



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SEVENTH GENERAL ASSEMBLY

129TH LEGISLATIVE DAY

Perfunctory Session

WEDNESDAY, NOVEMBER 21, 2012

10:52 O'CLOCK A.M.

SENATE
Daily Journal Index
129th Legislative Day

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| Bill Number | Legislative Action | Page(s) |
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| HB 1957 | Third Reading | 8 |
| HB 2065 | First Reading | 6 |

The Senate met pursuant to adjournment.
Pursuant to Senate Rule 2-5(c)2, the Secretary of the Senate conducted the perfunctory session.
Silent prayer was observed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Qualified Energy Conservation Bonds Allocations as of June 14, 2012, submitted by the Illinois Finance Authority.

Illinois Health and Hazardous Substances Registry, July 2011 through June 2012, submitted by the Department of Public Health.

Proposed Certification of FY 2014 TRS State Contribution Requirement, submitted by the Teachers' Retirement System.

June 30, 2012 Actuarial Valuation of Pension Benefits, submitted by the Teachers' Retirement System.

Personal Information Protection Act Report, submitted by the Department of Healthcare and Family Services.

Transportation Regulatory Fund Fiscal Year 2012 Annual Report, submitted by the Illinois Commerce Commission.

Report on Emerging Money Managers, submitted by the Illinois State Board of Investment.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

MESSAGES FROM THE PRESIDENT

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

November 19, 2012

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 2-10, I am scheduling a Senate Perfunctory Session to convene on Wednesday, November 21, 2012.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

[November 21, 2012]

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

November 21, 2012

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish January 8, 2013 as the 3rd Reading deadline for the following Bills:

House Bills: 287, 1984, 2065, 4866, and 5151

Senate Bills: 3925

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

November 21, 2012

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish January 8, 2013 as the 3rd Reading deadline for House Bill 3816.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

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

[November 21, 2012]

JOHN J. CULLERTON
SENATE PRESIDENT

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

November 21, 2012

Mr. Tim Anderson
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Don Harmon to temporarily replace Senator James Clayborne as Chairman of the Senate Committee on Assignments and Senator Donne Trotter to temporarily replace Senator James Clayborne as a member of the Senate Committee on Assignments. In addition, I hereby appoint Senator Mattie Hunter to temporarily replace Senator Kimberly Lightford as a member of the Senate Committee on Assignments. These appointments will automatically expire upon adjournment of the Senate Committee on Assignments.

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 967

Offered by Senator Althoff and all Senators:
Mourns the death of Mario J. Perez of Woodstock.

SENATE RESOLUTION NO. 968

Offered by Senator Lauzen and all Senators:
Mourns the death of Alice M. Bunce of Aurora.

SENATE RESOLUTION NO. 969

Offered by Senator Link and all Senators:
Mourns the death of Linda S. Tekampe of Winthrop Harbor

SENATE RESOLUTION NO. 970

Offered by Senator Duffy and all Senators:
Mourns the death of Dr. James Martin Brophy III of Waukegan.

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

INTRODUCTION OF BILL

SENATE BILL NO. 3938. Introduced by Senator Haine, a bill for AN ACT concerning property.

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

[November 21, 2012]

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 2065, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Assignments.

APPOINTMENT MESSAGES

Appointment Message No. 0556

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Pollution Control Board

Start Date: November 15, 2012

End Date: July 1, 2015

Name: Jerome D. O'Leary

Residence: 1400 34th Ave. B Ct., Moline, IL 61265

Annual Compensation: \$117,043

Per diem: Not Applicable

Nominee's Senator: Senator Mike Jacobs

Most Recent Holder of Office: Thomas E. Johnson

Superseded Appointment Message: Not Applicable

Appointment Message No. 0557

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Community College Board

Start Date: November 15, 2012

End Date: June 30, 2013

Name: Teresa Garate

Residence: 7061 N. Kedzie, Ste. 1608, Chicago, IL 60645

[November 21, 2012]

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Ira I. Silverstein

Most Recent Holder of Office: Judy Rake

Superseded Appointment Message: Not Applicable

Under the rules, the foregoing Appointment Messages were referred to the Committee on Assignments.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Harmon, Chairperson of the Committee on Assignments, during its November 21, 2012 meeting, reported the following Bills have been assigned to the indicated Standing Committees of the Senate:

Education: **House Bill No. 287.**

Executive: **Senate Bill No. 3925; House Bills Numbered 1984, 3816, 4866 and 5151.**

Insurance: **House Bill No. 2065.**

Senator Harmon, Chairperson of the Committee on Assignments, during its November 21, 2012 meeting, reported the following Resolution has been assigned to the indicated Standing Committee of the Senate:

Executive: **Senate Resolution No. 821.**

Senator Harmon, Chairperson of the Committee on Assignments, during its November 21, 2012 meeting, reported the following Appointment Messages have been assigned to the indicated Standing Committee of the Senate:

Executive Appointments: **Appointment Messages Numbered 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 552, 553, 554 and 555.**

MOTIONS IN WRITING

Senator Luechtefeld submitted the following Motion in Writing:

I move that Senate Bill 681 do pass, notwithstanding the specific recommendations of the Governor.

11/19/2012
DATE

s/David Luechtefeld
SENATOR

Senator Duffy submitted the following Motion in Writing:

I move that Senate Bill 2945 do pass, the veto of the Governor to the contrary notwithstanding.

[November 21, 2012]

9/18/2012
DATE

s/Dan Duffy
SENATOR

The foregoing Motions in Writing were filed with the Secretary and ordered placed on the Senate Calendar.

LEGISLATIVE MEASURE FILED

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

Senate Committee Amendment No. 1 to Senate Resolution 821

At the hour of 10:56 o'clock a.m., pursuant to **House Joint Resolution No. 94**, the Chair announced the Senate stand adjourned until Tuesday, November 27, 2012, at 12:00 o'clock noon, or until the call of the President.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Martinez, **House Bill No. 1957** 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 57; NAYS None.

The following voted in the affirmative:

| | | | |
|-------------|-------------|-------------|---------------|
| Althoff | Harmon | Link | Rezin |
| Bivins | Holmes | Luechtefeld | Righter |
| Bomke | Hunter | Maloney | Sandack |
| Brady | Hutchinson | Martinez | Sandoval |
| Clayborne | Jacobs | McCann | Schmidt |
| Collins, A. | Johnson, C. | McCarter | Schoenberg |
| Collins, J. | Johnson, T. | McGuire | Silverstein |
| Crotty | Jones, E. | Millner | Steans |
| Cultra | Jones, J. | Mulroe | Sullivan |
| Dillard | Koehler | Muñoz | Syverson |
| Duffy | Kotowski | Murphy | Trotter |
| Forby | LaHood | Noland | Mr. President |
| Frerichs | Landek | Pankau | |
| Garrett | Lauzen | Radogno | |
| Haine | Lightford | Raoul | |

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.

[November 21, 2012]