



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-EIGHTH GENERAL ASSEMBLY**

**12TH LEGISLATIVE DAY**

**THURSDAY, FEBRUARY 14, 2013**

**11:05 O'CLOCK A.M.**

**SENATE**  
**Daily Journal Index**  
**12th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Legislative Measure(s) Filed .....	3
Presentation of Senate Joint Resolution No. 13 .....	3
Presentation of Senate Resolutions No'd. 88-89 .....	3
Report from Assignments Committee .....	4, 5
Report from Standing Committee(s) .....	4
Report(s) Received .....	3
Resolutions Consent Calendar .....	20

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
SB 0010	Recalled - Amendment(s) .....	5
SB 0010	Third Reading .....	6
SB 0622	Recalled - Amendment(s) .....	7
SB 0622	Third Reading .....	10
SJRCA 0013	Constitutional Amendment .....	3
SR 0054	Adopted, as amended .....	11
SR 0065	Adopted .....	18
HB 0156	Third Reading .....	19

The Senate met pursuant to adjournment.  
Senator Terry Link, Waukegan, Illinois, presiding.  
Prayer by Paula Gentry, Athens Christian Church, Athens, Illinois.  
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, February 13, 2013, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

### **REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

Report Pursuant to Public Act 87-552 (Flex time), submitted by the Prisoner Review Board.

CPS Legislative 265 Bi-Annual Report, submitted by the Chicago Public Building Commission.

2013 Hispanic, Asian-American and African-American Employment Plan Reports, submitted by the Illinois Board of Higher Education.

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

### **LEGISLATIVE MEASURES FILED**

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

Senate Committee Amendment No. 1 to Senate Bill 1245

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

Senate Floor Amendment No. 2 to Senate Bill 10

Senate Floor Amendment No. 2 to Senate Bill 622

### **PRESENTATION OF RESOLUTIONS**

#### **SENATE RESOLUTION NO. 88**

Offered by Senator Hastings and all Senators:

Mourns the death of Bruce A. Scheidegger of Orland Park.

#### **SENATE RESOLUTION NO. 89**

Offered by Senator Haine and all Senators:

Mourns the death of Daniel Thomas Kenney of Godfrey.

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

Senator Raoul offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

#### **SENATE JOINT RESOLUTION NO. 13 CONSTITUTIONAL AMENDMENT**

SC0013

[February 14, 2013]

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article I of the Illinois Constitution by adding Section 25 as follows:

ARTICLE I  
BILL OF RIGHTS

SECTION 25. PARTICULAR SERVICES AND PROPERTY

Except as a punishment for crime whereof the party shall have been duly convicted, no person's particular services shall be demanded without just compensation. No person's property shall be taken by law without just compensation. Such compensation shall be determined by a jury as provided by law.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

**REPORT FROM STANDING COMMITTEE**

Senator E. Jones, III, Chairperson of the Committee on Local Government, to which was referred **Senate Bill No. 1204**, reported the same back with the recommendation that the bill do pass.

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

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

At the hour of 11:10 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 12:01 o'clock p.m., the Senate resumed consideration of business.

Senator Lightford, presiding, and the Chair announced that the Senate stand at ease.

**AT EASE**

At the hour of 12:14 o'clock p.m., the Senate resumed consideration of business.

Senator Harmon, presiding.

**REPORT FROM COMMITTEE ON ASSIGNMENTS**

Senator Harmon, Chairperson of the Committee on Assignments, during its February 14, 2013 meeting, reported the following Senate Bills have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Bills Numbered 1329, 1341 and 1470.**

Criminal Law: **Senate Bills Numbered 1269, 1322, 1331, 1332, 1333 and 1497.**

Education: **Senate Bills Numbered 1248, 1274, 1307, 1362 and 1397.**

Energy: **Senate Bills Numbered 103, 1458 and 1469.**

Executive: **Senate Bills Numbered 1289, 1290, 1342, 1343, 1354, 1361, 1367, 1370, 1371, 1393, 1415, 1436, 1442, 1459, 1471, 1472, 1473, 1493 and 1516.**

[February 14, 2013]

Higher Education: **Senate Bill No. 1398.**

Insurance: **Senate Bills Numbered 1253, 1273, 1411, 1422 and 1457.**

Judiciary: **Senate Bills Numbered 1280, 1284, 1285, 1286, 1287, 1330, 1340, 1358, 1377, 1378, 1382, 1399, 1414, 1428, 1444 and 1500.**

Labor and Commerce: **Senate Bills Numbered 1190, 1429 and 1466.**

Licensed Activities and Pensions: **Senate Bills Numbered 1293, 1366, 1447, 1455, 1495 and 1496.**

Local Government: **Senate Bills Numbered 1344, 1407, 1408, 1409, 1410, 1417, 1430, 1456, 1474, 1475 and 1499.**

Public Health: **Senate Bills Numbered 1292, 1303, 1321 and 1373.**

Revenue: **Senate Bills Numbered 1308, 1309, 1379, 1403, 1404, 1405, 1432, 1448, 1518 and 1519.**

State Government and Veterans Affairs: **Senate Bills Numbered 1251, 1323, 1352, 1353, 1376, 1449, 1498, 1506, 1515 and 1517.**

Transportation: **Senate Bills Numbered 1294, 1299, 1310, 1346, 1381, 1383 and 1439.**

Senator Harmon, Chairperson of the Committee on Assignments, during its February 14, 2013 meeting, reported the following Senate Resolutions has been assigned to the indicated Standing Committee of the Senate:

Public Health: **Senate Resolution No. 75.**

Senator Harmon, Chairperson of the Committee on Assignments, during its February 14, 2013 meeting, reported that the following Legislative Measures have been approved for consideration:

**Senate Floor Amendment No. 2 to Senate Bill 10**  
**Senate Floor Amendment No. 2 to Senate Bill 622**

The foregoing floor amendments were placed on the Secretary's Desk.

#### **SENATE BILL RECALLED**

On motion of Senator Steans, **Senate Bill No. 10** was recalled from the order of third reading to the order of second reading.

Senator Steans offered the following amendment and moved its adoption:

#### **AMENDMENT NO. 2 TO SENATE BILL 10**

AMENDMENT NO. 2. Amend Senate Bill 10, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 1, line 10, after "marriage.", by inserting the following: "Nothing in this Act is intended to abrogate, limit, or expand the ability of a religious denomination to exercise First Amendment rights protected by the United States Constitution or the Illinois Constitution nor is it intended to abrogate, limit, or expand the Illinois Human Rights Act or the Religious Freedom Restoration Act."; and

on page 2, line 21, by deleting "and human rights protected"; and

on page 3, by replacing lines 1 through 4 with "marriages it will solemnize or celebrate."; and

[February 14, 2013]

on page 5, by inserting immediately below line 6 the following:

"(a-10) No church, mosque, synagogue, temple, nondenominational ministry, interdenominational or ecumenical organization, mission organization, or other organization whose principal purpose is the study, practice, or advancement of religion is required to provide religious facilities for the solemnization ceremony or celebration associated with the solemnization ceremony of a marriage if the solemnization ceremony or celebration associated with the solemnization ceremony is in violation of its religious beliefs. An entity identified in this subsection (a-10) shall be immune from any civil, administrative, criminal penalty, claim, or cause of action based on its refusal to provide religious facilities for the solemnization ceremony or celebration associated with the solemnization ceremony of a marriage if the solemnization ceremony or celebration associated with the solemnization ceremony is in violation of its religious beliefs. As used in this subsection (a-10), "religious facilities" means sanctuaries, parish halls, fellowship halls, and similar facilities. "Religious facilities" does not include facilities such as businesses, health care facilities, educational facilities, or social service agencies."

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 Steans, **Senate Bill No. 10** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 34; NAYS 21; Present 2.

The following voted in the affirmative:

Barickman	Harmon	Landek	Noland
Bertino-Tarrant	Hastings	Lightford	Raoul
Biss	Holmes	Link	Sandoval
Bush	Hunter	Manar	Stadelman
Collins	Hutchinson	Martinez	Steans
Cullerton, T.	Jacobs	McGuire	Trotter
Cunningham	Jones, E.	Morrison	Mr. President
Delgado	Koehler	Mulroe	
Frerichs	Kotowski	Muñoz	

The following voted in the negative:

Althoff	Forby	McConaughay	Rose
Bivins	Haine	Murphy	Sullivan
Brady	LaHood	Oberweis	Syverson
Connelly	Luechtefeld	Radogno	
Dillard	McCann	Rezin	
Duffy	McCarter	Righter	

The following voted present:

Harris  
Van Pelt

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).

[February 14, 2013]

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

Senator Raoul moved to reconsider the vote by which **Senate Bill No. 10** passed.

The motion carried.

Senator Steans moved the motion to reconsider be ordered to lie on the table.

The motion to table prevailed.

### SENATE BILL RECALLED

On motion of Senator J. Cullerton, **Senate Bill No. 622** was recalled from the order of third reading to the order of second reading.

Senator J. Cullerton offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 622

AMENDMENT NO. 2. Amend Senate Bill 622 by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by changing Section 6z-18 as follows:

(30 ILCS 105/6z-18) (from Ch. 127, par. 142z-18)

Sec. 6z-18. A portion of the money paid into the Local Government Tax Fund from sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food which has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics, which occurred in municipalities, shall be distributed to each municipality based upon the sales which occurred in that municipality. The remainder shall be distributed to each county based upon the sales which occurred in the unincorporated area of that county.

A portion of the money paid into the Local Government Tax Fund from the 6.25% general use tax rate on the selling price of tangible personal property which is purchased outside Illinois at retail from a retailer and which is titled or registered by any agency of this State's government shall be distributed to municipalities as provided in this paragraph. Each municipality shall receive the amount attributable to sales for which Illinois addresses for titling or registration purposes are given as being in such municipality. The remainder of the money paid into the Local Government Tax Fund from such sales shall be distributed to counties. Each county shall receive the amount attributable to sales for which Illinois addresses for titling or registration purposes are given as being located in the unincorporated area of such county.

A portion of the money paid into the Local Government Tax Fund from the 6.25% general rate (and, beginning July 1, 2000 and through December 31, 2000, the 1.25% rate on motor fuel and gasoline, and beginning on August 6, 2010 through August 15, 2010, the 1.25% rate on sales tax holiday items) on sales subject to taxation under the Retailers' Occupation Tax Act and the Service Occupation Tax Act, which occurred in municipalities, shall be distributed to each municipality, based upon the sales which occurred in that municipality. The remainder shall be distributed to each county, based upon the sales which occurred in the unincorporated area of such county.

For the purpose of determining allocation to the local government unit, a retail sale by a producer of coal or other mineral mined in Illinois is a sale at retail at the place where the coal or other mineral mined in Illinois is extracted from the earth. This paragraph does not apply to coal or other mineral when it is delivered or shipped by the seller to the purchaser at a point outside Illinois so that the sale is exempt under the United States Constitution as a sale in interstate or foreign commerce.

Whenever the Department determines that a refund of money paid into the Local Government Tax Fund should be made to a claimant instead of issuing a credit memorandum, the Department shall notify the State Comptroller, who shall cause the order to be drawn for the amount specified, and to the person named, in such notification from the Department. Such refund shall be paid by the State Treasurer out of the Local Government Tax Fund.

As soon as possible after the first day of each month, beginning January 1, 2011, upon certification of the Department of Revenue, the Comptroller shall order transferred, and the Treasurer shall transfer, to the STAR Bonds Revenue Fund the local sales tax increment, as defined in the Innovation Development and Economy Act, collected during the second preceding calendar month for sales within a STAR bond district and deposited into the Local Government Tax Fund, less 3% of that amount, which shall be transferred into the Tax Compliance and Administration Fund and shall be used by the Department,

[February 14, 2013]

subject to appropriation, to cover the costs of the Department in administering the Innovation Development and Economy Act.

After the monthly transfer to the STAR Bonds Revenue Fund, on or before the 25th day of each calendar month, the Department shall prepare and certify to the Comptroller the disbursement of stated sums of money to named municipalities and counties, the municipalities and counties to be those entitled to distribution of taxes or penalties paid to the Department during the second preceding calendar month. The amount to be paid to each municipality or county shall be the amount (not including credit memoranda) collected during the second preceding calendar month by the Department and paid into the Local Government Tax Fund, plus an amount the Department determines is necessary to offset any amounts which were erroneously paid to a different taxing body, and not including an amount equal to the amount of refunds made during the second preceding calendar month by the Department, and not including any amount which the Department determines is necessary to offset any amounts which are payable to a different taxing body but were erroneously paid to the municipality or county, and not including any amounts that are transferred to the STAR Bonds Revenue Fund. Within 10 days after receipt, by the Comptroller, of the disbursement certification to the municipalities and counties, provided for in this Section to be given to the Comptroller by the Department, the Comptroller shall cause the orders to be drawn for the respective amounts in accordance with the directions contained in such certification.

When certifying the amount of monthly disbursement to a municipality or county under this Section, the Department shall increase or decrease that amount by an amount necessary to offset any misallocation of previous disbursements. The offset amount shall be the amount erroneously disbursed within the 6 months preceding the time a misallocation is discovered.

The provisions directing the distributions from the special fund in the State Treasury provided for in this Section shall constitute an irrevocable and continuing appropriation of all amounts as provided herein. The State Treasurer and State Comptroller are hereby authorized to make distributions as provided in this Section.

In construing any development, redevelopment, annexation, preannexation or other lawful agreement in effect prior to September 1, 1990, which describes or refers to receipts from a county or municipal retailers' occupation tax, use tax or service occupation tax which now cannot be imposed, such description or reference shall be deemed to include the replacement revenue for such abolished taxes, distributed from the Local Government Tax Fund.

As soon as possible after the effective date of this amendatory Act of the 98th General Assembly, the State Comptroller shall order and the State Treasurer shall transfer \$6,600,000 from the Local Government Tax Fund to the Illinois State Medical Disciplinary Fund.

(Source: P.A. 96-939, eff. 6-24-10; 96-1012, eff. 7-7-10; 97-333, eff. 8-12-11.)

Section 10. The Medical Practice Act of 1987 is amended by changing Section 21 as follows:  
(225 ILCS 60/21) (from Ch. 111, par. 4400-21)

(Section scheduled to be repealed on December 31, 2013)

Sec. 21. License renewal; restoration; inactive status; disposition and collection of fees.

(A) Renewal. The expiration date and renewal period for each license issued under this Act shall be set by rule. The holder of a license may renew the license by paying the required fee. The holder of a license may also renew the license within 90 days after its expiration by complying with the requirements for renewal and payment of an additional fee. A license renewal within 90 days after expiration shall be effective retroactively to the expiration date.

The Department shall mail to each licensee under this Act, at his or her address of record, at least 60 days in advance of the expiration date of his or her license, a renewal notice. No such license shall be deemed to have lapsed until 90 days after the expiration date and after such notice has been mailed by the Department as herein provided.

(B) Restoration. Any licensee who has permitted his or her license to lapse or who has had his or her license on inactive status may have his or her license restored by making application to the Department and filing proof acceptable to the Department of his or her fitness to have the license restored, including evidence certifying to active practice in another jurisdiction satisfactory to the Department, proof of meeting the continuing education requirements for one renewal period, and by paying the required restoration fee.

If the licensee has not maintained an active practice in another jurisdiction satisfactory to the Department, the Licensing Board shall determine, by an evaluation program established by rule, the applicant's fitness to resume active status and may require the licensee to complete a period of evaluated clinical experience and may require successful completion of a practical examination specified by the

[February 14, 2013]



Licensing Board.

However, any registrant whose license has expired while he or she has been engaged (a) in Federal Service on active duty with the Army of the United States, the United States Navy, the Marine Corps, the Air Force, the Coast Guard, the Public Health Service or the State Militia called into the service or training of the United States of America, or (b) in training or education under the supervision of the United States preliminary to induction into the military service, may have his or her license reinstated or restored without paying any lapsed renewal fees, if within 2 years after honorable termination of such service, training, or education, he or she furnishes to the Department with satisfactory evidence to the effect that he or she has been so engaged and that his or her service, training, or education has been so terminated.

(C) Inactive licenses. Any licensee who notifies the Department, in writing on forms prescribed by the Department, may elect to place his or her license on an inactive status and shall, subject to rules of the Department, be excused from payment of renewal fees until he or she notifies the Department in writing of his or her desire to resume active status.

Any licensee requesting restoration from inactive status shall be required to pay the current renewal fee, provide proof of meeting the continuing education requirements for the period of time the license is inactive not to exceed one renewal period, and shall be required to restore his or her license as provided in subsection (B).

Any licensee whose license is in an inactive status shall not practice in the State of Illinois.

(D) Disposition of monies collected. All monies collected under this Act by the Department shall be deposited in the Illinois State Medical Disciplinary Fund in the State Treasury, and used only for the following purposes: (a) by the Disciplinary Board and Licensing Board in the exercise of its powers and performance of its duties, as such use is made by the Department with full consideration of all recommendations of the Disciplinary Board and Licensing Board, (b) for costs directly related to persons licensed under this Act, and (c) for direct and allocable indirect costs related to the public purposes of the Department.

Moneys in the Fund may be transferred to the Professions Indirect Cost Fund as authorized under Section 2105-300 of the Department of Professional Regulation Law (20 ILCS 2105/2105-300).

The State Comptroller shall order and the State Treasurer shall transfer an amount equal to \$1,100,000 from the Illinois State Medical Disciplinary Fund to the Local Government Tax Fund on each of the following dates: July 1, 2014, October 1, 2014, January 1, 2015, July 1, 2017, October 1, 2017, and January 1, 2018. These transfers shall constitute repayment of the \$6,600,000 transfer made under Section 6z-18 of the State Finance Act.

All earnings received from investment of monies in the Illinois State Medical Disciplinary Fund shall be deposited in the Illinois State Medical Disciplinary Fund and shall be used for the same purposes as fees deposited in such Fund.

(E) Fees. The following fees are nonrefundable.

(1) Applicants for any examination shall be required to pay, either to the Department or to the designated testing service, a fee covering the cost of determining the applicant's eligibility and providing the examination. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged by the Department or the designated testing service, shall result in the forfeiture of the examination fee.

(2) Before July 1, 2018, the fee for a license under Section 9 of this Act is \$700. Beginning on July 1, 2018, the fee for a license under Section 9 of this Act is \$500 \$300.

(3) Before July 1, 2018, the fee for a license under Section 19 of this Act is \$700. Beginning on July 1, 2018, the fee for a license under Section 19 of this Act is \$500 \$300.

(4) Before July 1, 2018, the fee for the renewal of a license for a resident of Illinois shall be calculated at

the rate of \$230 \$400 per year, and beginning on July 1, 2018, the fee for the renewal of a license shall be \$167, except for licensees who were issued a license within 12 months of the expiration date of the license, before July 1, 2018, the fee for the renewal shall be \$230, and beginning on July 1, 2018 that fee will be \$167 \$100. Before July 1, 2018, the fee for the renewal of a license for a nonresident shall be calculated at the rate of \$460 \$200 per year, and beginning on July 1, 2018, the fee for the renewal of a license for a nonresident shall be \$250, except for licensees who were issued a license within 12 months of the expiration date of the license, before July 1, 2018, the fee for the renewal shall be \$460, and beginning on July 1, 2018 that fee will be \$250 \$200.

(5) The fee for the restoration of a license other than from inactive status, is \$230 \$400. In addition, payment of all lapsed renewal fees not to exceed \$1,400 \$600 is required.

[February 14, 2013]

(6) The fee for a 3-year temporary license under Section 17 is ~~\$230~~ \$100.

(7) The fee for the issuance of a duplicate license, for the issuance of a replacement license for a license which has been lost or destroyed, or for the issuance of a license with a change of name or address other than during the renewal period is \$20. No fee is required for name and address changes on Department records when no duplicate license is issued.

(8) The fee to be paid for a license record for any purpose is \$20.

(9) The fee to be paid to have the scoring of an examination, administered by the Department, reviewed and verified, is \$20 plus any fees charged by the applicable testing service.

(10) The fee to be paid by a licensee for a wall certificate showing his or her license shall be the actual cost of producing the certificate as determined by the Department.

(11) The fee for a roster of persons licensed as physicians in this State shall be the actual cost of producing such a roster as determined by the Department.

(F) Any person who delivers a check or other payment to the Department that is returned to the Department unpaid by the financial institution upon which it is drawn shall pay to the Department, in addition to the amount already owed to the Department, a fine of \$50. The fines imposed by this Section are in addition to any other discipline provided under this Act for unlicensed practice or practice on a nonrenewed license. The Department shall notify the person that payment of fees and fines shall be paid to the Department by certified check or money order within 30 calendar days of the notification. If, after the expiration of 30 days from the date of the notification, the person has failed to submit the necessary remittance, the Department shall automatically terminate the license or certificate or deny the application, without hearing. If, after termination or denial, the person seeks a license or certificate, he or she shall apply to the Department for restoration or issuance of the license or certificate and pay all fees and fines due to the Department. The Department may establish a fee for the processing of an application for restoration of a license or certificate to pay all expenses of processing this application. The Secretary may waive the fines due under this Section in individual cases where the Secretary finds that the fines would be unreasonable or unnecessarily burdensome.

(Source: P.A. 97-622, eff. 11-23-11.)

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

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 J. Cullerton, **Senate Bill No. 622** 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 19.

The following voted in the affirmative:

Bertino-Tarrant	Harris	Lightford	Raoul
Biss	Hastings	Link	Sandoval
Bush	Holmes	Manar	Stadelman
Collins	Hunter	Martinez	Steans
Cunningham	Hutchinson	McCarter	Sullivan
Delgado	Jacobs	McGuire	Trotter
Forby	Jones, E.	Morrison	Van Pelt
Frerichs	Koehler	Mulroe	Mr. President
Haine	Kotowski	Muñoz	
Harmon	Landek	Oberweis	

The following voted in the negative:

[February 14, 2013]

Althoff	Cullerton, T.	McCann	Rezin
Barickman	Dillard	McConnaughay	Righter
Bivins	Duffy	Murphy	Rose
Brady	LaHood	Noland	Syverson
Connelly	Luechtefeld	Radogno	

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

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

### CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator J. Cullerton moved that **Senate Resolution No. 54**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

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

#### AMENDMENT NO. 1 TO SENATE RESOLUTION 54

AMENDMENT NO. 1. Amend Senate Resolution 54 by replacing lines 2 through 4 on page 1 with the following:

"RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Rules of the Senate of the 98th General Assembly are amended by changing Rules 3-1, 3-5, 3-9, 7-2, 7-3, 7-12, 10-1, and 10-2 and by adding Rules 3-14 and 3-15 as follows:

(Senate Rule 3-1)

3-1. Committees.

(a) The committees of the Senate are: (i) the standing committees listed in Rule 3-4; (ii) special committees created by resolution or notice under Rule 3-3; and (iii) special subcommittees created by standing committees or by special committees under Rule 3-3. Subcommittees may not create subcommittees.

(b) All committees shall have a Chairperson and Minority Spokesperson, who shall not be of the same caucus, except as provided in Rule 3-2. Committees of the whole shall consist of all Senators. The number of majority caucus members and minority caucus members of all standing committees, and all other committees unless otherwise ordered by the Senate in accordance with these Senate Rules, shall be determined by the President. The numbers of majority caucus and minority caucus members shall become final upon the President filing with the Secretary an appropriate notice, which shall be Journalized.

(c) The Chairperson of a committee shall have the authority to call the committee to order, designate which legislative measures that are assigned to the committee shall be taken up, order the roll call vote to be taken on each legislative measure called for a vote, preserve order and decorum during committee meetings, assign legislative measures to special subcommittees of the parent committee, jointly sign and issue subpoenas with the President, and implement and supervise the business of the committee. The Vice-Chairperson of a committee may preside over its meetings in the absence or at the direction of the Chairperson.

(d) A vacancy on a committee, or in the Chairperson or Minority Spokesperson position on a committee, occurs when a member resigns from that position or ceases to be a Senator. Resignations shall be made in writing to the Secretary, who shall promptly notify the President and Minority Leader. Absent concurrence by a majority of those elected, or as otherwise provided in Rule 3-5, no member who resigns from a committee shall be reappointed to that committee for the remainder of the term. Replacement members shall be of the same caucus as that of the member who resigns, and shall be

[February 14, 2013]

appointed by the President or Minority Leader, depending upon the caucus of the resigning member. In the case of vacancies on special subcommittees that were created by committees, any vacancy shall be filled pursuant to the motion adopted to create the subcommittee but if the motion does not specify how a vacancy is filled then the parent committee shall fill the vacancy by motion.

(e) The Chairperson of a committee shall have the authority to call meetings of that committee, subject to the approval of the President in accordance with Rule 2-5(c)(19). Except as otherwise provided by these Senate Rules, committee meetings shall be convened in accordance with Rule 3-11.

(Senate Rule 3-5)

3-5. Service ~~Committees~~ Committee.

(a) In addition to the standing committees, there are 2 ~~is a permanent service committees committee~~ known as the "Committee on Assignments" and the "Committee on Legislative Petitions". The Committee on Assignments shall have those powers and duties that are outlined in these Senate Rules, as well as those that may be periodically ordered in accordance with these Senate Rules. The Committee on Legislative Petitions shall have those powers and duties outlined in Senate Rule 3-14, as well as those that may be periodically ordered in accordance with these Senate Rules.

(b) The Committee on Assignments shall consist of five members, three of whom shall be appointed by the President and two of whom shall be appointed by the Minority Leader. Both the President and the Minority Leader shall be eligible to be appointed to the Committee on Assignments. The Committee on Assignments shall be empowered to conduct business when a majority of the total number of its members has been appointed.

(c) The majority caucus members of the Committee on Assignments shall serve at the pleasure of the President, and the minority caucus members shall serve at the pleasure of the Minority Leader. Appointments thereto shall be by notice filed with the Secretary, and shall be effective for the balance of the term or until a replacement appointment is made, whichever first occurs. Appointments shall take effect upon filing with the Secretary regardless of whether the Senate is in session. Notwithstanding any other provision of these Senate Rules, any Senator who is replaced on the Committee on Assignments may be reappointed to the Committee on Assignments without concurrence of the Senate.

(d) Notwithstanding any other provision of these Senate Rules, the Committee on Assignments and the Committee on Legislative Petitions may meet upon reasonable public notice. All legislative measures pending before the Committee on Assignments or Legislative Petitions pending before the Committee on Legislative Petitions shall be eligible for consideration at any meeting thereof, and all such legislative measures shall be deemed posted for hearing by the Committee on Assignments for all of its meetings.

(e) This Rule may be suspended by a vote of three-fifths of the members elected.

(Senate Rule 3-9)

3-9. Re-Referrals to the Committee on Assignments.

(a) All legislative measures, with the exception of resolutions to amend the State Constitution and Legislative Petitions, that have failed to meet the applicable deadline established in accordance with Rule 2-10 for reporting to the Senate by a standing committee shall automatically be re-referred to the Committee on Assignments unless: (i) the deadline has been suspended pursuant to Rule 7-17, with re-referral to the Committee on Assignments to occur if the bill has not been reported to the Senate in accordance with the revised deadline; or (ii) the Committee on Assignments has issued a written exception to the Secretary with respect to a particular bill prior to the reporting deadline, with re-referral to occur, if at all, in accordance with the written exception. Should the President in accordance with Rule 2-10 establish deadlines for action on joint action motions or conference committee reports, the foregoing re-referral provisions and exceptions shall apply with respect to those legislative measures that fail to meet those deadlines.

(b) All legislative measures, with the exception of resolutions to amend the State Constitution and Appointment Messages, pending before the Senate or any of its committees shall automatically be re-referred to the Committee on Assignments on the 31st consecutive day that the Senate has not convened for session unless: (i) this Rule has been suspended in accordance with Rule 7-17; or (ii) the Committee on Assignments has issued a written exception to the Secretary prior to that 31st day.

(Senate Rule 3-14 new)

3-14. Legislative Petitions.

[February 14, 2013]

(a) The Senate recognizes that the people of Illinois have a right to petition their government to make known their opinions and to apply for redress of grievances, and encourages them to do so. For that reason, the Senate hereby creates a process by which the people may propose legislative action through the filing of petitions.

(b) The people may submit these petitions to any Senator or to the Chairperson of the Committee on Legislative Petitions.

(c) Any petition submitted shall succinctly state the relevant subject matter, the underlying factual circumstances, and a proposed legislative remedy. The petition shall also contain the signatures of at least ten Illinois residents (in print or electronic format). At least one original petition and one copy must be presented to the Senator or Chairperson of the Committee.

(d) Upon receipt of a petition, a member may file a Legislative Petition with the Secretary of the Senate. Each Legislative Petition shall have one principal sponsor whose name shall appear on the Legislative Petition and may be joined by no more than four chief cosponsors with the approval of the principal sponsor; other cosponsors shall be separated from the principal sponsor and any chief cosponsor by a comma. All Legislative Petitions introduced into the Senate shall be accompanied by the original petition received by the Senator and eight copies of the petition drafted by the Legislative Reference Bureau. The Secretary shall retain the original petition for archive purposes.

(e) All Legislative Petitions shall be drafted by the Legislative Reference Bureau, according to the form provided in this Rule.

(f) Legislative Petitions submitted shall be assigned a sequential number by the Secretary of the Senate, indicating the order in which they were received and read into the Senate record by the Secretary of the Senate at the direction of the Senate President. A Legislative Petition is received by the Senate when it is read into the Senate record and assigned a sequential number.

(g) All Legislative Petitions shall, after having been read into the Senate record, be automatically referred to the Committee on Legislative Petitions.

(h) A Legislative Petition that does not conform to the requirements of this Rule shall, at the direction of the Senate President, (i) be ruled non-compliant and out of order, and (ii) be returned by the Secretary of the Senate to the Senator who filed it.

(i) A Legislative Petition shall be unamendable, and any Legislative Petition pending when the Senate adjourns *sine die* shall not carry over into the next General Assembly.

(j) Form.

#### SENATE PETITION

The undersigned petitioner, individually and on behalf of those residents of the State of Illinois supporting this petition, hereby petitions the Chairperson and Members of the Senate Committee on Legislative Petitions to hold one or more public hearings to consider whether the following proposal should be introduced as legislation in the Illinois State Senate:

Primary Petitioner: (Insert name of first person signing petition)

Brief Summary of Proposal: (Insert Summary)

Summary provided by petitioner and reproduced without alteration.

Detailed Description of Proposal: (Insert Description or Specify "Not Provided")

Description provided by petitioner and reproduced without alteration.

(Senate Rule 3-15 new)

3-15. Committee on Legislative Petitions.

[February 14, 2013]

(a) In addition to standing committees and the Committee on Assignments, there shall be a permanent service committee known as the "Committee on Legislative Petitions". The Committee on Legislative Petitions shall have those powers and duties that are outlined in these Senate Rules, as well as those that may be periodically ordered in accordance with these Senate Rules.

(b) The appointed members of the Committee on Legislative Petitions shall be designated by the President and the Minority Leader in the same manner outlined in Rule 3-2 with respect to standing committees. In accordance with Section 1 of the General Assembly Compensation Act (25 ILCS 115/1), no Chairperson or Minority Spokesperson of the Committee on Legislative Petitions shall receive additional compensation for his or her service. The Committee may create subcommittees under Rule 3-3.

(c) It shall be the duty of the Committee on Legislative Petitions to consider petitions for legislation submitted to the Senate under these Senate Rules. After conducting one or more public hearings and receiving testimony, the Committee on Legislative Petitions may, by a majority of those appointed, issue a report to the full Senate outlining the testimony received, the positions of any witnesses, and any recommendations made by Committee members regarding the petition.

(Senate Rule 7-2)

7-2. Announcing a Roll Call Vote. When a roll call vote is requested, the Presiding Officer shall put the question and then announce to the Senate: "The voting is open." While the roll call is being taken, the Presiding Officer shall state: "Have all voted who wish?". The voting is closed when the Presiding Officer announces: "Take the Record." The Presiding Officer, ~~unless an intervening motion to postpone consideration by the principal sponsor is made,~~ shall then announce the results of the roll call. No Senator is permitted to vote or to change his or her vote after the Presiding Officer announces: "Take the Record."

(Senate Rule 7-3)

7-3. Decorum and Debate.

(a) When any Senator is about to speak or deliver any matter to the Senate, he or she shall rise and address the Presiding Officer as "Mister President" or "Madam President", as the case may be. Upon being recognized by the Chair, the latter will address the Senator by name and thereupon, and not until then, the engineer in charge of operating the microphones in the Senate will give the use of the microphone to the Senator who has been so recognized. The Senator in speaking shall confine himself or herself to the subject matter under discussion and avoid personalities.

(b) The Presiding Officer may at his or her discretion, and with consideration for the efficient operation of the Senate, determine whether any member shall be afforded the floor for the purpose of introduction of guests in the gallery. Questions affecting the rights, reputation, and conduct of members of the Senate in their representative capacity are questions of personal privilege. A matter of personal explanation does not constitute a question of personal privilege.

(c) If any Senator in speaking (or otherwise) transgresses these Senate Rules, the Presiding Officer shall, or any Senator may, call him or her to order, in which case the Senator so called to order shall sit down, unless permitted to explain; and the Senate, if appealed to, shall decide on the case without debate. If the decision is in favor of the Senator called to order, he or she is at liberty to proceed. If otherwise, and the case requires it, he or she is liable to the censure of the Senate.

(d) If any Senator is called to order for words spoken in debate, the person calling him or her to order shall repeat the words excepted to, and they shall be taken down by the Secretary. No Senator shall be held to answer or be subject to the censure of the Senate for words spoken in debate if any Senator has spoken in debate or other business has intervened after the words spoken and before exceptions to them shall have been taken.

(e) If two or more Senators rise at once, the Presiding Officer shall name the Senator who is to speak first.

(f) No person shall give any signs of approbation or disapprobation while the Senate is in session.

(g) No Senator shall speak more than five minutes on the same question without the consent of the Senate, nor more than twice on that question. No Senator shall speak more than once until every Senator

[February 14, 2013]

choosing to speak has spoken. However, the Presiding Officer, in his or her discretion, may set time limits for the presentation of a legislative measure by the principal sponsor or a member designated by the principal sponsor and debate by Senators seeking to debate the legislative measure. No Senator may explain his or her vote.

(h) While the Presiding Officer is putting a question, no Senator shall leave or walk across the Senate Chamber. When a Senator is addressing the Senate, no Senator or other person entitled to the floor shall entertain private discourse or pass between the speaker and the Presiding Officer.

(i) In case of any disturbances or disorderly conduct in the lobby, gallery, or hallways adjoining the chamber, the President shall have the power to order the same to be cleared.

(j) All material placed on the desks of Senators shall contain the name of the Senator requesting its distribution.

(Senate Rule 7-12)

7-12. Motion to Postpone Consideration. A motion to postpone consideration on a legislative measure may not be made more than once on the same bill or proposition. Unless otherwise provided by these Senate Rules, a motion to postpone consideration shall be made prior to intervening business and shall be granted as a matter of privilege. However ; however, no motion to postpone consideration is in order if the involved legislative measure (1) initially received a vote of fewer than two-fifths of the members elected or (2) is an Appointment Message.

(Senate Rule 10-1)

10-1. Nominations.

(a) Every nomination subject to confirmation by the Senate shall be referred to the Committee on Assignments in accordance with Rule 3-6; nominations may be considered by the Executive Appointments Committee or other committees in accordance with these Senate Rules. Each nominee shall be required to appear in person before that meeting of a committee convened for the purpose of considering the qualifications of the person for the office to which he or she has been nominated. The appearance of the nominee may be waived by the committee by a vote of a majority of those appointed.

(b) The Executive Appointments Committee or another committee in accordance with these Senate Rules shall, six days prior to any of its meetings, post a notice on the Senate bulletin board or make the notice electronically available indicating the nominees to be considered at its next meeting and the time, date, and place of the meeting. The Chairperson of the committee shall provide a copy of the notice to the Governor's Office of Legislative Affairs or other proper appointing officer or authority, if applicable, which shall be responsible for notifying each nominee scheduled to be considered of the date, time, and place of hearing.

(c) Except for Appointment Messages placed on the Denial of Appointment Calendar under the order of Executive Appointments, on ~~or~~ considering the report of the Executive Appointments Committee or another committee in accordance with these Senate Rules on a nomination, the Presiding Officer shall put the following question: "Does the Senate advise and consent to the nomination just made?". The Chairman of the Executive Appointments Committee may, by a motion in writing approved by a majority of the members present and voting compile a list of individual appointment messages to be acted on together by a single vote. Whenever a list of Appointment Messages has been so compiled, five or more members may request the question be put and the vote separately taken upon each of the Appointment Messages on that list. The Senate may determine, by a majority vote of those elected, after having voted upon the question of one or more of the Appointment Messages individually, to act upon the question of the remaining Appointment Messages on that list as a unit.

(c-5) After a committee has reported to the Senate any Appointment Message "do not recommend advise and consent" pursuant to subsection (a) of Rule 3-11, the Chairman of the Executive Appointments Committee shall move that the Appointment Message (or Appointment Messages) be placed on the Denial of Appointment Calendar under the order of Executive Appointments. A motion to place an Appointment Message on the Denial of Appointment Calendar is neither debatable, subject to division under Rule 7-14, nor subject to a motion to reconsider under Rule 7-15. The Presiding Officer shall put the following question: "Shall the Senate place Appointment Message (or Messages) (insert number or numbers) on the Denial of Appointment Calendar which shall constitute the Senate's rejection of that Message (or those Messages) on its 60th session day under our Rules?" Upon adoption of the

motion by a majority vote, the Secretary shall place an Appointment Message on the Denial of Appointment Calendar under the order of Executive Appointments.

After a committee has reported to the Senate any Appointment Message "without recommendation" pursuant to subsection (a) of Rule 3-11, the Chairman of the Executive Appointments Committee may move that the Appointment Message (or Appointment Messages) be placed on the Denial of Appointment Calendar under the order of Executive Appointments. A motion to place an Appointment Message on the Denial of Appointment Calendar is neither debatable, subject to division under Rule 7-14, nor subject to a motion to reconsider under Rule 7-15. The Presiding Officer shall put the following question: "Shall the Senate place the Appointment Message (or Messages) (insert number or numbers) on the Denial of Appointment Calendar which shall constitute the Senate's rejection of that Message (or those Messages) on its 60th session day under our Rules?" Upon adoption of the motion by majority vote, the Secretary shall place an Appointment Message on the Denial of Appointment Calendar under the order of Executive Appointments.

The Secretary shall set forth for each applicable Appointment Message on the Denial of Appointment Calendar the number, name of the nominee, and the title of the office, agency or other body to which nomination is being made. The Denial of Appointment Calendar shall also state the number of session days that have elapsed since each Appointment Message was received by the Senate. The Secretary shall distribute the Denial of Appointment Calendar to each member of the Senate as a component of the Senate Calendar for each session day other than a perfunctory session day. The Secretary shall make the Denial of Appointment Calendar available to the public.

An Appointment Message shall be removed from the Denial of Appointment Calendar if a written objection stating the number of the Appointment Message to be removed is filed with the Secretary on or before the 59th session day after the day the Appointment Message was received by the Senate, and the objection contains the signature of a majority of the members elected. Upon the filing of a proper written objection, the Secretary shall remove the relevant Appointment Message from the Denial of Appointment Calendar and automatically place the Appointment Message on the Senate Calendar under the order of Executive Appointments.

An Appointment Message shall be removed from the Denial of Appointment Calendar if, upon concurrence of a majority of those appointed, the Committee on Assignments adopts a motion to remove that Appointment Message on or before the 59th session day after the day the Appointment Message was received by the Senate. Upon this action of the Committee on Assignments, the Secretary shall remove the relevant Appointment Message from the Denial of Appointment Calendar and automatically place the Appointment Message on the Senate Calendar under the order of Executive Appointments, unless the Committee on Assignments has referred the Appointment Message to a committee for further action.

If neither the Committee on Assignments takes action to remove an Appointment Message from the Denial of Appointment Calendar, nor a proper written objection to an Appointment Message on the Denial of Appointment Calendar is filed with the Secretary as required under this Rule, then that Appointment Message shall remain on the Denial of Appointment Calendar. A motion to place an Appointment Message (or Appointment Messages) on the Denial of Appointment Calendar adopted by the Senate shall constitute the Senate's rejection of each Appointment Message on the Denial of Appointment Calendar on the 60th session day after the day the Appointment Message was received by the Senate. Each Appointment Message remaining on the Denial of Appointment Calendar on the 60th session day after the day the Appointment Message was received by the Senate shall be deemed to have not received the advice and consent of the Senate and thereby rejected by the Senate pursuant to Article V, Section 9 of the Illinois Constitution.

On the 60th Session Day for each Appointment Message on the Denial of Appointment Calendar, the Presiding Officer shall make the following inquiry of the Secretary: "Please identify each Appointment Message on the Denial of Appointment Calendar that is on its 60th Session Day." After the Secretary identifies the relevant Appointment Message or Appointment Messages, the Presiding Officer shall make the following declaration: "Each Appointment Message just read is on its 60th Session Day and remains on the Denial of Appointment Calendar; therefore each such Message, pursuant to our Rules, is deemed to have not received the advice and consent of the Senate and is hereby rejected by the Senate pursuant to Article V, Section 9 of the Illinois Constitution. The journal shall reflect that the Senate has rejected each such nomination and the Secretary shall inform the relevant appointing authority of the Senate's action in rejecting that authority's nomination."

(d) Except as otherwise provided for in this Rule, while ~~While~~ any nomination remains with the Senate, it is in order to reconsider any vote taken thereon, subject to the provisions of Rule 7-15 not related to the time for making such a motion.

[February 14, 2013]



(Senate Rule 10-2)

10-2. Appointment Messages.

(a) Every nomination subject to the advice and consent of the Senate shall be submitted to the Senate by an Appointment Message from the appointing officer or appointing authority in accordance with this Rule, using the Appointment Message form provided in this Rule, containing all of the required information, and accompanied by a cover letter signed by the appointing officer or on behalf of the appointing authority.

(b) All Appointment Messages shall be drafted by the Legislative Reference Bureau, according to the form provided in this Rule.

(c) Appointment Messages submitted shall be assigned a sequential number by the Secretary of the Senate, indicating the order in which they were received and read into the Senate record by the Secretary of the Senate at the direction of the Senate President. An Appointment Message is received by the Senate when it is read into the Senate record and assigned a sequential number. A perfunctory session day shall not be deemed to be a session day for the purpose of Article V, Section 9, subsection (a) of the Illinois Constitution.

(d) An Appointment Message that does not conform to the requirements of this Rule shall, at the direction of the Senate President, (i) be ruled non-compliant and of no legal effect and (ii) be returned by the Secretary of the Senate to the appointing officer or authority that filed it.

(e) The appointing officer or authority may file in accordance with this Rule an Appointment Message that supersedes a previously filed Appointment Message. A superseding Appointment Message shall identify by sequential number the Appointment Message that it supersedes. The filing of a superseding Appointment Message shall automatically table the Appointment Message that it supersedes, and that superseded Appointment Message shall have no further legal effect.

(f) Nothing in this Rule shall be construed to prohibit an appointing officer or authority from withdrawing in writing an Appointment Message that was previously submitted to or received by the Senate. An Appointment Message that has been withdrawn shall have no further legal effect.

(g) An Appointment Message (i) shall be a committee-sponsored legislative measure that is unamendable and (ii) shall be controlled by the Chairperson of the Executive Appointments Committee, who for purposes of these Senate Rules shall be deemed the principal sponsor. In the absence of the Chairperson, the Vice-Chairperson of the Executive Appointments Committee shall be deemed the principal sponsor. Messages may not have individual cosponsors.

(h) Any Appointment Message pending when the Senate adjourns *sine die* (i) shall carry over into the next General Assembly and (ii) shall be considered to have been received by the Senate when originally read into the Senate record as provided for in subsection (c) of this Rule. An Appointment Message carrying over into the next General Assembly shall retain the sequential number assigned when originally read into the Senate record as provided for in subsection (c) of this Rule.

~~(i) Notwithstanding the requirements contained in this Rule, any Appointment Message submitted to the 96th General Assembly and not acted upon by the 96th General Assembly is deemed to be carried over to the 97th General Assembly. The Senate may take action on any Appointment Message carried over from the Senate of the 96th General Assembly. Nothing in this Rule shall be construed to prohibit an appointing officer or authority from withdrawing in writing an Appointment Message that was previously submitted to or received by the Senate of the 96th General Assembly and carried over into the Senate of the 97th General Assembly. An Appointment Message carried over from the Senate of the 96th General Assembly that has been withdrawn in the Senate of the 97th General Assembly shall have no further legal effect.~~

~~(i) (j) Form.~~

#### APPOINTMENT MESSAGE

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

[February 14, 2013]

(I, (Name and Title of Appointing Officer), am)/(The (Name of the Appointing Authority) is) 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: (Insert Title and Position)

Agency or Other Body: (Name of Agency, Board, Commission, or other Body to Which Nomination is Being Made)

Start Date: (Insert Start Date)

End Date: (Insert End Date or Specify "Not Applicable")

Name: (Name of Nominee)

Residence: (Residential Address of Nominee)

Annual Compensation: (Insert Dollar Amount or Specify "Unsalaries")

Per diem: (Insert Dollar Amount or Specify "Not Applicable")

Nominee's Senator: Senator (Name of Senator in whose District the Nominee Resides)

Most Recent Holder of Office: (Insert Name or Specify "New Position")

Superseded Appointment Message: (Insert Sequence Number of Superseded Message or Specify "Not Applicable").

Senator J. Cullerton moved that Senate Resolution No. 54, as amended, be adopted.  
And on that motion a call of the roll was had resulting as follows:

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Frerichs	Link	Raoul
Barickman	Haine	Luechtefeld	Rezin
Bertino-Tarrant	Harmon	Manar	Righter
Biss	Harris	Martinez	Rose
Bivins	Hastings	McCann	Sandoval
Brady	Holmes	McCarter	Stadelman
Bush	Hunter	McConnaughay	Steans
Collins	Hutchinson	McGuire	Sullivan
Connelly	Jacobs	Morrison	Syverson
Cullerton, T.	Jones, E.	Mulroe	Trotter
Cunningham	Koehler	Muñoz	Van Pelt
Delgado	Kotowski	Murphy	Mr. President
Dillard	LaHood	Noland	
Duffy	Landek	Oberweis	
Forby	Lightford	Radogno	

The motion prevailed.  
And the resolution, as amended, was adopted.

Senator Collins moved that **Senate Resolution No. 65**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

[February 14, 2013]

Senator Collins moved that Senate Resolution No. 65 be adopted.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Frerichs	Link	Rezin
Barickman	Haine	Luechtefeld	Righter
Bertino-Tarrant	Harmon	Manar	Rose
Biss	Harris	Martinez	Sandoval
Bivins	Hastings	McCann	Stadelman
Brady	Holmes	McCarter	Steans
Bush	Hunter	McConnaughay	Sullivan
Collins	Hutchinson	McGuire	Syverson
Connelly	Jacobs	Morrison	Trotter
Cullerton, T.	Jones, E.	Mulroe	Van Pelt
Cunningham	Koehler	Muñoz	Mr. President
Delgado	Kotowski	Murphy	
Dillard	LaHood	Noland	
Duffy	Landek	Radogno	
Forby	Lightford	Raoul	

The motion prevailed.  
And the resolution was adopted.

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

On motion of Senator Kotowski, **House Bill No. 156** 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 2.

The following voted in the affirmative:

Althoff	Haine	Link	Rezin
Barickman	Harmon	Luechtefeld	Righter
Bertino-Tarrant	Harris	Martinez	Rose
Biss	Hastings	McCann	Sandoval
Bivins	Holmes	McCarter	Stadelman
Bush	Hunter	McConnaughay	Steans
Collins	Hutchinson	McGuire	Sullivan
Connelly	Jacobs	Morrison	Syverson
Cullerton, T.	Jones, E.	Mulroe	Trotter
Cunningham	Koehler	Muñoz	Van Pelt
Delgado	Kotowski	Murphy	Mr. President
Dillard	LaHood	Noland	
Duffy	Landek	Radogno	
Forby	Lightford	Raoul	

The following voted in the negative:

Brady  
Manar

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.

**RESOLUTIONS CONSENT CALENDAR**

**SENATE RESOLUTION NO. 78**

Offered by Senator Muñoz and all Senators:  
Mourns the death of Dr. Antonio Ramos of Chicago

**SENATE RESOLUTION NO. 79**

Offered by Senator McCann and all Senators:  
Mourns the death of Carolyn Bernice Alexander of Jerseyville.

**SENATE RESOLUTION NO. 80**

Offered by Senator McGuire and all Senators:  
Mourns the death of Joseph Nelson Cook, Sr., of Channahon.

**SENATE RESOLUTION NO. 81**

Offered by Senator McGuire and all Senators:  
Mourns the death of Emmett J. Severson.

**SENATE RESOLUTION NO. 82**

Offered by Senator McGuire and all Senators:  
Mourns the death of Robert Miller.

**SENATE RESOLUTION NO. 86**

Offered by Senator Dillard and all Senators:  
Mourns the death of Frank R. Witt of Wheaton.

**SENATE RESOLUTION NO. 87**

Offered by Senator McGuire and all Senators:  
Mourns the death of Milton F. Wunderlich of Joliet.

**SENATE RESOLUTION NO. 88**

Offered by Senator Hastings and all Senators:  
Mourns the death of Bruce A. Scheidegger of Orland Park.

**SENATE RESOLUTION NO. 89**

Offered by Senator Haine and all Senators:  
Mourns the death of Daniel Thomas Kenney of Godfrey.

The Chair moved the adoption of the Resolutions Consent Calendar. The motion prevailed, and the resolutions were adopted.

At the hour of 2:28 o'clock p.m., pursuant to **House Joint Resolution No. 11**, the Chair announced the Senate stand adjourned until Wednesday, February 27, 2013, at 12:00 o'clock noon, or until the call of the President.