



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-SIXTH GENERAL ASSEMBLY**

**130TH LEGISLATIVE DAY**

**WEDNESDAY, NOVEMBER 17, 2010**

**9:23 O'CLOCK A.M.**

**SENATE**  
**Daily Journal Index**  
**130th Legislative Day**

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The Senate met pursuant to adjournment.  
Senator Jeffrey M. Schoenberg, Evanston, Illinois, presiding.  
Prayer by Reverend Joseph Eby, Chatham Presbyterian Church, Chatham, Illinois.  
Senator Maloney led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, November 16, 2010, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

**LEGISLATIVE MEASURE FILED**

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

Senate Amendment No. 2 to House Bill 3962

**MESSAGE FROM THE PRESIDENT**

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

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

November 17, 2010

Ms. Jillayne Rock  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 2-10, I am scheduling a Perfunctory Session to convene on Monday, November 29, 2010.

Sincerely,  
s/John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

**PRESENTATION OF RESOLUTION**

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

**SENATE RESOLUTION NO. 1048**

WHEREAS, Many people throughout the State put themselves and others at risk by trespassing along the right-of-way of railroads or ignoring railroad crossing warning devices at public crossings; and

WHEREAS, Parents and children alike may be unfamiliar with proper behavior near railroad tracks;

[November 17, 2010]

therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we encourage K through 12 schools in this State to include the following language in their student handbooks:

"As a parent, you teach your children to strive for excellence, pursue their interests, and to be safe and responsible citizens. Operation Lifesaver is an international, nonprofit education and awareness program dedicated to ending tragic collisions, fatalities, and injuries at highway-rail grade crossings and on railroad rights of way. Operation Lifesaver strives to increase public awareness about the dangers around the rails. The program seeks to educate both pedestrians and drivers, young and old, to make safe decisions at crossings and around railroad tracks.

Your children will take critical information they learn from you into their future. Operation Lifesaver wants to help you make sure their future is a safe one.

Here are some tips about walking across railroad tracks and trespassing:

- (1) Cross tracks ONLY at designated pedestrian or roadway crossings. Observe and obey all warning signs and signals.
- (2) Never walk down a train track; it's illegal and it's dangerous. By the time a locomotive engineer can see a trespasser or a vehicle on the tracks, it is too late. The train cannot stop quickly enough to avoid a collision.
- (3) The only safe place to cross is at a designated public crossing with a cross buck, flashing red lights, or a gate. If you cross at any other place, you are trespassing and can be ticketed or fined.
- (4) Do not cross the tracks immediately after a train passes. A second train might be blocked by the first. Trains can come from either direction. Wait until you can see clearly around the first train in both directions.
- (5) Flashing red lights signal that a train is approaching from either direction. You can be fined for failure to obey these signals. Never walk around or behind lowered gates at a crossing. Stay Alive! DO NOT cross the tracks until the lights have stopped flashing and it is safe to do so.
- (6) Remember, rails and recreation do not mix!"; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the State Superintendent of Education.

#### INTRODUCTION OF BILL

**SENATE BILL NO. 3973.** Introduced by Senator Silverstein, a bill for AN ACT concerning liquor.

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

At the hour of 9:25 o'clock a.m., the Chair announced that the Senate stand at ease.

#### AT EASE

At the hour of 9:44 o'clock a.m., the Senate resumed consideration of business. Senator Schoenberg, presiding.

#### REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its November 17, 2010 meeting, to which was referred **House Bill No. 3962** on June 27, 2010, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **House Bill No. 3962** was returned to the order of third reading.

[November 17, 2010]

Senator Clayborne, Chairperson of the Committee on Assignments, during its November 17, 2010 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Criminal Law: **Senate Floor Amendment No. 2 to House Bill 3962.**

Transportation: **Senate Floor Amendment No. 2 to Senate Bill 3965.**

#### **COMMITTEE MEETING ANNOUNCEMENTS**

The Chair announced the following committee to meet at 1:00 o'clock p.m.:

Criminal Law in Room 212

The Chair announced the following committee to meet at 1:15 o'clock p.m.:

Transportation in Room 400

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

At the hour of 9:51 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 2:55 o'clock p.m., the Senate resumed consideration of business.  
Senator Harmon, presiding.

#### **LEGISLATIVE MEASURES FILED**

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

Senate Floor Amendment No. 2 to Senate Bill 3952

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

Senate Floor Amendment No. 2 to House Bill 4934

Senate Floor Amendment No. 3 to House Bill 4934

#### **REPORTS FROM STANDING COMMITTEES**

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

Senate Amendment No. 2 to House Bill 3962

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

[November 17, 2010]

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

Senate Amendment No. 2 to Senate Bill 3965

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

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Koehler, **Senate Bill No. 362**, 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.

The following voted in the affirmative:

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

This bill, having received the vote of three-fifths 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. 3779**, 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	Link	Sandoval
Bivins	Garrett	Maloney	Schoenberg
Bomke	Haine	McCarter	Silverstein
Bond	Harmon	Millner	Steans
Brady	Holmes	Mulroe	Sullivan
Burzynski	Hunter	Muñoz	Syverson
Clayborne	Hutchinson	Murphy	Trotter
Collins	Jacobs	Noland	Viverito
Cronin	Jones, E.	Pankau	Wilhelmi
Crotty	Jones, J.	Radogno	Mr. President
Delgado	Koehler	Raoul	

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Demuzio	Kotowski	Righter
Duffy	Lauzen	Risinger
Forby	Lightford	Rutherford

This bill, having received the vote of three-fifths 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. 3969**, 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:

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

This bill, having received the vote of three-fifths 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.

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

On motion of Senator Cullerton, **House Bill No. 3677**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, 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:

Allthoff	Frerichs	Link	Rutherford
Bivins	Garrett	Luechtefeld	Sandoval
Bomke	Haine	Maloney	Schoenberg
Bond	Harmon	McCarter	Silverstein
Brady	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Trotter
Cronin	Jacobs	Murphy	Viverito

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

This bill, having received the vote of three-fifths 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 title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

On motion of Senator Viverito, **House Bill No. 5178**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, 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	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	McCarter	Silverstein
Burzynski	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Trotter
Cronin	Jacobs	Murphy	Viverito
Crotty	Jones, E.	Noland	Wilhelmi
Delgado	Jones, J.	Pankau	Mr. President
Demuzio	Koehler	Radogno	
Dillard	Kotowski	Raoul	
Duffy	Lauzen	Righter	

This bill, having received the vote of three-fifths 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 title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

### SENATE BILL RECALLED

On motion of Senator Garrett, **Senate Bill No. 3965** was recalled from the order of third reading to the order of second reading.

Senator Sandoval offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 3965

AMENDMENT NO. 2. Amend Senate Bill 3965 by replacing everything after the enacting clause with the following:

"Section 5. The State Officials and Employees Ethics Act is amended by changing Sections 1-5, 20-5, 20-10, 20-20, 20-21, 20-23, 20-50, 20-55, 20-70, and 70-5 as follows:

(5 ILCS 430/1-5)

Sec. 1-5. Definitions. As used in this Act:

"Appointee" means a person appointed to a position in or with a State agency, regardless of whether the position is compensated.

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"Campaign for elective office" means any activity in furtherance of an effort to influence the selection, nomination, election, or appointment of any individual to any federal, State, or local public office or office in a political organization, or the selection, nomination, or election of Presidential or Vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action (as those terms are defined in Section 2 of the Lobbyist Registration Act), (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person's official State duties.

"Candidate" means a person who has filed nominating papers or petitions for nomination or election to an elected State office, or who has been appointed to fill a vacancy in nomination, and who remains eligible for placement on the ballot at either a general primary election or general election.

"Collective bargaining" has the same meaning as that term is defined in Section 3 of the Illinois Public Labor Relations Act.

"Commission" means an ethics commission created by this Act.

"Compensated time" means any time worked by or credited to a State employee that counts toward any minimum work time requirement imposed as a condition of employment with a State agency, but does not include any designated State holidays or any period when the employee is on a leave of absence.

"Compensatory time off" means authorized time off earned by or awarded to a State employee to compensate in whole or in part for time worked in excess of the minimum work time required of that employee as a condition of employment with a State agency.

"Contribution" has the same meaning as that term is defined in Section 9-1.4 of the Election Code.

"Employee" means (i) any person employed full-time, part-time, or pursuant to a contract and whose employment duties are subject to the direction and control of an employer with regard to the material details of how the work is to be performed or (ii) any appointed or elected commissioner, trustee, director, or board member of a board of a State agency, including any retirement system or investment board subject to the Illinois Pension Code or (iii) any other appointee.

"Employment benefits" include but are not limited to the following: modified compensation or benefit terms; compensated time off; or change of title, job duties, or location of office or employment. An employment benefit may also include favorable treatment in determining whether to bring any disciplinary or similar action or favorable treatment during the course of any disciplinary or similar action or other performance review.

"Executive branch constitutional officer" means the Governor, Lieutenant Governor, Attorney General, Secretary of State, Comptroller, and Treasurer.

"Gift" means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of an employee, member, or officer.

"Governmental entity" means a unit of local government (including a community college district) or a school district but not a State agency.

"Leave of absence" means any period during which a State employee does not receive (i) compensation for State employment, (ii) service credit towards State pension benefits, and (iii) health insurance benefits paid for by the State.

"Legislative branch constitutional officer" means a member of the General Assembly and the Auditor General.

"Legislative leader" means the President and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives.

"Member" means a member of the General Assembly.

"Officer" means an executive branch constitutional officer or a legislative branch constitutional officer.

"Political" means any activity in support of or in connection with any campaign for elective office or any political organization, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action (as those terms are defined in Section 2 of the Lobbyist Registration Act), (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person's official State duties or governmental and public service functions.

"Political organization" means a party, committee, association, fund, or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk under Section 9-3 of the Election Code, but only with regard to those activities that require filing with the State Board of Elections or a county clerk.

"Prohibited political activity" means:

- (1) Preparing for, organizing, or participating in any political meeting, political rally, political demonstration, or other political event.
  - (2) Soliciting contributions, including but not limited to the purchase of, selling, distributing, or receiving payment for tickets for any political fundraiser, political meeting, or other political event.
  - (3) Soliciting, planning the solicitation of, or preparing any document or report regarding any thing of value intended as a campaign contribution.
  - (4) Planning, conducting, or participating in a public opinion poll in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
  - (5) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
  - (6) Assisting at the polls on election day on behalf of any political organization or candidate for elective office or for or against any referendum question.
  - (7) Soliciting votes on behalf of a candidate for elective office or a political organization or for or against any referendum question or helping in an effort to get voters to the polls.
  - (8) Initiating for circulation, preparing, circulating, reviewing, or filing any petition on behalf of a candidate for elective office or for or against any referendum question.
  - (9) Making contributions on behalf of any candidate for elective office in that capacity or in connection with a campaign for elective office.
  - (10) Preparing or reviewing responses to candidate questionnaires in connection with a campaign for elective office or on behalf of a political organization for political purposes.
  - (11) Distributing, preparing for distribution, or mailing campaign literature, campaign signs, or other campaign material on behalf of any candidate for elective office or for or against any referendum question.
  - (12) Campaigning for any elective office or for or against any referendum question.
  - (13) Managing or working on a campaign for elective office or for or against any referendum question.
  - (14) Serving as a delegate, alternate, or proxy to a political party convention.
  - (15) Participating in any recount or challenge to the outcome of any election, except to the extent that under subsection (d) of Section 6 of Article IV of the Illinois Constitution each house of the General Assembly shall judge the elections, returns, and qualifications of its members.
- "Prohibited source" means any person or entity who:
- (1) is seeking official action (i) by the member or officer or (ii) in the case of an employee, by the employee or by the member, officer, State agency, or other employee directing the employee;
  - (2) does business or seeks to do business (i) with the member or officer or (ii) in the case of an employee, with the employee or with the member, officer, State agency, or other employee directing the employee;
  - (3) conducts activities regulated (i) by the member or officer or (ii) in the case of an employee, by the employee or by the member, officer, State agency, or other employee directing the employee;
  - (4) has interests that may be substantially affected by the performance or non-performance of the official duties of the member, officer, or employee;
  - (5) is registered or required to be registered with the Secretary of State under the Lobbyist Registration Act, except that an entity not otherwise a prohibited source does not become a prohibited source merely because a registered lobbyist is one of its members or serves on its board of directors; or
  - (6) is an agent of, a spouse of, or an immediate family member who is living with a "prohibited source".

"Service Boards" means the Board of the Commuter Rail Division of the Regional Transportation Authority, the Board of the Suburban Bus Division of the Regional Transportation Authority, and the Board of the Chicago Transit Authority established under the Metropolitan Transit Authority Act.

"State agency" includes all officers, boards, commissions and agencies created by the Constitution, whether in the executive or legislative branch; all officers, departments, boards, commissions, agencies, institutions, authorities, public institutions of higher learning as defined in Section 2 of the Higher Education Cooperation Act (except community colleges), and bodies politic and corporate of the State; and administrative units or corporate outgrowths of the State government which are created by or

pursuant to statute, other than units of local government (including community college districts) and their officers, school districts, and boards of election commissioners; and all administrative units and corporate outgrowths of the above and as may be created by executive order of the Governor. "State agency" includes the General Assembly, the Senate, the House of Representatives, the President and Minority Leader of the Senate, the Speaker and Minority Leader of the House of Representatives, the Senate Operations Commission, and the legislative support services agencies. "State agency" includes the Office of the Auditor General. "State agency" includes all board members, officers, and employees of the Regional Transportation Authority and each of the Service Boards. "State agency" does not include the judicial branch.

"State employee" means any employee of a State agency.

"Ultimate jurisdictional authority" means the following:

(1) For members, legislative partisan staff, and legislative secretaries, the appropriate legislative leader: President of the Senate, Minority Leader of the Senate, Speaker of the House of Representatives, or Minority Leader of the House of Representatives.

(2) For State employees who are professional staff or employees of the Senate and not covered under item (1), the Senate Operations Commission.

(3) For State employees who are professional staff or employees of the House of Representatives and not covered under item (1), the Speaker of the House of Representatives.

(4) For State employees who are employees of the legislative support services agencies, the Joint Committee on Legislative Support Services.

(5) For State employees of the Auditor General, the Auditor General.

(6) For State employees of public institutions of higher learning as defined in Section 2 of the Higher Education Cooperation Act (except community colleges), the board of trustees of the appropriate public institution of higher learning.

(7) For State employees of an executive branch constitutional officer other than those described in paragraph (6), the appropriate executive branch constitutional officer.

(8) For State employees not under the jurisdiction of paragraph (1), (2), (3), (4), (5), (6), or (7), the Governor.

(Source: P.A. 95-880, eff. 8-19-08; 96-6, eff. 4-3-09; 96-555, eff. 8-18-09.)

(5 ILCS 430/20-5)

Sec. 20-5. Executive Ethics Commission.

(a) The Executive Ethics Commission is created.

(b) The Executive Ethics Commission shall consist of 9 commissioners. The Governor shall appoint 5 commissioners, and the Attorney General, Secretary of State, Comptroller, and Treasurer shall each appoint one commissioner. Appointments shall be made by and with the advice and consent of the Senate by three-fifths of the elected members concurring by record vote. Any nomination not acted upon by the Senate within 60 session days of the receipt thereof shall be deemed to have received the advice and consent of the Senate. If, during a recess of the Senate, there is a vacancy in an office of commissioner, the appointing authority shall make a temporary appointment until the next meeting of the Senate when the appointing authority shall make a nomination to fill that office. No person rejected for an office of commissioner shall, except by the Senate's request, be nominated again for that office at the same session of the Senate or be appointed to that office during a recess of that Senate. No more than 5 commissioners may be of the same political party.

The terms of the initial commissioners shall commence upon qualification. Four initial appointees of the Governor, as designated by the Governor, shall serve terms running through June 30, 2007. One initial appointee of the Governor, as designated by the Governor, and the initial appointees of the Attorney General, Secretary of State, Comptroller, and Treasurer shall serve terms running through June 30, 2008. The initial appointments shall be made within 60 days after the effective date of this Act.

After the initial terms, commissioners shall serve for 4-year terms commencing on July 1 of the year of appointment and running through June 30 of the fourth following year. Commissioners may be reappointed to one or more subsequent terms.

Vacancies occurring other than at the end of a term shall be filled by the appointing authority only for the balance of the term of the commissioner whose office is vacant.

Terms shall run regardless of whether the position is filled.

(c) The appointing authorities shall appoint commissioners who have experience holding governmental office or employment and shall appoint commissioners from the general public. A person is not eligible to serve as a commissioner if that person (i) has been convicted of a felony or a crime of dishonesty or moral turpitude, (ii) is, or was within the preceding 12 months, engaged in activities that require registration under the Lobbyist Registration Act, (iii) is related to the appointing authority, or (iv)

is a State officer or employee.

(d) The Executive Ethics Commission shall have jurisdiction over all officers and employees of State agencies other than the General Assembly, the Senate, the House of Representatives, the President and Minority Leader of the Senate, the Speaker and Minority Leader of the House of Representatives, the Senate Operations Commission, the legislative support services agencies, and the Office of the Auditor General. The jurisdiction of the Commission is limited to matters arising under this Act.

A member or legislative branch State employee serving on an executive branch board or commission remains subject to the jurisdiction of the Legislative Ethics Commission and is not subject to the jurisdiction of the Executive Ethics Commission.

(d-5) The Executive Ethics Commission shall have jurisdiction over all chief procurement officers and procurement compliance monitors and their respective staffs. The Executive Ethics Commission shall have jurisdiction over any matters arising under the Illinois Procurement Code if the Commission is given explicit authority in that Code.

(d-10) The Executive Ethics Commission shall have jurisdiction over all board members, officers, and employees of the Regional Transportation Authority and each of the Service Boards.

(e) The Executive Ethics Commission must meet, either in person or by other technological means, at least monthly and as often as necessary. At the first meeting of the Executive Ethics Commission, the commissioners shall choose from their number a chairperson and other officers that they deem appropriate. The terms of officers shall be for 2 years commencing July 1 and running through June 30 of the second following year. Meetings shall be held at the call of the chairperson or any 3 commissioners. Official action by the Commission shall require the affirmative vote of 5 commissioners, and a quorum shall consist of 5 commissioners. Commissioners shall receive compensation in an amount equal to the compensation of members of the State Board of Elections and may be reimbursed for their reasonable expenses actually incurred in the performance of their duties.

(f) No commissioner or employee of the Executive Ethics Commission may during his or her term of appointment or employment:

(1) become a candidate for any elective office;

(2) hold any other elected or appointed public office except for appointments on governmental advisory boards or study commissions or as otherwise expressly authorized by law;

(3) be actively involved in the affairs of any political party or political organization; or

(4) advocate for the appointment of another person to an appointed or elected office or position or actively participate in any campaign for any elective office.

(g) An appointing authority may remove a commissioner only for cause.

(h) The Executive Ethics Commission shall appoint an Executive Director. The compensation of the Executive Director shall be as determined by the Commission. The Executive Director of the Executive Ethics Commission may employ and determine the compensation of staff, as appropriations permit.

(i) The Executive Ethics Commission shall appoint, by a majority of the members appointed to the Commission, chief procurement officers and procurement compliance monitors in accordance with the provisions of the Illinois Procurement Code. The compensation of a chief procurement officer and procurement compliance monitor shall be determined by the Commission.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-10)

Sec. 20-10. Offices of Executive Inspectors General.

(a) Five independent Offices of the Executive Inspector General are created, one each for the Governor, the Attorney General, the Secretary of State, the Comptroller, and the Treasurer. Each Office shall be under the direction and supervision of an Executive Inspector General and shall be a fully independent office with separate appropriations.

(b) The Governor, Attorney General, Secretary of State, Comptroller, and Treasurer shall each appoint an Executive Inspector General, without regard to political affiliation and solely on the basis of integrity and demonstrated ability. Appointments shall be made by and with the advice and consent of the Senate by three-fifths of the elected members concurring by record vote. Any nomination not acted upon by the Senate within 60 session days of the receipt thereof shall be deemed to have received the advice and consent of the Senate. If, during a recess of the Senate, there is a vacancy in an office of Executive Inspector General, the appointing authority shall make a temporary appointment until the next meeting of the Senate when the appointing authority shall make a nomination to fill that office. No person rejected for an office of Executive Inspector General shall, except by the Senate's request, be nominated again for that office at the same session of the Senate or be appointed to that office during a recess of that Senate.

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Nothing in this Article precludes the appointment by the Governor, Attorney General, Secretary of State, Comptroller, or Treasurer of any other inspector general required or permitted by law. The Governor, Attorney General, Secretary of State, Comptroller, and Treasurer each may appoint an existing inspector general as the Executive Inspector General required by this Article, provided that such an inspector general is not prohibited by law, rule, jurisdiction, qualification, or interest from serving as the Executive Inspector General required by this Article. An appointing authority may not appoint a relative as an Executive Inspector General.

Each Executive Inspector General shall have the following qualifications:

- (1) has not been convicted of any felony under the laws of this State, another State, or the United States;
- (2) has earned a baccalaureate degree from an institution of higher education; and
- (3) has 5 or more years of cumulative service (A) with a federal, State, or local law enforcement agency, at least 2 years of which have been in a progressive investigatory capacity; (B) as a federal, State, or local prosecutor; (C) as a senior manager or executive of a federal, State, or local agency; (D) as a member, an officer, or a State or federal judge; or (E) representing any combination of (A) through (D).

The term of each initial Executive Inspector General shall commence upon qualification and shall run through June 30, 2008. The initial appointments shall be made within 60 days after the effective date of this Act.

After the initial term, each Executive Inspector General shall serve for 5-year terms commencing on July 1 of the year of appointment and running through June 30 of the fifth following year. An Executive Inspector General may be reappointed to one or more subsequent terms.

A vacancy occurring other than at the end of a term shall be filled by the appointing authority only for the balance of the term of the Executive Inspector General whose office is vacant.

Terms shall run regardless of whether the position is filled.

(c) The Executive Inspector General appointed by the Attorney General shall have jurisdiction over the Attorney General and all officers and employees of, and vendors and others doing business with, State agencies within the jurisdiction of the Attorney General. The Executive Inspector General appointed by the Secretary of State shall have jurisdiction over the Secretary of State and all officers and employees of, and vendors and others doing business with, State agencies within the jurisdiction of the Secretary of State. The Executive Inspector General appointed by the Comptroller shall have jurisdiction over the Comptroller and all officers and employees of, and vendors and others doing business with, State agencies within the jurisdiction of the Comptroller. The Executive Inspector General appointed by the Treasurer shall have jurisdiction over the Treasurer and all officers and employees of, and vendors and others doing business with, State agencies within the jurisdiction of the Treasurer. The Executive Inspector General appointed by the Governor shall have jurisdiction over the Governor, the Lieutenant Governor, and all officers and employees of, and vendors and others doing business with, executive branch State agencies under the jurisdiction of the Executive Ethics Commission and not within the jurisdiction of the Attorney General, the Secretary of State, the Comptroller, or the Treasurer. The Executive Inspector General for the Office of the Governor shall also have jurisdiction over the board members, officers, and employees of the Regional Transportation Authority and each of the Service Boards.

The jurisdiction of each Executive Inspector General is to investigate allegations of fraud, waste, abuse, mismanagement, misconduct, nonfeasance, misfeasance, malfeasance, or violations of this Act or violations of other related laws and rules.

(d) The compensation for each Executive Inspector General shall be determined by the Executive Ethics Commission and shall be made from appropriations made to the Comptroller for this purpose. Subject to Section 20-45 of this Act, each Executive Inspector General has full authority to organize his or her Office of the Executive Inspector General, including the employment and determination of the compensation of staff, such as deputies, assistants, and other employees, as appropriations permit. A separate appropriation shall be made for each Office of Executive Inspector General.

(e) No Executive Inspector General or employee of the Office of the Executive Inspector General may, during his or her term of appointment or employment:

- (1) become a candidate for any elective office;
- (2) hold any other elected or appointed public office except for appointments on governmental advisory boards or study commissions or as otherwise expressly authorized by law;
- (3) be actively involved in the affairs of any political party or political organization; or
- (4) advocate for the appointment of another person to an appointed or elected office or

position or actively participate in any campaign for any elective office.

In this subsection an appointed public office means a position authorized by law that is filled by an appointing authority as provided by law and does not include employment by hiring in the ordinary course of business.

(e-1) No Executive Inspector General or employee of the Office of the Executive Inspector General may, for one year after the termination of his or her appointment or employment:

- (1) become a candidate for any elective office;
- (2) hold any elected public office; or
- (3) hold any appointed State, county, or local judicial office.

(e-2) The requirements of item (3) of subsection (e-1) may be waived by the Executive Ethics Commission.

(f) An Executive Inspector General may be removed only for cause and may be removed only by the appointing constitutional officer. At the time of the removal, the appointing constitutional officer must report to the Executive Ethics Commission the justification for the removal.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-20)

Sec. 20-20. Duties of the Executive Inspectors General. In addition to duties otherwise assigned by law, each Executive Inspector General shall have the following duties:

(1) To receive and investigate allegations of violations of this Act. An investigation may not be initiated more than one year after the most recent act of the alleged violation or of a series of alleged violations except where there is reasonable cause to believe that fraudulent concealment has occurred. To constitute fraudulent concealment sufficient to toll this limitations period, there must be an affirmative act or representation calculated to prevent discovery of the fact that a violation has occurred. The Executive Inspector General shall have the discretion to determine the appropriate means of investigation as permitted by law.

(1.5) To receive and investigate allegations of fraud, waste, abuse, mismanagement, misconduct, nonfeasance, misfeasance, malfeasance, or violations of the Regional Transportation Authority Act or violations of other related laws or rules.

(2) To request information relating to an investigation from any person when the Executive Inspector General deems that information necessary in conducting an investigation.

(3) To issue subpoenas to compel the attendance of witnesses for the purposes of testimony and production of documents and other items for inspection and copying and to make service of those subpoenas and subpoenas issued under item (7) of Section 20-15.

(4) To submit reports as required by this Act.

(5) To file pleadings in the name of the Executive Inspector General with the Executive Ethics Commission, through the Attorney General, as provided in this Article if the Attorney General finds that reasonable cause exists to believe that a violation has occurred.

(6) To assist and coordinate the ethics officers for State agencies under the jurisdiction of the Executive Inspector General and to work with those ethics officers.

(7) To participate in or conduct, when appropriate, multi-jurisdictional investigations.

(8) To request, as the Executive Inspector General deems appropriate, from ethics officers of State agencies under his or her jurisdiction, reports or information on (i) the content of a State agency's ethics training program and (ii) the percentage of new officers and employees who have completed ethics training.

(9) To review hiring and employment files of each State agency within the Executive Inspector General's jurisdiction to ensure compliance with *Rutan v. Republican Party of Illinois*, 497 U.S. 62 (1990), and with all applicable employment laws.

(10) To establish a policy that ensures the appropriate handling and correct recording of all investigations conducted by the Office, and to ensure that the policy is accessible via the Internet in order that those seeking to report those allegations are familiar with the process and that the subjects of those allegations are treated fairly.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-21)

Sec. 20-21. Special Executive Inspectors General.

(a) The Executive Ethics Commission, on its own initiative and by majority vote, may appoint special Executive Inspectors General (i) to investigate alleged violations of this Act or the Regional Transportation Authority Act and other related laws and rules if an investigation by the Inspector General was not concluded within 6 months after its initiation, where the Commission finds that the Inspector General's reasons under Section 20-65 for failing to complete the investigation are insufficient,

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(ii) to accept referrals from the Commission of allegations made pursuant to this Act concerning an Executive Inspector General or employee of an Office of an Executive Inspector General and to investigate those allegations, (iii) to investigate matters within the jurisdiction of an Executive Inspector General if an Executive Inspector General (including his or her employees) could be reasonably deemed to be a wrongdoer or suspect, or if in the determination of the Commission, an investigation presents real or apparent conflicts of interest for the Office of the Executive Inspector General, and (iv) to investigate alleged violations of this Act pursuant to Section 20-50 and Section 20-51.

(b) A special Executive Inspector General must have the same qualifications as an Executive Inspector General appointed under Section 20-10.

(c) The Commission's appointment of a special Executive Inspector General must be in writing and must specify the duration and purpose of the appointment.

(d) A special Executive Inspector General shall have the same powers and duties with respect to the purpose of his or her appointment as an Executive Inspector General appointed under Section 20-10.

(e) A special Executive Inspector General shall report the findings of his or her investigation to the Commission.

(f) The Commission may report the findings of a special Executive Inspector General and its recommendations, if any, to the appointing authority of the appropriate Executive Inspector General.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-23)

Sec. 20-23. Ethics Officers. Each officer and the head of each State agency, including the Regional Transportation Authority and each of the Service Boards, under the jurisdiction of the Executive Ethics Commission shall designate an Ethics Officer for the office or State agency. Ethics Officers shall:

(1) act as liaisons between the State agency, including the Regional Transportation Authority and each of the Service Boards, and the appropriate Executive Inspector

General and between the State agency, including the Regional Transportation Authority and each of the Service Boards, and the Executive Ethics Commission;

(2) review statements of economic interest and disclosure forms of officers, senior employees, and contract monitors before they are filed with the Secretary of State; and

(3) provide guidance to officers and employees in the interpretation and implementation of this Act or the Regional Transportation Authority Act and related laws and rules, which the officer or employee may in good faith rely upon. Such guidance shall be based, wherever possible, upon legal precedent in court decisions, opinions of the Attorney General, and the findings and opinions of the Executive Ethics Commission.

(Source: P.A. 93-617, eff. 12-9-03.)

(5 ILCS 430/20-50)

Sec. 20-50. Investigation reports.

(a) If an Executive Inspector General, upon the conclusion of an investigation, determines that reasonable cause exists to believe that a violation has occurred, then the Executive Inspector General shall issue a summary report of the investigation. The report shall be delivered to the appropriate ultimate jurisdictional authority and to the head of each State agency, including the Regional Transportation Authority and the Service Boards, affected by or involved in the investigation, if appropriate. The appropriate ultimate jurisdictional authority or agency head shall respond to the summary report within 20 days, in writing, to the Executive Inspector General. The response shall include a description of any corrective or disciplinary action to be imposed.

(b) The summary report of the investigation shall include the following:

(1) A description of any allegations or other information received by the Executive Inspector General pertinent to the investigation.

(2) A description of any alleged misconduct discovered in the course of the investigation.

(3) Recommendations for any corrective or disciplinary action to be taken in response to any alleged misconduct described in the report, including but not limited to discharge.

(4) Other information the Executive Inspector General deems relevant to the investigation or resulting recommendations.

(c) Within 30 days after receiving a response from the appropriate ultimate jurisdictional authority or agency head under subsection (a), the Executive Inspector General shall notify the Commission and the Attorney General if the Executive Inspector General believes that a complaint should be filed with the Commission. If the Executive Inspector General desires to file a complaint with the Commission, the Executive Inspector General shall submit the summary report and supporting documents to the Attorney General. If the Attorney General concludes that there is insufficient evidence that a violation has

occurred, the Attorney General shall notify the Executive Inspector General and the Executive Inspector General shall deliver to the Executive Ethics Commission a copy of the summary report and response from the ultimate jurisdictional authority or agency head. If the Attorney General determines that reasonable cause exists to believe that a violation has occurred, then the Executive Inspector General, represented by the Attorney General, may file with the Executive Ethics Commission a complaint. The complaint shall set forth the alleged violation and the grounds that exist to support the complaint. The complaint must be filed with the Commission within 18 months after the most recent act of the alleged violation or of a series of alleged violations except where there is reasonable cause to believe that fraudulent concealment has occurred. To constitute fraudulent concealment sufficient to toll this limitations period, there must be an affirmative act or representation calculated to prevent discovery of the fact that a violation has occurred. If a complaint is not filed with the Commission within 6 months after notice by the Inspector General to the Commission and the Attorney General, then the Commission may set a meeting of the Commission at which the Attorney General shall appear and provide a status report to the Commission.

(c-5) Within 30 days after receiving a response from the appropriate ultimate jurisdictional authority or agency head under subsection (a), if the Executive Inspector General does not believe that a complaint should be filed, the Executive Inspector General shall deliver to the Executive Ethics Commission a statement setting forth the basis for the decision not to file a complaint and a copy of the summary report and response from the ultimate jurisdictional authority or agency head. An Inspector General may also submit a redacted version of the summary report and response from the ultimate jurisdictional authority if the Inspector General believes either contains information that, in the opinion of the Inspector General, should be redacted prior to releasing the report, may interfere with an ongoing investigation, or identifies an informant or complainant.

(c-10) If, after reviewing the documents, the Commission believes that further investigation is warranted, the Commission may request that the Executive Inspector General provide additional information or conduct further investigation. The Commission may also appoint a Special Executive Inspector General to investigate or refer the summary report and response from the ultimate jurisdictional authority to the Attorney General for further investigation or review. If the Commission requests the Attorney General to investigate or review, the Commission must notify the Attorney General and the Inspector General. The Attorney General may not begin an investigation or review until receipt of notice from the Commission. If, after review, the Attorney General determines that reasonable cause exists to believe that a violation has occurred, then the Attorney General may file a complaint with the Executive Ethics Commission. If the Attorney General concludes that there is insufficient evidence that a violation has occurred, the Attorney General shall notify the Executive Ethics Commission and the appropriate Executive Inspector General.

(d) A copy of the complaint filed with the Executive Ethics Commission must be served on all respondents named in the complaint and on each respondent's ultimate jurisdictional authority in the same manner as process is served under the Code of Civil Procedure.

(e) A respondent may file objections to the complaint within 30 days after notice of the petition has been served on the respondent.

(f) The Commission shall meet, either in person or by telephone, at least 30 days after the complaint is served on all respondents in a closed session to review the sufficiency of the complaint. The Commission shall issue notice by certified mail, return receipt requested, to the Executive Inspector General, Attorney General, and all respondents of the Commission's ruling on the sufficiency of the complaint. If the complaint is deemed to sufficiently allege a violation of this Act or the Regional Transportation Authority Act and other related laws and rules, then the Commission shall include a hearing date scheduled within 4 weeks after the date of the notice, unless all of the parties consent to a later date. If the complaint is deemed not to sufficiently allege a violation, then the Commission shall send by certified mail, return receipt requested, a notice to the Executive Inspector General, Attorney General, and all respondents of the decision to dismiss the complaint.

(g) On the scheduled date the Commission shall conduct a closed meeting, either in person or, if the parties consent, by telephone, on the complaint and allow all parties the opportunity to present testimony and evidence. All such proceedings shall be transcribed.

(h) Within an appropriate time limit set by rules of the Executive Ethics Commission, the Commission shall (i) dismiss the complaint, (ii) issue a recommendation of discipline to the respondent and the respondent's ultimate jurisdictional authority, (iii) impose an administrative fine upon the respondent, (iv) issue injunctive relief as described in Section 50-10, or (v) impose a combination of (ii) through (iv).

(i) The proceedings on any complaint filed with the Commission shall be conducted pursuant to rules promulgated by the Commission.

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(j) The Commission may designate hearing officers to conduct proceedings as determined by rule of the Commission.

(k) In all proceedings before the Commission, the standard of proof is by a preponderance of the evidence.

(l) Within 30 days after the issuance of a final administrative decision that concludes that a violation occurred, the Executive Ethics Commission shall make public the entire record of proceedings before the Commission, the decision, any recommendation, any discipline imposed, and the response from the agency head or ultimate jurisdictional authority to the Executive Ethics Commission.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-55)

Sec. 20-55. Decisions; recommendations.

(a) All decisions of the Executive Ethics Commission must include a description of the alleged misconduct, the decision of the Commission, including any fines levied and any recommendation of discipline, and the reasoning for that decision. All decisions of the Commission shall be delivered to the head of the appropriate State agency, including the Regional Transportation Authority and the Service Boards, the appropriate ultimate jurisdictional authority, and the appropriate Executive Inspector General. The Executive Ethics Commission shall promulgate rules for the decision and recommendation process.

(b) If the Executive Ethics Commission issues a recommendation of discipline to an agency head or ultimate jurisdictional authority, that agency head or ultimate jurisdictional authority must respond to that recommendation in 30 days with a written response to the Executive Ethics Commission. This response must include any disciplinary action the agency head or ultimate jurisdictional authority has taken with respect to the officer or employee in question. If the agency head or ultimate jurisdictional authority did not take any disciplinary action, or took a different disciplinary action than that recommended by the Executive Ethics Commission, the agency head or ultimate jurisdictional authority must describe the different action and explain the reasons for the different action in the written response. This response must be served upon the Executive Ethics Commission and the appropriate Executive Inspector General within the 30-day period and is not exempt from the provisions of the Freedom of Information Act.

(c) Disciplinary action under this Act against a person subject to the Personnel Code, the Secretary of State Merit Employment Code, the Comptroller Merit Employment Code, or the State Treasurer Employment Code is within the jurisdiction of the Executive Ethics Commission and is not within the jurisdiction of those Acts.

(d) Any hearing to contest disciplinary action for a violation of this Act against a person subject to the Personnel Code, the Secretary of State Merit Employment Code, the Comptroller Merit Employment Code, or the State Treasurer Employment Code pursuant to an agreement between an Executive Inspector General and an ultimate jurisdictional authority shall be conducted by the Executive Ethics Commission and not under any of those Acts.

(e) Any investigation or inquiry by the Executive Ethics Commission or the Executive Inspector General for the Office of the Governor of any Board member, officer, or employee of the Regional Transportation Authority or a Service Board must be conducted in accordance with the rights of the employees as set forth in State and federal law and applicable judicial decisions. Any recommendations for corrective or disciplinary action toward any employee of the Regional Transportation Authority or a Service Board must comply with the provisions of any collective bargaining agreement that may apply to the employee.

(f) Nothing in this Section shall diminish the rights, privileges, or remedies of any Board member, officer, or employee of the Regional Transportation Authority or a Service Board under any other federal or State law, rule, or regulation or under any collective bargaining agreement.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/20-70)

Sec. 20-70. Cooperation in investigations.

(a) It is the duty of every officer and employee under the jurisdiction of an Executive Inspector General, including any inspector general serving in any State agency under the jurisdiction of that Executive Inspector General, to cooperate with the Executive Inspector General and the Attorney General in any investigation undertaken pursuant to this Act. Failure to cooperate includes, but is not limited to, intentional omissions and knowing false statements. Failure to cooperate with an investigation of the Executive Inspector General or the Attorney General is grounds for disciplinary action, including dismissal. Nothing in this Section limits or alters a person's existing rights or protections under State or federal law.

(b) All Board members, officers, and employees of the Regional Transportation Authority or a Service Board and all officers, employees, vendors, subcontractors, and others doing business with the Regional Transportation Authority or a Service Board have a duty to cooperate with the Executive Ethics Commission and the Executive Inspector General for the Office of the Governor in any investigation undertaken pursuant to this Section. Failure to cooperate includes, but is not limited to, intentional omissions and knowing false statements. Failure to cooperate with an investigation pursuant to this Section is grounds for disciplinary action by the Regional Transportation Authority or the appropriate Service Board. Nothing in this Section limits or alters a person's existing rights or protections under State or federal law.

(c) All Board members, officers, and employees of the Regional Transportation Authority or a Service Board have a duty to report, directly and without undue delay, to the Executive Inspector General for the Office of the Governor any information concerning conduct which they know or should reasonably know to involve corruption or other criminal activity by a Board member, officer, employee, vendor, subcontractor, or others doing business with the Regional Transportation Authority or a Service Board. Failure to report corrupt or other criminal activity to the Executive Inspector General for the Office of the Governor is grounds for disciplinary action by the Regional Transportation Authority or a Service Board, as applicable.

(Source: P.A. 96-555, eff. 8-18-09.)

(5 ILCS 430/70-5)

Sec. 70-5. Adoption by governmental entities. ~~Adoption by governmental entities.~~

(a) Within 6 months after the effective date of this Act, each governmental entity other than a community college district, and each community college district within 6 months after the effective date of this amendatory Act of the 95th General Assembly, shall adopt an ordinance or resolution that regulates, in a manner no less restrictive than Section 5-15 and Article 10 of this Act, (i) the political activities of officers and employees of the governmental entity and (ii) the soliciting and accepting of gifts by and the offering and making of gifts to officers and employees of the governmental entity.

(b) Within 3 months after the effective date of this amendatory Act of the 93rd General Assembly, the Attorney General shall develop model ordinances and resolutions for the purpose of this Article. The Attorney General shall advise governmental entities on their contents and adoption.

(c) As used in this Article, (i) an "officer" means an elected or appointed official; regardless of whether the official is compensated, and (ii) an "employee" means a full-time, part-time, or contractual employee.

(d) On and after the effective date of this amendatory Act of the 96th General Assembly, the provisions of this Section do not apply to any board member, officer, or employee of the Regional Transportation Authority or a Service Board.

(Source: P.A. 95-880, eff. 8-19-08.)

Section 99. Effective date. This Act takes effect June 1, 2011."

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Garrett, **Senate Bill No. 3965**, 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 12; Present 2.

The following voted in the affirmative:

Althoff	Dillard	Lauzen	Sandoval
Bomke	Duffy	Lightford	Schoenberg
Bond	Garrett	Link	Silverstein

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Brady	Holmes	Maloney	Stears
Clayborne	Hunter	Millner	Sullivan
Collins	Hutchinson	Mulroe	Trotter
Cronin	Jacobs	Murphy	Viverito
Crotty	Jones, E.	Noland	Wilhelmi
Delgado	Koehler	Pankau	
Demuzio	Kotowski	Raoul	

The following voted in the negative:

Bivins	Jones, J.	Righter
Burzynski	Luechtefeld	Risinger
Frerichs	McCarter	Rutherford
Haine	Radogno	Syverson

The following voted present:

Harmon  
Mr. President

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.

#### CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Maloney moved that **Senate Resolution No. 755**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Maloney moved that Senate Resolution No. 755 be adopted.

The motion prevailed.

And the resolution was adopted.

#### CONSIDERATION OF GOVERNOR'S VETO MESSAGES

Pursuant to the Motion in Writing filed on Tuesday, November 16, 2010 and journalized Tuesday, November 16, 2010, Senator Noland moved that **Senate Bill No. 2499** do pass, the veto of the Governor to the contrary notwithstanding.

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

YEAS 38; NAYS 16.

The following voted in the affirmative:

Althoff	Haine	Link	Schoenberg
Bond	Harmon	Luechtefeld	Silverstein
Clayborne	Holmes	Maloney	Stears
Collins	Hunter	Millner	Sullivan
Crotty	Hutchinson	Mulroe	Trotter
Delgado	Jacobs	Muñoz	Viverito
Demuzio	Jones, E.	Noland	Wilhelmi
Forby	Koehler	Pankau	Mr. President
Frerichs	Kotowski	Raoul	
Garrett	Lightford	Sandoval	

The following voted in the negative:

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Bivins	Dillard	Murphy	Syverson
Bomke	Duffy	Radogno	
Brady	Jones, J.	Righter	
Burzynski	Lauzen	Risinger	
Cronin	McCarter	Rutherford	

This bill, having received the vote of three-fifths of the members elected, was declared passed, the veto of the Governor to the contrary notwithstanding.

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

Pursuant to the Motion in Writing filed on Thursday, November 4, 2010 and journalized Thursday, November 4, 2010, Senator Frerichs moved that **Senate Bill No. 2635** do pass, the veto of the Governor to the contrary notwithstanding.

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

YEAS 41; NAYS 9; Present 1.

The following voted in the affirmative:

Althoff	Garrett	Luechtefeld	Sandoval
Bivins	Haine	McCarter	Schoenberg
Bomke	Harmon	Millner	Silverstein
Bond	Holmes	Muñoz	Sullivan
Brady	Hunter	Murphy	Syverson
Cronin	Jacobs	Noland	Trotter
Crotty	Jones, E.	Pankau	Viverito
Demuzio	Kotowski	Radogno	Wilhelmi
Duffy	Lauzen	Raoul	
Forby	Lightford	Righter	
Frerichs	Link	Rutherford	

The following voted in the negative:

Burzynski	Delgado	Mulroe
Clayborne	Jones, J.	Steans
Collins	Maloney	Mr. President

The following voted present:

Hutchinson

This bill, having received the vote of three-fifths of the members elected, was declared passed, the veto of the Governor to the contrary notwithstanding.

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

Senator Schoenberg asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the negative on **Senate Bill No. 2635**.

#### HOUSE BILL RECALLED

On motion of Senator Haine, **House Bill No. 3962** was recalled from the order of third reading to the order of second reading.

Senators Cullerton - Haine offered the following amendment and Senator Haine moved its adoption:

#### AMENDMENT NO. 2 TO HOUSE BILL 3962

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AMENDMENT NO. 2. Amend House Bill 3962, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Criminal Code of 1961 is amended by changing Section 32-8 as follows:

(720 ILCS 5/32-8) (from Ch. 38, par. 32-8)

Sec. 32-8. Tampering with public records.

(a) A person who knowingly, ~~and~~ without lawful authority, ~~and with the intent to defraud any party, public officer or entity,~~ alters, destroys, defaces, removes or conceals any public record commits a Class 4 felony.

(b) "Public record" expressly includes, but is not limited to, court records, or documents, evidence, or exhibits filed with the clerk of the court and which have become a part of the official court record, pertaining to any civil or criminal proceeding in any court.

(c) Any judge, circuit clerk or clerk of court, public official or employee, court reporter, or other person who knowingly, ~~and~~ without lawful authority, ~~and with the intent to defraud any party, public officer or entity,~~ alters, destroys, defaces, removes, or conceals any public record received or held by any judge or by a clerk of any court commits a Class 3 felony.

(d) Any person convicted under subsection (c) who at the time of the violation was responsible for making, keeping, storing, or reporting the record for which the tampering occurred:

(1) shall forfeit his or her public office or public employment, if any, and shall thereafter be ineligible for both State and local public office and public employment in this State for a period of 5 years after completion of any term of probation, conditional discharge, or incarceration in a penitentiary including the period of mandatory supervised release;

(2) shall forfeit all retirement, pension, and other benefits arising out of public office or public employment as may be determined by the court in accordance with the applicable provisions of the Illinois Pension Code;

(3) shall be subject to termination of any professional licensure or registration in this State as may be determined by the court in accordance with the provisions of the applicable professional licensing or registration laws;

(4) may be ordered by the court, after a hearing in accordance with applicable law and in addition to any other penalty or fine imposed by the court, to forfeit to the State an amount equal to any financial gain or the value of any advantage realized by the person as a result of the offense; and

(5) may be ordered by the court, after a hearing in accordance with applicable law and in addition to any other penalty or fine imposed by the court, to pay restitution to the victim in an amount equal to any financial loss or the value of any advantage lost by the victim as a result of the offense.

For the purposes of this subsection (d), an offense under subsection (c) committed by a person holding public office or public employment shall be rebuttably presumed to relate to or arise out of or in connection with that public office or public employment.

(e) ~~Any party litigant who believes a violation of this Section has occurred may seek the restoration of the court record as provided in the Court Records Restoration Act. Any order of the court denying the restoration of the court record may be appealed as any other civil judgment having an interest in the protection and integrity of any court record, whether such party be a public official or a private individual, shall have the right to request and, if necessary, to demand that an investigation be opened into the alteration, destruction, defacement, removal, or concealment of any public record. Such request may be made to any law enforcement agency, including, but not limited to, local law enforcement and the State Police.~~

(f) When the sheriff or local law enforcement agency having jurisdiction declines to investigate, or inadequately investigates, the court or any interested party, shall notify the State Police of a suspected a violation of subsection (a) or (c), ~~who the State Police~~ shall have the authority to investigate, and may ~~shall~~ investigate, the same, without regard to whether such local law enforcement agency has requested the State Police to do so.

(g) ~~If~~ When the State's Attorney having jurisdiction declines to prosecute a violation of subsection (a) or (c), the court or interested party shall notify the Attorney General of such refusal. The ~~the~~ Attorney General shall, thereafter, have the authority to prosecute, and may prosecute, the same, without a referral from regard to whether such State's Attorney ~~has requested the Attorney General to do so.~~

(h) Prosecution of a violation of subsection (c) shall be commenced within 3 years after the act constituting the violation is discovered or reasonably should have been discovered.

(Source: P.A. 96-1217, eff. 1-1-11.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Haine, **House Bill No. 3962**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, 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	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	McCarter	Silverstein
Burzynski	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Syverson
Cronin	Jacobs	Murphy	Trotter
Crotty	Jones, E.	Noland	Viverito
Delgado	Jones, J.	Pankau	Wilhelmi
Demuzio	Koehler	Radogno	Mr. President
Dillard	Kotowski	Raoul	
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 in the Senate Amendments adopted thereto.

### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Kotowski, **Senate Bill No. 647**, 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	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	McCarter	Silverstein
Burzynski	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Syverson
Cronin	Jacobs	Murphy	Trotter
Crotty	Jones, E.	Noland	Viverito

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

This bill, having received the vote of three-fifths 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.

### REPORT FROM STANDING COMMITTEE

Senator Muñoz, Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the Governor's, Executive Ethics Commission's, and Secretary of Transportation's Message appointments.

The motion prevailed.

### EXECUTIVE SESSION

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of November 12, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

#### CHICAGO TRANSIT AUTHORITY BOARD OF TRUSTEES

To be a member of the Chicago Transit Authority Board of Trustees for a term commencing November 10, 2009 and ending September 1, 2016:

Katie McClain  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

Duffy

The motion prevailed.

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Whereupon the President of the Senate announced confirmation of the foregoing appointment.

At the hour of 4:04 o'clock p.m., Senator Schoenberg, presiding.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of November 13, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**RACING BOARD, ILLINOIS**

To be a member of the Illinois Racing Board for a term commencing November 6, 2009 and ending July 1, 2014:

Allan Monat  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 50; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

Duffy

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of December 16, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**EXECUTIVE ETHICS COMMISSION**

To be a Member of the Executive Ethics Commission for a term commencing December 16, 2009 and ending June 30, 2011:

Gil M. Soffer  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.

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

YEAS 52; NAYS None; Present 2.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governors' Message to the Senate of March 22, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

### **HUMAN RIGHTS COMMISSION**

To be a Member of the Human Rights Commission for a term commencing March 22, 2010 and ending January 21, 2013:

Marylee Freeman  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.

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

YEAS 44; NAYS 2; Present 2.

The following voted in the affirmative:

Althoff	Frerichs	Link	Schoenberg
Bomke	Garrett	Luechtefeld	Silverstein
Bond	Haine	Maloney	Steans
Brady	Harmon	Millner	Sullivan
Clayborne	Holmes	Mulroe	Trotter
Collins	Hunter	Muñoz	Viverito
Cronin	Hutchinson	Noland	Wilhelmi
Crotty	Jacobs	Pankau	Mr. President
Delgado	Jones, E.	Radogno	
Demuzio	Koehler	Raoul	

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Dillard	Kotowski	Risinger
Forby	Lightford	Sandoval

The following voted in the negative:

Duffy  
Lauzen

The following voted present:

Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 5, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**ILLINOIS INTERNATIONAL PORT DISTRICT BOARD**

To be a member of the Illinois International Port District Board for a term commencing upon Senate confirmation and ending June 1, 2012:

Bethany Del Galdo  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 49; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

[November 17, 2010]

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 13, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**PRISONER REVIEW BOARD**

To be a Member of the Prisoner Review Board for a term commencing August 13, 2010 and ending January 19, 2015:

Angelia L. Blackman-Donovan  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 13, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**PRISONER REVIEW BOARD**

To be a Member and Chair of the Prisoner Review Board for a term commencing August 23, 2010 and ending January 19, 2015:

Adam Monreal  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

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YEAS 51; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 13, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**PRISONER REVIEW BOARD**

To be a Member of the Prisoner Review Board for a term commencing August 13, 2010 and ending January 17, 2011:

William McKinley Simmons  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 3.

The following voted in the affirmative:

Althoff	Forby	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	Millner	Silverstein
Burzynski	Holmes	Mulroe	Steans
Clayborne	Hunter	Muñoz	Sullivan
Collins	Hutchinson	Murphy	Syverson
Cronin	Jacobs	Noland	Trotter
Crotty	Jones, E.	Pankau	Viverito
Delgado	Koehler	Radogno	Wilhelmi
Demuzio	Kotowski	Raoul	Mr. President

[November 17, 2010]

Dillard

Lauzen

Righter

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 18, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**LIQUOR CONTROL COMMISSION, ILLINOIS**

To be a member of the Illinois Liquor Control Commission for a term commencing September 1, 2010 and ending February 1, 2012:

James Pandolfi  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 49; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of August 24, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

[November 17, 2010]

**THE OFFICE OF EXECUTIVE INSPECTOR GENERAL**

To be Executive Inspector General of the Office of Executive Inspector General for a term commencing September 7, 2010 and ending June 30, 2013:

Ricardo Meza  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 48; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of September 14, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**PRISONER REVIEW BOARD**

To be a Member of the Prisoner Review Board for a term commencing October 1, 2010 and ending January 21, 2013:

Mary Reynolds  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 48; NAYS None; Present 3.

The following voted in the affirmative:

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

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of September 22, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

#### **HUMAN RIGHTS COMMISSION**

To be a Member of the Human Rights Commission for a term commencing September 22, 2010 and ending January 17, 2011:

Marti Baricevic  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.

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

YEAS 41; NAYS 2; Present 4.

The following voted in the affirmative:

Althoff	Forby	Link	Schoenberg
Bomke	Frerichs	Maloney	Silverstein
Bond	Haine	Millner	Steans
Brady	Harmon	Mulroe	Sullivan
Clayborne	Hunter	Muñoz	Trotter
Collins	Hutchinson	Noland	Viverito
Cronin	Jacobs	Pankau	Wilhelmi
Crotty	Jones, E.	Radogno	Mr. President
Delgado	Koehler	Raoul	
Demuzio	Kotowski	Risinger	
Dillard	Lightford	Sandoval	

The following voted in the negative:

Duffy  
Lauzen

The following voted present:

Bivins	Luechtefeld
Jones, J.	McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of September 23, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**LIQUOR CONTROL COMMISSION, ILLINOIS**

To be a member of the Illinois Liquor Control Commission for a term commencing September 27, 2010 and ending February 1, 2016:

Charles William Scholz  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 44; NAYS 2; Present 3.

The following voted in the affirmative:

Althoff	Frerichs	Link	Schoenberg
Bomke	Garrett	Luechtefeld	Silverstein
Bond	Haine	Maloney	Steans
Brady	Harmon	Millner	Sullivan
Clayborne	Holmes	Mulroe	Trotter
Collins	Hunter	Muñoz	Viverito
Cronin	Hutchinson	Noland	Wilhelmi
Crotty	Jacobs	Pankau	Mr. President
Delgado	Jones, E.	Radogno	
Demuzio	Koehler	Raoul	
Dillard	Lauzen	Risinger	
Forby	Lightford	Sandoval	

The following voted in the negative:

Bivins  
Kotowski

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Kotowski asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the affirmative on the foregoing appointment.

[November 17, 2010]



Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of October 18, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**THE OFFICE OF TOLL HIGHWAY INSPECTOR GENERAL**

To be the Toll Highway Inspector General for a term commencing January 1, 2011 and ending June 30, 2015:

James W. Wagner  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 45; NAYS None; Present 3.

The following voted in the affirmative:

Althoff	Forby	Lightford	Sandoval
Bivins	Frerichs	Link	Schoenberg
Bomke	Garrett	Luechtefeld	Silverstein
Bond	Haine	Maloney	Steans
Brady	Holmes	Millner	Sullivan
Clayborne	Hunter	Mulroe	Trotter
Collins	Hutchinson	Muñoz	Viverito
Cronin	Jacobs	Noland	Wilhelmi
Crotty	Jones, E.	Pankau	Mr. President
Delgado	Koehler	Radogno	
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Risinger	

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Executive Ethics Commission's Message to the Senate of July 1, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**CHIEF PROCUREMENT OFFICER FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION**

To be the Chief Procurement Officer for all procurements made by a public institution of higher education for a term ending June 30, 2015.

Ben Bagby  
Salaried

**CHIEF PROCUREMENT OFFICER FOR CAPITAL DEVELOPMENT BOARD**

To be the Chief Procurement Officer for procurements for construction and construction-related services committed by law to the jurisdiction or responsibility of the Capital Development Board for a term ending June 30, 2015.

Fredrick W. Hahn  
Salaried

**CHIEF PROCUREMENT OFFICER FOR MATTERS OTHER THAN CONSTRUCTION**

To be the Chief Procurement Officer for matters other than construction for a term ending June 30, 2015.

Matt Brown  
Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 47; NAYS None; Present 3.

The following voted in the affirmative:

Althoff	Frerichs	Lightford	Risinger
Bomke	Garrett	Link	Rutherford
Bond	Haine	Luechtefeld	Sandoval
Brady	Harmon	Maloney	Schoenberg
Clayborne	Holmes	Millner	Silverstein
Collins	Hunter	Mulroe	Steans
Cronin	Hutchinson	Muñoz	Sullivan
Crotty	Jacobs	Noland	Trotter
Delgado	Jones, E.	Pankau	Viverito
Demuzio	Koehler	Radogno	Wilhelmi
Dillard	Kotowski	Raoul	Mr. President
Forby	Lauzen	Righter	

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Secretary of Transportation's Message to the Senate of July 1, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**CHIEF PROCUREMENT OFFICER FOR THE ILLINOIS DEPARTMENT OF TRANSPORTATION**

To be the Chief Procurement Officer for procurements for all construction, construction related services, operation of any facility, and the provision of any construction or construction related service or activity committed by law to the jurisdiction or responsibility of the Illinois Department of Transportation, including the direct or reimbursable expenditure of all federal funds for which the Illinois Department of Transportation is responsible or accountable for the use thereof in accordance with federal law, regulation or procedure, for a term ending June 30, 2015.

William Grunloh

[November 17, 2010]

Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 46; NAYS None; Present 3.

The following voted in the affirmative:

Althoff	Forby	Lightford	Rutherford
Bivins	Frerichs	Link	Sandoval
Bomke	Garrett	Luechtefeld	Schoenberg
Bond	Haine	Maloney	Silverstein
Brady	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Trotter
Cronin	Jacobs	Noland	Viverito
Crotty	Jones, E.	Pankau	Wilhelmi
Delgado	Koehler	Radogno	Mr. President
Demuzio	Kotowski	Raoul	
Dillard	Laufen	Risinger	

The following voted present:

Duffy  
Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of April 6, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**GREAT LAKES ST. LAWRENCE RIVER BASIN WATER RESOURCES COUNCIL**

To be a member of the Great Lakes St. Lawrence River Basin Water Resources Council for a term commencing December 8, 2008:

Gary Ray Clark  
Non-salaried

To be a member of the Great Lakes St. Lawrence River Basin Water Resources Council for a term commencing December 8, 2008:

Daniel Injerd  
Non-salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 47; NAYS None; Present 2.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Laufen	Risinger

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Bomke	Frerichs	Lightford	Rutherford
Bond	Garrett	Link	Schoenberg
Brady	Haine	Luechtefeld	Silverstein
Clayborne	Harmon	Maloney	Steans
Collins	Holmes	Millner	Sullivan
Cronin	Hunter	Mulroe	Trotter
Crotty	Hutchinson	Muñoz	Viverito
Delgado	Jacobs	Noland	Wilhelmi
Demuzio	Jones, E.	Pankau	Mr. President
Dillard	Koehler	Radogno	

The following voted present:

Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of October 19, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**STATE UNIVERSITIES RETIREMENT SYSTEM BOARD OF TRUSTEES**

To be a member of the State Universities Retirement System Board of Trustees for a term commencing October 16, 2009 and ending June 29, 2015:

Mr. Matthew H. Berns  
Expenses

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 48; NAYS None; Present 2.

The following voted in the affirmative:

Althoff	Forby	Link	Schoenberg
Bomke	Frerichs	Luechtefeld	Silverstein
Bond	Garrett	Maloney	Steans
Brady	Haine	Millner	Sullivan
Burzynski	Holmes	Mulroe	Syverson
Clayborne	Hunter	Muñoz	Trotter
Collins	Hutchinson	Noland	Viverito
Cronin	Jacobs	Pankau	Wilhelmi
Crotty	Jones, E.	Radogno	Mr. President
Delgado	Koehler	Raoul	
Demuzio	Kotowski	Risinger	
Dillard	Laufen	Rutherford	
Duffy	Lightford	Sandoval	

The following voted present:

Jones, J.  
McCarter

The motion prevailed.

[November 17, 2010]

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of November 13, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**CHICAGO STATE UNIVERSITY BOARD OF TRUSTEES**

To be a member of the Chicago State University Board of Trustees for a term commencing November 9, 2009 and ending January 21, 2013:

Lisa Morrison Butler  
Non-Salaried

**CHICAGO STATE UNIVERSITY BOARD OF TRUSTEES**

To be a member of the Chicago State University Board of Trustees for a term commencing November 9, 2009 and ending January 21, 2013:

Gary Lydell Rozier  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 2.

The following voted in the affirmative:

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

The following voted present:

Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of December 8, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF MCLEAN COUNTY**

[November 17, 2010]

To be the Public Administrator and Public Guardian of McLean County for a term commencing December 5, 2009 and ending December 5, 2013:

Daniel G. Deneen  
Non-Salaried

**PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF TAZEWELL COUNTY**

To be the Public Administrator and Public Guardian of Tazewell County for a term commencing December 3, 2009 and ending December 3, 2013:

Matthew James Stropes  
Non-Salaried

**PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF LIVINGSTON COUNTY**

To be the Public Administrator and Public Guardian of Livingston County for a term commencing December 7, 2009 and ending December 3, 2013:

Lawrence Howard Necheles  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 2.

The following voted in the affirmative:

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

The following voted present:

Jones, J.  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of December 10, 2009, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**STATE BOARD OF HEALTH**

[November 17, 2010]

To be a Member of the State Board of Health for a term commencing December 10, 2009 and ending November 1, 2012:

Dr. Peter Orris  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 2.

The following voted in the affirmative:

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

The following voted present:

Jones, J.  
McCarter

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of January 27, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

#### **OHIO RIVER VALLEY WATER SANITATION COMMISSION**

To be a Member of the Ohio River Valley Water Sanitation Commission for a term commencing January 27, 2010 and ending January 3, 2012:

Phillip Morgan  
Non-Salaried

#### **PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF LOGAN COUNTY**

To be the Public Administrator and Public Guardian of Logan County for a term commencing January 27, 2010 and ending December 2, 2013:

Thomas Van Hook  
Non-Salaried

#### **PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF VERMILION COUNTY**

[November 17, 2010]

To be the Public Administrator and Public Guardian of Vermilion County for a term commencing January 27, 2010 and ending December 2, 2013:

Matthew Myrick  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 50; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of February 26, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**HEALTH FACILITIES AND SERVICES REVIEW BOARD**

To be a Member and Chair of the Health Facilities and Services Review Board for a term commencing March 1, 2010 and ending July 1, 2013:

Dale Galassie  
Non-Salaried

**HEALTH FACILITIES AND SERVICES REVIEW BOARD**

To be a Member of the Health Facilities and Services Review Board for a term commencing March 1, 2010 and ending July 1, 2013:

John W. Hayes  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None; Present 1.

[November 17, 2010]



The following voted in the affirmative:

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

The following voted present:

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of March 1, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**MEDICAL DISCIPLINARY BOARD, ILLINOIS STATE**

To be a Member of the Illinois State Medical Disciplinary Board for a term commencing March 1, 2010 and ending January 1, 2012:

Dr. Sarita Massey  
Non-Salaried

**PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF WINNEBAGO AND BOONE COUNTIES**

To be the Public Administrator and Public Guardian of Winnebago and Boone Counties for a term commencing March 1, 2010 and ending December 17, 2013:

Sharon R. Rudy  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None; Present 1.

The following voted in the affirmative:

Althoff	Forby	Link	Rutherford
Bivins	Frerichs	Luechtefeld	Sandoval
Bomke	Garrett	Maloney	Schoenberg
Bond	Haine	McCarter	Steans
Brady	Harmon	Millner	Sullivan

[November 17, 2010]

Burzynski	Holmes	Mulroe	Syverson
Clayborne	Hunter	Muñoz	Trotter
Collins	Hutchinson	Murphy	Viverito
Cronin	Jacobs	Noland	Wilhelmi
Crotty	Jones, E.	Pankau	Mr. President
Delgado	Koehler	Radogno	
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Righter	
Duffy	Lightford	Risinger	

The following voted present:

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of March 5, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**WEATHERIZATION INITIATIVE BOARD**

To be a Member of the Weatherization Initiative Board for a term commencing March 5, 2010 and ending February 19, 2014:

Deborah Harrington  
Non-Salaried

**WEATHERIZATION INITIATIVE BOARD**

To be a Member of the Weatherization Initiative Board for a term commencing March 5, 2010 and ending February 19, 2011:

Percy Harris  
Non-Salaried

**WEATHERIZATION INITIATIVE BOARD**

To be a Member of the Weatherization Initiative Board for a term commencing March 5, 2010 and ending February 19, 2015:

Lester McKeever, Jr.  
Non-Salaried

**WEATHERIZATION INITIATIVE BOARD**

To be a Member of the Weatherization Initiative Board for a term commencing March 5, 2010 and ending February 19, 2012:

Kurt Summers  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 1.

[November 17, 2010]

The following voted in the affirmative:

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

The following voted present:

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of March 22, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**LABOR ADVISORY BOARD**

To be a Member Labor Advisory Board for a term commencing March 22, 2010 and ending January 16, 2012:

Thomas J. Wronski  
Non-Salaried

Senator Muñoz, moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

[November 17, 2010]

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of March 26, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**CARNIVAL-AMUSEMENT SAFETY BOARD**

To be a Member of the Carnival-Amusement Safety Board for a term commencing March 26, 2010 and ending January 17, 2013:

Daniel Kirschner  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

Jones, J.

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of March 26, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**ILLINOIS COMMITTEE FOR AGRICULTURAL EDUCATION**

To be a Member of the Illinois Committee For Agricultural Education, for a term commencing March 26, 2010 and ending March 13, 2012:

Constance Niemann

[November 17, 2010]

Non-Salaried

**ILLINOIS COMMITTEE FOR AGRICULTURAL EDUCATION**

To be a Member of the Illinois Committee For Agricultural Education, for a term commencing March 26, 2010 and ending March 13, 2011:

Al Dietz  
Non-Salaried

**ILLINOIS COMMITTEE FOR AGRICULTURAL EDUCATION**

To be a Member of the Illinois Committee For Agricultural Education, for a term commencing March 26, 2010 and ending March 13, 2013:

Jason Emmert  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of April 16, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**MEDICAL DISCIPLINARY BOARD, ILLINOIS STATE**

To be a Public Member of the Illinois State Medical Disciplinary Board for a term commencing April 16, 2010 and ending January 1, 2012:

Grace Allen Newton  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.  
And on that motion, a call of the roll was had resulting as follows:

[November 17, 2010]

YEAS 51; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 12, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**ILLINOIS MEDICAL LICENSING BOARD**

To be a Public Member of the Illinois Medical Licensing Board for a term commencing May 12, 2010 and ending January 1, 2012:

Jeffrey L. Apfelbaum, M.D.  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

[November 17, 2010]

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 12, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**ILLINOIS COMMITTEE FOR AGRICULTURAL EDUCATION**

To be a Member of the Illinois Committee For Agricultural Education, for a term commencing May 12, 2010 and ending March 13, 2013:

Mark Meurer  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of May 12, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**PUBLIC ADMINISTRATOR & PUBLIC GUARDIAN OF GRUNDY COUNTY**

To be the Public Administrator and Public Guardian of Grundy County for a term commencing May 12, 2010 and ending December 5, 2011:

Diane Yohnka Jorstad  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lightford	Righter
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[November 17, 2010]

Bivins	Frerichs	Link	Risinger
Bond	Garrett	Luechtefeld	Rutherford
Brady	Haine	Maloney	Sandoval
Burzynski	Harmon	McCarter	Schoenberg
Clayborne	Holmes	Millner	Silverstein
Collins	Hunter	Mulroe	Steans
Cronin	Hutchinson	Muñoz	Sullivan
Crotty	Jacobs	Murphy	Syverson
Delgado	Jones, E.	Noland	Trotter
Demuzio	Koehler	Pankau	Wilhelmi
Dillard	Kotowski	Radogno	Mr. President
Duffy	Lauzen	Raoul	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of May 14, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**QUALITY CARE BOARD**

To be a member of the Quality Care Board for a term commencing May 12, 2010 and ending November 3, 2013:

Brian Rubin  
Non-Salaried

**QUALITY CARE BOARD**

To be a member of the Quality Care Board for a term commencing May 12, 2010 and ending November 3, 2011:

Rita Ann Burke  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 50; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

[November 17, 2010]



Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 5, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**EAST ST. LOUIS FINANCIAL ADVISORY AUTHORITY**

To be a Member of the East St. Louis Financial Advisory Authority for a term commencing August 5, 2010 and ending August 30, 2011:

Clarence Ellis, Sr.  
Non-Salaried

**EAST ST. LOUIS FINANCIAL ADVISORY AUTHORITY**

To be a Member of the East St. Louis Financial Advisory Authority for a term commencing August 5, 2010 and ending August 30, 2011:

David A. Moore  
Non-Salaried

**EAST ST. LOUIS FINANCIAL ADVISORY AUTHORITY**

To be a Member of the East St. Louis Financial Advisory Authority for a term commencing August 5, 2010 and ending August 30, 2011:

Jacqueline R. Settles  
Non-Salaried

**EAST ST. LOUIS FINANCIAL ADVISORY AUTHORITY**

To be a Member and Chair of the East St. Louis Financial Advisory Authority for a term commencing August 31, 2010 and ending August 30, 2013:

Marvin Lampkin  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 50; NAYS None.

The following voted in the affirmative:

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

[November 17, 2010]

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 11, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**ILLINOIS COMPREHENSIVE HEALTH INSURANCE PLAN**

To be a Member of the Illinois Comprehensive Health Insurance Plan for a term commencing August 11, 2010 and ending July 1, 2012:

Ann Hilton Fisher  
Non-Salaried

**ILLINOIS COMPREHENSIVE HEALTH INSURANCE PLAN**

To be a Member of the Illinois Comprehensive Health Insurance Plan for a term commencing August 11, 2010 and ending July 1, 2012:

Richard Kotz  
Non-Salaried

**ILLINOIS COMPREHENSIVE HEALTH INSURANCE PLAN**

To be a Member of the Illinois Comprehensive Health Insurance Plan for a term commencing August 11, 2010 and ending July 1, 2012:

Laura Leon  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

[November 17, 2010]

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 12, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**STATE BOARD OF HEALTH**

To be a Member of the State Board of Health for a term commencing August 12, 2010 and ending August 12, 2013:

Babette S. Sanders, DPT  
Non-Salaried

**STATE BOARD OF HEALTH**

To be a Member of the State Board of Health for a term commencing August 12, 2010 and ending August 12, 2013:

Monica Schnack, DC  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 12, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**MEDICAL DISCIPLINARY BOARD, ILLINOIS STATE**

To be a Member of the Illinois State Medical Disciplinary Board for a term commencing August 12, 2010 and ending January 1, 2014:

Richard R. Fay  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.

[November 17, 2010]

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

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 13, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**HEALTH FACILITIES AND SERVICES REVIEW BOARD**

To be a Member of the Health Facilities and Services Review Board for a term commencing August 13, 2010 and ending July 1, 2012:

Ronald S. Eaker  
Non-Salaried

**HEALTH FACILITIES AND SERVICES REVIEW BOARD**

To be a Member of the Health Facilities and Services Review Board for a term commencing August 13, 2010 and ending July 1, 2012:

Donald W. Yost  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Rutherford
Bivins	Frerichs	Luechtefeld	Sandoval
Bomke	Garrett	Maloney	Schoenberg
Bond	Haine	McCarter	Silverstein
Brady	Harmon	Millner	Steans
Burzynski	Holmes	Mulroe	Syverson
Clayborne	Hunter	Muñoz	Trotter

[November 17, 2010]

Collins	Hutchinson	Murphy	Viverito
Cronin	Jacobs	Noland	Wilhelmi
Crotty	Jones, E.	Pankau	Mr. President
Delgado	Koehler	Radogno	
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Righter	
Duffy	Lightford	Risinger	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 13, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**Torture Inquiry and Relief Commission, Illinois**

To be a Member and Chair of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2012:

Patricia Brown Holmes  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2012:

Daniel Coyne  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2012:

Andrea Zopp  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be an Alternate Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2012:

Bernetta D. Bush  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Alternate Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2012:

Marcie Thorp  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2011:

Leonard Cavise  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2011:

Neil Toppel  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Alternate Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2011:

Robert Acton  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2013:

Hipolito "Paul" Roldan  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2013:

Rob Warden  
Non-Salaried

**Torture Inquiry and Relief Commission, Illinois**

To be a Alternate Member of the Illinois Torture Inquiry and Relief Commission for a term commencing July 31, 2010 and ending December 31, 2013:

Rev. Doris J. Green  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Rutherford
Bivins	Frerichs	Luechtefeld	Sandoval
Bomke	Garrett	Maloney	Schoenberg
Bond	Haine	McCarter	Silverstein
Brady	Harmon	Millner	Steans
Burzynski	Holmes	Mulroe	Sullivan

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Clayborne	Hunter	Muñoz	Syverson
Collins	Hutchinson	Murphy	Trotter
Cronin	Jacobs	Noland	Viverito
Crotty	Jones, E.	Pankau	Wilhelmi
Delgado	Koehler	Radogno	Mr. President
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Risinger	
Duffy	Lightford	Risinger	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Corrected Message to the Senate of August 19, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**QUALITY CARE BOARD**

To be a member of the Quality Care Board for a term commencing August 19, 2010 and ending September 18, 2013:

Edward Baker  
Non-Salaried

**QUALITY CARE BOARD**

To be a member of the Quality Care Board for a term commencing August 19, 2010 and ending November 3, 2013:

Thane A. Dykstra  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 19, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**WEATHERIZATION INITIATIVE BOARD**

To be a Member of the Weatherization Initiative Board for a term commencing August 19, 2010 and ending February 19, 2013:

Melissa Louise Williams  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 25, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**COMMUNITY COLLEGE BOARD**

To be a Member of the Community College Board for a term commencing August 25, 2010 and ending June 30, 2015:

Randy J. Barnette  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Lauzen	Raoul
Bivins	Forby	Lightford	Risinger

[November 17, 2010]



Bomke	Frerichs	Link	Rutherford
Bond	Garrett	Luechtefeld	Sandoval
Brady	Haine	Maloney	Schoenberg
Burzynski	Harmon	McCarter	Silverstein
Clayborne	Holmes	Millner	Steans
Collins	Hunter	Mulroe	Sullivan
Cronin	Hutchinson	Muñoz	Syverson
Crotty	Jacobs	Murphy	Trotter
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Koehler	Pankau	Mr. President
Dillard	Kotowski	Radogno	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 25, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**FINANCE AUTHORITY, ILLINOIS**

To be a Member of the Illinois Finance Authority for a term commencing August 25, 2010 and ending July 21, 2011:

Michael Goetz  
Non-Salaried

**FINANCE AUTHORITY, ILLINOIS**

To be a Member of the Illinois Finance Authority for a term commencing August 25, 2010 and ending July 19, 2013:

William A. Brandt, Jr.  
Non-Salaried

**FINANCE AUTHORITY, ILLINOIS**

To be a Member of the Illinois Finance Authority for a term commencing August 25, 2010 and ending July 16, 2013:

Heather D. Parish  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Lightford	Risinger
Bivins	Forby	Link	Rutherford
Bomke	Frerichs	Luechtefeld	Sandoval
Bond	Garrett	Maloney	Schoenberg
Brady	Haine	McCarter	Silverstein
Burzynski	Holmes	Millner	Steans
Clayborne	Hunter	Mulroe	Sullivan
Collins	Hutchinson	Muñoz	Syverson

[November 17, 2010]

Cronin	Jacobs	Murphy	Trotter
Crotty	Jones, E.	Noland	Viverito
Delgado	Koehler	Pankau	Wilhelmi
Demuzio	Kotowski	Radogno	Mr. President
Dillard	Lauzen	Raoul	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of August 25, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**STATE BOARD OF INVESTMENT**

To be a member of the Illinois State Board of Investment for a term commencing August 25, 2010 and ending June 2, 2011:

Roderick Bashir  
Expenses

**STATE BOARD OF INVESTMENT**

To be a member of the Illinois State Board of Investment for a term commencing August 25, 2010 and ending June 2, 2014:

Devon Bruce  
Expenses

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of September 14, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

[November 17, 2010]

**FINANCE AUTHORITY, ILLINOIS**

To be a Member of the Illinois Finance Authority for a term commencing September 14, 2010 and ending July 17, 2012:

Norman M. Gold  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of September 30, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

**GUARDIANSHIP AND ADVOCACY COMMISSION**

To be a member of the Guardianship and Advocacy Commission for a term commencing September 30, 2010 and ending June 30, 2013:

Barbara Berry-Bailey  
Non-salaried

**GUARDIANSHIP AND ADVOCACY COMMISSION**

To be a member of the Guardianship and Advocacy Commission for a term commencing September 30, 2010 and ending June 30, 2013:

Anthony E. Rothert  
Non-salaried

**GUARDIANSHIP AND ADVOCACY COMMISSION**

To be a member of the Guardianship and Advocacy Commission for a term commencing September 30, 2010 and ending June 30, 2012:

Inez Torres Davis

[November 17, 2010]

Non-salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointments. And on that motion, a call of the roll was had resulting as follows:

YEAS 50; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointments.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Governor's Message to the Senate of October 8, 2010, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**FINANCE AUTHORITY, ILLINOIS**

To be a Member of the Illinois Finance Authority for a term commencing October 8, 2010 and ending July 21, 2011:

Gila J. Bronner  
Non-Salaried

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 49; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Link	Rutherford
Bivins	Forby	Luechtefeld	Sandoval
Bomke	Frerichs	Maloney	Schoenberg
Bond	Garrett	McCarter	Silverstein
Brady	Haine	Millner	Sullivan
Burzynski	Holmes	Mulroe	Syverson
Clayborne	Hunter	Muñoz	Trotter
Collins	Jacobs	Murphy	Viverito
Cronin	Jones, E.	Noland	Wilhelmi
Crotty	Koehler	Pankau	Mr. President
Delgado	Kotowski	Radogno	
Demuzio	Lauzen	Raoul	
Dillard	Lightford	Risinger	

[November 17, 2010]

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.  
On motion of Senator Muñoz, the Executive Session arose and the Senate resumed consideration of business.  
Senator Schoenberg, presiding.

**COMMUNICATIONS**

ILLINOIS STATE SENATE  
**MAGGIE CROTTY**  
STATE SENATOR · 19<sup>TH</sup> DISTRICT

November 17, 2010

Jill Rock  
Secretary of the Senate  
401 State Capitol  
Springfield, Illinois 62706

Dear Secretary Rock,

I am writing this letter in regards to my vote on Senate Bill 2635.

I would like it to be recorded as a no vote on this piece of legislation.

Sincerely,  
s/Maggie Crotty  
State Senator – 19<sup>th</sup> District

ILLINOIS STATE SENATE  
DON HARMON  
ASSISTANT MAJORITY LEADER  
STATE SENATOR · 39<sup>TH</sup> DISTRICT

November 17, 2010

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

Madame Secretary:

Today the Senate Executive Appointments Committee considered the appointment by the Governor of persons to fill various positions relating to the Illinois Finance Authority, the State University Retirement System, the Department of Transportation, and the Toll Highway Authority, among many other government agencies.

Other lawyers in the law firm that employs me provide legal services to such agencies. Accordingly, to avoid the appearance of conflict of interest, I abstained from voting (or voted present) on the question of the confirmation of the appointees, and plan to do so again when such appointees are presented to the full Senate, and I hereby disclose that fact to the Senate

Sincerely,  
s/Don Harmon

[November 17, 2010]

**MESSAGES FROM THE PRESIDENT**

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

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

November 17, 2010

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

Dear Secretary Rock:

Pursuant to Senate Rule 3-3 (a), I hereby establish the **Senate Special Committee on Workers' Compensation Reform**. The Committee will be made up of six total members with an equal number of members from each caucus.

The bipartisan Committee will review the State's current Workers' Compensation practices with the goal of creating a more attractive and competitive business environment in Illinois as compared to neighboring states while protecting the rights of Illinois' workforce.

Pursuant to Senate Rule 3-2(b) and 3-3(a), I have appointed Leader Radogno and myself to Co-Chair the Special Committee. In addition, I have appointed the following members to this committee to represent the Democratic Caucus, effective immediately:

Senator William Haine  
Senator Ira Silverstein

Leader Radogno and I will ask the Workers' Compensation Reform Committee to issue a public report containing specific legislative recommendations to the Senate no later than January 3, 2011.

If you have any questions, please contact my Chief of Staff, Andrew Manar, at 217-782-3920.

Sincerely,  
s/John Cullerton  
Senate President

cc: Leader Radogno

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

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

November 17, 2010

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

[November 17, 2010]

Dear Secretary Rock:

Pursuant to Senate Rule 3-3 (a), I hereby establish the **Senate Special Committee on Medicaid Reform**. The Committee will be made up of six total members with an equal number of members from each caucus.

The bipartisan Committee will review the State's current Medicaid polices and costs to develop specific recommendations on how to reduce expenditures and deliver services more efficiently. The committee will also identify methods for reducing waste and fraud in the State's Medicaid program while maintaining services that are essential to a significant number of Illinoisans.

Pursuant to Senate Rule 3-2(b) and 3-3(a), I have appointed Senator Heather Steans and Senator Dale Righter to Co-Chair the Special Committee. In addition, I have appointed the following members to this committee to represent the Democratic Caucus, effective immediately:

Senator Donne Trotter  
Senator Dave Koehler

Leader Radogno and I will ask the Medicaid Reform Committee to issue a public report containing specific legislative recommendations to the Senate no later than January 3, 2011.

If you have any questions, please contact my Chief of Staff, Andrew Manar, at 217-782-3920.

Sincerely,  
s/John Cullerton  
Senate President

cc: Leader Radogno

At the hour of 5:18 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, November 18, 2010, at 10:00 o'clock a.m.

[November 17, 2010]