/9-2) (from Ch. 127, par. 2709-2)

Sec. 9-2. Definitions. The following terms, whenever used or referred to in this Article, shall have the following meanings ascribed to them, except where the context clearly requires otherwise:

(a) "Financial intermediary" means a community development corporation, a state development credit corporation, a development authority authorized to do business by an act of this State, or other public or private financing institution approved by the Department whose purpose includes financing, promoting, or encouraging economic development.

(b) "Participating lender" means any trust company, bank, savings bank, credit union, merchant bank, investment bank, broker, investment trust, pension fund, building and loan association, savings and loan association, insurance company, venture capital company or other institution approved by the Department which assumes a portion of the financing for a business project.

(c) "Department" means the Illinois Department of Commerce and Economic Opportunity.

(d) "Small business" means any for-profit business in Illinois including, but not limited to, any sole proprietorship, partnership, corporation, joint venture, association or cooperative, which has, including its affiliates, less than 500 full time employees, or is determined by the Department to be not dominant in its field.

Business concerns are affiliates of one another when either directly or indirectly (i) one concern controls or has the power to control the other, or (ii) a third party or parties controls or has the power to control both. Control can be exercised through common ownership, common management and contractual relationships.

(e) "Qualified security" means any note, stock, convertible security, treasury stock, bond, debenture, evidence of indebtedness, limited partnership interest, certificate of interest or participation in any profit-sharing agreement, preorganization certificate or subscription, transferable share, investment contract, certificate of deposit for a security, certificate of interest or participation in a patent or application therefor, or in royalty or other payments under such a patent or application, or, in general, any interest or instrument commonly known as a "security" or any certificate for, receipt for, guarantee of, or option, warrant or right to subscribe to or purchase any of the foregoing, but not including any instrument which contains voting rights or can be converted to contain voting rights in the possession of the Department.

(f) "Loan agreement" means an agreement or contract to provide a loan or accept a mortgage or to purchase qualified securities or other means whereby financial aid is made available to a start-up, expanding, or mature, moderate risk small business.

(g) "Loan" means a loan or acceptance of a mortgage or the purchase of qualified securities or other means whereby financial aid is made to a start-up, expanding, or mature, moderate risk small business.

(h) "Equity investment agreement" means an agreement or contract to provide a loan or accept a mortgage or to purchase qualified securities or other means whereby financial aid is made available to or on behalf of a young, high risk, technology based small business.

(i) "Equity investment" means a loan or acceptance of a mortgage or the purchase of qualified securities or other means whereby financial aid is made to or on behalf of a young, high risk, technology based small business.

(j) "Project" means any specific economic development activity of a commercial, industrial, manufacturing, agricultural, scientific, service or other business, the result of which is expected to yield an increase in or retention of jobs or the modernization or improvement of competitiveness of firms and may include working capital financing, the purchase or lease of machinery and equipment, or the lease or purchase of real property but does not include refinancing current debt.

(k) "Technical assistance agreement" means an agreement or contract or other means whereby financial aid is made available to not-for-profit organizations for the purposes outlined in Section 9-6 of this Article.

[March 10, 2010]

(l) "Financial intermediary agreement" means an agreement or contract to provide a loan, investment, or other financial aid to a financial intermediary for the purposes outlined in Section 9-4.4 of this Article.

(m) "Equity intermediary agreement" means an agreement or contract to provide a loan, investment, or other financial aid to a financial intermediary for the purposes outlined in Section 9-5.3 of this Article.

(n) "Other investor" means a venture capital organization or association; an investment partnership, trust or bank; an individual, accounting partnership or corporation that invests funds, or any other entity which provides debt or equity financing for a business project.

(o) "Veteran" means an Illinois resident who has served as a member of the United States Armed Forces on active duty or State active duty, a member of the Illinois National Guard, or a member of the United States Reserve Forces and who has received an honorable discharge.

(Source: P.A. 94-793, eff. 5-19-06.)

(30 ILCS 750/9-4.3) (from Ch. 127, par. 2709-4.3)

Sec. 9-4.3. Minority, veteran, female and disability loans.

(a) In the making of loans for minority, veteran, female or disability small businesses, as defined below, the Department is authorized to employ different criteria in lieu of the general provisions of subsections (b), (d), (e), (f), (h), and (i) of Section 9-4.

Minority, veteran, female or disability small businesses, for the purpose of this Section, shall be defined as small businesses that are, in the Department's judgment, at least 51% owned and managed by one or more persons who are minority, female or disabled or who are veterans.

(b) Loans made pursuant to this Section:

(1) Shall not exceed \$100,000 or 50% of the business project costs unless the Director of the Department determines that a waiver of these limits is required to meet the purposes of this Act.

(2) Shall only be made if, in the Department's judgment, the number of jobs to be created or retained is reasonable in relation to the loan funds requested.

(3) Shall be protected by security. Financial assistance may be secured by first, second or subordinate mortgage positions on real or personal property, by royalty payments, by personal notes or guarantees, or by any other security satisfactory to the Department to secure repayment. Security valuation requirements, as determined by the Department, for the purposes of this Section, may be less than required for similar loans not covered by this Section, provided the applicants demonstrate adequate business experience, entrepreneurial training or combination thereof, as determined by the Department.

(4) Shall be in such principal amount and form and contain such terms and provisions with respect to security, insurance, reporting, delinquency charges, default remedies, and other matters as the Department shall determine appropriate to protect the public interest and consistent with the purposes of this Section. The terms and provisions may be less than required for similar loans not covered by this Section.

(Source: P.A. 95-97, eff. 1-1-08.)

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

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

On motion of Senator Hutchinson, **Senate Bill No. 3818** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on State Government and Veterans Affairs, adopted and ordered printed:

#### AMENDMENT NO. 1 TO SENATE BILL 3818

AMENDMENT NO. 1. Amend Senate Bill 3818 by replacing everything after the enacting clause with the following:

"Section 5. The Family Military Leave Act is amended by changing Section 5 as follows:

(820 ILCS 151/5)

Sec. 5. Definitions. In this Act:

"Employee" means any person who may be permitted, required, or directed by an employer in consideration of direct or indirect gain or profit to engage in any employment. "Employee" does include an independent contractor. "Employee" includes an employee of a covered employer who has been employed by the same employer for at least 12 months, and has been employed for at least 1,250 hours

[March 10, 2010]

of service during the 12-month period immediately preceding the commencement of the leave.

"Employee benefits" means all benefits, other than salary and wages, provided or made available to employees by an employer and includes group life insurance, health insurance, disability insurance and pensions, regardless of whether benefits are provided by a policy or practice of an employer.

"Employer" means (1) any person, partnership, corporation, association, or other business entity; and (2) the State of Illinois, municipalities and other units of local government.

"Family military leave" means leave requested by an employee who is the spouse, ~~or~~ parent, child, or grandparent of a person called to military service lasting longer than 30 days with the State or United States pursuant to the orders of the Governor or the President of the United States. (Source: P.A. 94-589, eff. 8-15-05.)".

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

### CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Holmes moved that **Senate Resolution No. 707**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Holmes moved that Senate Resolution No. 707 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	Duffy	Kotowski	Risinger
Bivins	Forby	Lightford	Rutherford
Bomke	Frerichs	Link	Sandoval
Bond	Garrett	Luechtefeld	Schoenberg
Brady	Haine	Maloney	Silverstein
Burzynski	Harmon	Martinez	Steans
Clayborne	Hendon	McCarter	Sullivan
Collins	Holmes	Meeks	Syverson
Cronin	Hultgren	Millner	Trotter
Crotty	Hunter	Muñoz	Viverito
Dahl	Hutchinson	Murphy	Wilhelmi
DeLeo	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Pankau	
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Righter	

The motion prevailed.

And the resolution was adopted.

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Althoff, **Senate Bill No. 2603**, 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	Kotowski	Righter
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[March 10, 2010]

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

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 Koehler, **Senate Bill No. 2614**, 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	Forby	Lightford	Rutherford
Bivins	Frerichs	Link	Sandoval
Bomke	Garrett	Luechtefeld	Schoenberg
Bond	Haine	Maloney	Silverstein
Brady	Harmon	Martinez	Steans
Burzynski	Hendon	McCarter	Sullivan
Clayborne	Holmes	Meeks	Syverson
Collins	Hultgren	Millner	Trotter
Cronin	Hunter	Muñoz	Viverito
Crotty	Hutchinson	Murphy	Wilhelmi
Dahl	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Pankau	
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Righter	
Duffy	Kotowski	Risinger	

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. 2615**, 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 50; NAYS 4.

The following voted in the affirmative:

[March 10, 2010]



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

The following voted in the negative:

Dahl	Hultgren
Duffy	Murphy

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 Hunter, **Senate Bill No. 2622**, 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 53; NAYS None.

The following voted in the affirmative:

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

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. 2632**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[March 10, 2010]

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

YEAS 53; NAYS None.

The following voted in the affirmative:

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

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 Koehler, **Senate Bill No. 2647**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 40; NAYS 10.

The following voted in the affirmative:

Bond	Haine	Maloney	Silverstein
Clayborne	Harmon	Martinez	Steans
Collins	Hendon	Meeks	Sullivan
Cronin	Holmes	Millner	Trotter
Crotty	Hunter	Muñoz	Viverito
Delgado	Hutchinson	Noland	Wilhelmi
Demuzio	Jones, E.	Pankau	Mr. President
Dillard	Koehler	Radogno	
Forby	Kotowski	Risinger	
Frerichs	Lightford	Sandoval	
Garrett	Link	Schoenberg	

The following voted in the negative:

Althoff	Burzynski	Hultgren	Murphy
Bivins	Dahl	Jones, J.	
Bomke	Duffy	Luechtefeld	

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.

[March 10, 2010]

On motion of Senator Martinez, **Senate Bill No. 2799**, 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 53; NAYS None.

The following voted in the affirmative:

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

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 Martinez, **Senate Bill No. 2800**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	
Duffy	Koehler	Pankau	

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).

[March 10, 2010]

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

On motion of Senator Burzynski, **Senate Bill No. 2801**, 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 53; NAYS None.

The following voted in the affirmative:

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

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 Viverito, **Senate Bill No. 2804**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	
Duffy	Koehler	Pankau	

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. 2807**, 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 53; NAYS None.

The following voted in the affirmative:

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

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. 2819**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	
Duffy	Koehler	Pankau	

[March 10, 2010]

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 Sullivan, **Senate Bill No. 2952**, 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 53; NAYS None.

The following voted in the affirmative:

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

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 Althoff, **Senate Bill No. 2969**, 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 53; NAYS None.

The following voted in the affirmative:

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

[March 10, 2010]

Duffy

Koehler

Pankau

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 Millner, **Senate Bill No. 2987**, 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 53; NAYS None.

The following voted in the affirmative:

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

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 Pankau, **Senate Bill No. 2992**, 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 52; NAYS None.

The following voted in the affirmative:

Althoff	Frerichs	Lauzen	Risinger
Bivins	Garrett	Lightford	Sandoval
Bond	Haine	Link	Schoenberg
Burzynski	Harmon	Luechtefeld	Silverstein
Clayborne	Hendon	Maloney	Steans
Collins	Holmes	Martinez	Sullivan
Cronin	Hultgren	McCarter	Trotter
Crotty	Hunter	Meeks	Viverito
Dahl	Hutchinson	Millner	Wilhelmi
Delgado	Jacobs	Muñoz	Mr. President
Demuzio	Jones, E.	Murphy	
Dillard	Jones, J.	Noland	

[March 10, 2010]

Duffy	Koehler	Pankau
Forby	Kotowski	Radogno

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. 3013**, 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 52; NAYS None.

The following voted in the affirmative:

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

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 Demuzio asked and obtained unanimous consent for the Journal to reflect her intention to have voted in the affirmative on **Senate Bill No. 3013**.

On motion of Senator Demuzio, **Senate Bill No. 3014**, 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 50; NAYS 2.

The following voted in the affirmative:

Althoff	Forby	Kotowski	Radogno
Bivins	Frerichs	Lightford	Risinger
Bomke	Haine	Link	Sandoval
Bond	Harmon	Luechtefeld	Schoenberg
Burzynski	Hendon	Maloney	Silverstein
Clayborne	Holmes	Martinez	Steans
Collins	Hultgren	McCarter	Sullivan
Cronin	Hunter	Meeks	Trotter
Crotty	Hutchinson	Millner	Viverito

[March 10, 2010]



Dahl	Jacobs	Muñoz	Wilhelmi
Delgado	Jones, E.	Murphy	Mr. President
Demuzio	Jones, J.	Noland	
Dillard	Koehler	Pankau	

The following voted in the negative:

Duffy  
Lauzen

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 Bomke, **Senate Bill No. 3023**, 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 52; NAYS None.

The following voted in the affirmative:

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

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. 2983**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval

[March 10, 2010]

Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	
Duffy	Koehler	Pankau	

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 Murphy, **Senate Bill No. 3024**, 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 53; NAYS None.

The following voted in the affirmative:

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

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. 3028**, 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 48; NAYS 4.

The following voted in the affirmative:

Althoff	Frerichs	Luechtefeld	Sandoval
Bivins	Garrett	Maloney	Schoenberg
Bomke	Haine	Martinez	Silverstein

[March 10, 2010]

Bond	Harmon	McCarter	Steans
Burzynski	Hendon	Meeks	Sullivan
Collins	Holmes	Millner	Trotter
Cronin	Hunter	Muñoz	Viverito
Crotty	Hutchinson	Murphy	Wilhelmi
Dahl	Jacobs	Noland	Mr. President
Delgado	Koehler	Pankau	
Demuzio	Kotowski	Radogno	
Dillard	Lightford	Righter	
Forby	Link	Risinger	

The following voted in the negative:

Clayborne	Hultgren
Duffy	Lauzen

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. 3035**, 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 51; NAYS None.

The following voted in the affirmative:

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

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 Hunter, **Senate Bill No. 3037**, 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 53; NAYS None.

The following voted in the affirmative:

[March 10, 2010]

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

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 Hunter, **Senate Bill No. 3039**, 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 53; NAYS None.

The following voted in the affirmative:

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

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. 3041**, 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 52; NAYS None.

[March 10, 2010]

The following voted in the affirmative:

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

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. 3045**, 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 52; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Duffy

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 Garrett, **Senate Bill No. 3117**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[March 10, 2010]

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

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 Bomke, **Senate Bill No. 3128**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Syverson
Dahl	Hutchinson	Millner	Trotter
Delgado	Jacobs	Muñoz	Viverito
Demuzio	Jones, E.	Murphy	Wilhelmi
Dillard	Jones, J.	Noland	Mr. President
Duffy	Koehler	Pankau	

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.

[March 10, 2010]

On motion of Senator Frerichs, **Senate Bill No. 3136**, 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 53; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Duffy

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 Syverson, **Senate Bill No. 3146**, 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 51; NAYS 2.

The following voted in the affirmative:

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

The following voted in the negative:

[March 10, 2010]

Collins  
Meeks

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. 3172**, 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	Kotowski	Radogno
Bivins	Frerichs	Laufen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Syverson
Dahl	Hutchinson	Millner	Trotter
Delgado	Jacobs	Muñoz	Viverito
Demuzio	Jones, E.	Murphy	Wilhelmi
Dillard	Jones, J.	Noland	Mr. President
Duffy	Koehler	Pankau	

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. 3173**, 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 51; NAY 1.

The following voted in the affirmative:

Althoff	Frerichs	Kotowski	Righter
Bivins	Garrett	Laufen	Risinger
Bomke	Haine	Lightford	Sandoval
Bond	Harmon	Link	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Cronin	Holmes	Martinez	Steans
Crotty	Hultgren	Meeks	Sullivan
Dahl	Hunter	Millner	Syverson
Delgado	Hutchinson	Muñoz	Trotter
Demuzio	Jacobs	Murphy	Viverito
Dillard	Jones, E.	Noland	Wilhelmi

[March 10, 2010]



Duffy	Jones, J.	Pankau	Mr. President
Forby	Koehler	Radogno	

The following voted in the negative:

Collins

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. 3174**, 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 49; NAYS 4.

The following voted in the affirmative:

Althoff	Frerichs	Kotowski	Risinger
Bomke	Garrett	Lauzen	Sandoval
Bond	Haine	Lightford	Schoenberg
Brady	Harmon	Link	Silverstein
Clayborne	Hendon	Luechtefeld	Steans
Collins	Holmes	Maloney	Sullivan
Cronin	Hultgren	Martinez	Trotter
Crotty	Hunter	Meeks	Viverito
Dahl	Hutchinson	Muñoz	Wilhelmi
Delgado	Jacobs	Murphy	Mr. President
Demuzio	Jones, E.	Noland	
Duffy	Jones, J.	Pankau	
Forby	Koehler	Radogno	

The following voted in the negative:

Bivins	Dillard
Burzynski	Syverson

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

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

Senator Lauzen asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the negative on **Senate Bill No. 3174**.

On motion of Senator Millner, **Senate Bill No. 3176**, 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:

[March 10, 2010]

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

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. 3183**, 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	Duffy	Koehler	Radogno
Bivins	Forby	Kotowski	Righter
Bomke	Frerichs	Lauren	Risinger
Bond	Garrett	Lightford	Sandoval
Brady	Haine	Link	Schoenberg
Burzynski	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans
Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
Delgado	Jacobs	Murphy	Wilhelmi
Demuzio	Jones, E.	Noland	Mr. President
Dillard	Jones, J.	Pankau	

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. 3198**, 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:

[March 10, 2010]

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

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. 3272**, 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 48; NAYS None; Present 2.

The following voted in the affirmative:

Althoff	Frerichs	Lightford	Sandoval
Bivins	Garrett	Link	Schoenberg
Bomke	Haine	Luechtefeld	Silverstein
Bond	Harmon	Maloney	Steans
Clayborne	Hendon	Martinez	Sullivan
Collins	Holmes	McCarter	Trotter
Cronin	Hultgren	Meeks	Viverito
Crotty	Hunter	Millner	Wilhelmi
Dahl	Hutchinson	Muñoz	Mr. President
Delgado	Jacobs	Noland	
Demuzio	Jones, E.	Pankau	
Duffy	Koehler	Radogno	
Forby	Kotowski	Righter	

The following voted present:

Dillard  
Lauzen

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 Burzynski, **Senate Bill No. 3281**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[March 10, 2010]

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

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. 3286**, 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; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Collins

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).

[March 10, 2010]

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

On motion of Senator Link, **Senate Bill No. 3287**, 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 53; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Collins

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. 3288**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	

[March 10, 2010]

Demuzio	Jones, J.	Pankau
Dillard	Koehler	Radogno
Duffy	Kotowski	Righter

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. 3289**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

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 Koehler, **Senate Bill No. 3291**, 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 38; NAYS 11.

The following voted in the affirmative:

Bomke	Haine	Kotowski	Schoenberg
Bond	Harmon	Lightford	Silverstein
Clayborne	Hendon	Link	Steans
Collins	Holmes	Maloney	Sullivan
Crotty	Hunter	Martinez	Trotter
Delgado	Hutchinson	Meeks	Viverito
Demuzio	Jacobs	Muñoz	Wilhelmi
Forby	Jones, E.	Noland	Mr. President
Frerichs	Jones, J.	Radogno	

[March 10, 2010]

Garrett Koehler Sandoval

The following voted in the negative:

Althoff	Dahl	Hultgren	Pankau
Bivins	Dillard	Lauzen	Syverson
Burzynski	Duffy	Murphy	

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 Millner, **Senate Bill No. 3295**, 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	Duffy	Kotowski	Radogno
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Sandoval
Brady	Haine	Luechtefeld	Schoenberg
Burzynski	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans
Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
Delgado	Jones, E.	Murphy	Wilhelmi
Demuzio	Jones, J.	Noland	Mr. President
Dillard	Koehler	Pankau	

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 Millner, **Senate Bill No. 3304**, 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; NAY 1.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Righter
Bivins	Forby	Lauzen	Risinger
Bomke	Frerichs	Lightford	Sandoval
Bond	Garrett	Link	Schoenberg
Brady	Haine	Luechtefeld	Silverstein
Burzynski	Harmon	Maloney	Steans

[March 10, 2010]

Clayborne	Hendon	Martinez	Sullivan
Collins	Holmes	McCarter	Syverson
Cronin	Hultgren	Meeks	Trotter
Crotty	Hunter	Millner	Viverito
Dahl	Hutchinson	Murphy	Wilhelmi
Delgado	Jones, E.	Noland	Mr. President
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	

The following voted in the negative:

Muñoz

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 Muñoz asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the affirmative on **Senate Bill No. 3304**.

On motion of Senator Millner, **Senate Bill No. 3305**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

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 Garrett, **Senate Bill No. 3315**, 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.

[March 10, 2010]



The following voted in the affirmative:

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

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. 3323**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

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. 3372**, 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:

[March 10, 2010]

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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. 3385**, 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 51; NAYS 2.

The following voted in the affirmative:

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

The following voted in the negative:

Duffy  
Lauzen

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.

[March 10, 2010]

On motion of Senator Wilhelmi, **Senate Bill No. 3387**, 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; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Lauzen

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 Millner, **Senate Bill No. 3389**, 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	Duffy	Koehler	Radogno
Bivins	Forby	Kotowski	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Sandoval
Brady	Haine	Luechtefeld	Schoenberg
Burzynski	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans
Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
Delgado	Jacobs	Murphy	Wilhelmi
Demuzio	Jones, E.	Noland	Mr. President
Dillard	Jones, J.	Pankau	

[March 10, 2010]

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 Millner, **Senate Bill No. 3390**, 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	Duffy	Lauzen	Righter
Bivins	Forby	Lightford	Risinger
Bomke	Frerichs	Link	Sandoval
Bond	Haine	Luechtefeld	Schoenberg
Brady	Harmon	Maloney	Silverstein
Burzynski	Hendon	Martinez	Steans
Clayborne	Holmes	McCarter	Sullivan
Collins	Hultgren	Meeks	Syverson
Cronin	Hunter	Millner	Trotter
Crotty	Hutchinson	Muñoz	Viverito
Dahl	Jacobs	Murphy	Wilhelmi
Delgado	Jones, J.	Noland	Mr. President
Demuzio	Koehler	Pankau	
Dillard	Kotowski	Radogno	

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 Millner, **Senate Bill No. 3391**, 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	Kotowski	Radogno
Bomke	Frerichs	Lauzen	Righter
Bond	Garrett	Lightford	Risinger
Brady	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Syverson
Dahl	Hutchinson	Millner	Trotter
Delgado	Jacobs	Muñoz	Viverito
Demuzio	Jones, E.	Murphy	Wilhelmi
Dillard	Jones, J.	Noland	Mr. President
Duffy	Koehler	Pankau	

[March 10, 2010]

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 Althoff, **Senate Bill No. 3430**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

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 Bivins, **Senate Bill No. 3433**, 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	Duffy	Koehler	Pankau
Bivins	Forby	Kotowski	Radogno
Bomke	Frerichs	Lauzen	Risinger
Bond	Garrett	Lightford	Sandoval
Brady	Haine	Link	Schoenberg
Burzynski	Harmon	Luechtefeld	Silverstein
Clayborne	Hendon	Maloney	Steans
Collins	Holmes	Martinez	Sullivan
Cronin	Hultgren	McCarter	Syverson
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi

[March 10, 2010]

Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	

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. 3446**, 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	Duffy	Koehler	Pankau
Bivins	Forby	Kotowski	Radogno
Bomke	Frerichs	Lauzen	Righter
Bond	Garrett	Lightford	Risinger
Brady	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	McCarter	Sullivan
Crotty	Hunter	Meeks	Syverson
Dahl	Hutchinson	Millner	Trotter
Delgado	Jacobs	Muñoz	Viverito
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	

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. 3461**, 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 52; NAYS 3.

The following voted in the affirmative:

Althoff	Frerichs	Link	Sandoval
Bomke	Garrett	Luechtefeld	Schoenberg
Bond	Haine	Maloney	Silverstein
Brady	Harmon	Martinez	Steans
Clayborne	Holmes	McCarter	Sullivan
Collins	Hultgren	Meeks	Syverson
Cronin	Hunter	Millner	Trotter
Crotty	Hutchinson	Muñoz	Viverito
Dahl	Jacobs	Murphy	Wilhelmi
Delgado	Jones, E.	Noland	Mr. President
Demuzio	Koehler	Pankau	

[March 10, 2010]

Dillard	Kotowski	Radogno
Duffy	Lauzen	Righter
Forby	Lightford	Risinger

The following voted in the negative:

Bivins  
Burzynski  
Jones, J.

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. 3462**, 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 51; NAYS 3.

The following voted in the affirmative:

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

The following voted in the negative:

Bivins  
Lauzen  
Murphy

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. 3464**, 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:

[March 10, 2010]

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

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 Millner, **Senate Bill No. 3491**, 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	Duffy	Koehler	Radogno
Bivins	Forby	Kotowski	Righter
Bomke	Frerichs	Lauzen	Risinger
Bond	Garrett	Lightford	Sandoval
Brady	Haine	Link	Schoenberg
Burzynski	Harmon	Luechtefeld	Silverstein
Clayborne	Hendon	Maloney	Steans
Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
Delgado	Jacobs	Murphy	Wilhelmi
Demuzio	Jones, E.	Noland	Mr. President
Dillard	Jones, J.	Pankau	

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. Jones, **Senate Bill No. 3494**, 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.

[March 10, 2010]



The following voted in the affirmative:

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

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 Jacobs, **Senate Bill No. 3503**, 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; Present 1.

The following voted in the affirmative:

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

The following voted present:

Meeks

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. 3505**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[March 10, 2010]

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

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. 3508**, 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 48; NAYS 7.

The following voted in the affirmative:

Althoff	Frerichs	Link	Schoenberg
Bivins	Garrett	Luechtefeld	Silverstein
Bomke	Haine	Maloney	Steans
Bond	Harmon	Martinez	Sullivan
Clayborne	Hendon	McCarter	Syverson
Collins	Holmes	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Radogno	
Demuzio	Koehler	Righter	
Dillard	Kotowski	Risinger	
Forby	Lightford	Sandoval	

The following voted in the negative:

Burzynski	Hultgren	Lauzen	Pankau
Duffy	Jones, J.	Murphy	

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).

[March 10, 2010]

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

On motion of Senator Crotty, **Senate Bill No. 3546**, 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	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Sandoval
Bonke	Garrett	Link	Schoenberg
Bond	Haine	Luechtefeld	Silverstein
Brady	Harmon	Maloney	Steans
Burzynski	Hendon	Martinez	Sullivan
Clayborne	Holmes	McCarter	Syverson
Collins	Hultgren	Meeks	Trotter
Cronin	Hunter	Millner	Viverito
Crotty	Hutchinson	Muñoz	Wilhelmi
Dahl	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

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. 3552**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bond	Garrett	Lightford	Risinger
Brady	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Steans
Collins	Holmes	Martinez	Sullivan
Cronin	Hultgren	McCarter	Syverson
Crotty	Hunter	Meeks	Trotter
Dahl	Hutchinson	Millner	Viverito
Delgado	Jacobs	Muñoz	Wilhelmi
Demuzio	Jones, E.	Murphy	Mr. President
Dillard	Jones, J.	Noland	
Duffy	Koehler	Pankau	

[March 10, 2010]

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. 3574**, 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 negative by the following vote:

YEAS 15; NAYS 32; Present 2.

The following voted in the affirmative:

Brady	Jacobs	Martinez	Syverson
Clayborne	Koehler	Muñoz	Wilhelmi
Hendon	Link	Risinger	Mr. President
Holmes	Maloney	Sandoval	

The following voted in the negative:

Althoff	Dillard	Luechtefeld	Silverstein
Bivins	Duffy	McCarter	Steans
Bomke	Frerichs	Meeks	Sullivan
Burzynski	Garrett	Millner	Trotter
Collins	Haine	Murphy	Viverito
Cronin	Hunter	Pankau	
Crotty	Jones, J.	Radogno	
Dahl	Kotowski	Righter	
Delgado	Lauzen	Schoenberg	

The following voted present:

Jones, E.  
Noland

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

Senator Hultgren asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the negative on **Senate Bill No. 3574**.

On motion of Senator Frerichs, **Senate Bill No. 3728**, 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	Kotowski	Radogno
Bivins	Frerichs	Lauzen	Righter
Bomke	Garrett	Lightford	Risinger
Bond	Haine	Link	Sandoval
Brady	Harmon	Luechtefeld	Schoenberg
Burzynski	Hendon	Maloney	Silverstein
Clayborne	Holmes	Martinez	Steans

[March 10, 2010]

Collins	Hultgren	McCarter	Sullivan
Cronin	Hunter	Meeks	Syverson
Crotty	Hutchinson	Millner	Trotter
Dahl	Jacobs	Muñoz	Viverito
Delgado	Jones, E.	Murphy	Wilhelmi
Dillard	Jones, J.	Noland	Mr. President
Duffy	Koehler	Pankau	

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 Assignments:

Senate Floor Amendment No. 1 to Senate Bill 615  
 Senate Floor Amendment No. 3 to Senate Bill 3347  
 Senate Floor Amendment No. 1 to Senate Bill 3383  
 Senate Floor Amendment No. 2 to Senate Bill 3402

### COMMUNICATION

#### GENERAL ASSEMBLY STATE OF ILLINOIS

March 10, 2010

Jillayne Rock  
 Secretary of the Senate  
 403 State House  
 Springfield, Illinois 62706

Re: SB 3338 (McCarter) – Assignment to the  
 Executive Subcommittee on State and Local Government

Dear Madam Secretary:

During an Executive Committee hearing held on Thursday, March 4, 2010, I, in my authority as Chairman of the Senate Executive Committee, referred SB 3338 to the Executive Subcommittee on State and Local Government; however, due to a scrivener's error, the clerk's report listed that SB 3338 was postponed.

I would ask that the Senate Journal Room correct the record by transferring SB 3338 to the Subcommittee on State and Local Government where it is posted for a hearing on March 10, 2010, which was my intention and what was stated during the Committee's public hearing held on March 4, 2010 by me.

Please find attached the Committee Bill Action Summary I read during the March 4, 2010 Executive Committee. Thank you for your immediate attention to this matter.

Very truly yours,  
 s/Ira I. Silverstein  
 Senator Ira I. Silverstein, Chairman  
 Senate Executive Committee

[March 10, 2010]

At the hour of 5:32 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, March 11, 2010, at 9:00 o'clock a.m.

[March 10, 2010]