



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-EIGHTH GENERAL ASSEMBLY

20TH LEGISLATIVE DAY

THURSDAY, MARCH 7, 2013

12:06 O'CLOCK P.M.

SENATE
Daily Journal Index
20th Legislative Day

Action	Page(s)
Committee Report Correction	3
Legislative Measure(s) Filed	3, 8, 9
Presentation of Senate Joint Resolution No. 26.....	8
Presentation of Senate Resolution No. 144	6
Presentation of Senate Resolution No. 147	3
Report from Assignments Committee	4
Report from Standing Committee(s)	4
Report(s) Received.....	3
Resolutions Consent Calendar.....	7

Bill Number	Legislative Action	Page(s)
SJR 0026	Adopted.....	8
SR 0144	Adopted	6
SR 0146	Adopted	6
HB 1560	Third Reading	5

The Senate met pursuant to adjournment.

Senator John M. Sullivan, Rushville, Illinois, presiding.

Prayer by Pastor Doug Cederberg, Glen Ellyn Evangelical Covenant Church, Glen Ellyn, Illinois.

Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, March 6, 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 Department of Agriculture.

DCEO FY13 affirmative action program report, submitted by the Department of Commerce and Economic Opportunity.

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

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to Senate Bill 31
Senate Committee Amendment No. 1 to Senate Bill 114
Senate Committee Amendment No. 1 to Senate Bill 572
Senate Committee Amendment No. 1 to Senate Bill 1226
Senate Committee Amendment No. 2 to Senate Bill 1346
Senate Committee Amendment No. 1 to Senate Bill 1594
Senate Committee Amendment No. 1 to Senate Bill 1640
Senate Committee Amendment No. 1 to Senate Bill 1746
Senate Committee Amendment No. 1 to Senate Bill 1807
Senate Committee Amendment No. 1 to Senate Bill 1849
Senate Committee Amendment No. 1 to Senate Bill 1869
Senate Committee Amendment No. 1 to Senate Bill 2259

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 1739

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 147

Offered by Senator Haine and all Senators:

Mourns the death of Mae Wolf of Granite City.

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

COMMITTEE REPORT CORRECTION

The following correction was made on the report from the Senate Committee on Financial Institutions, which on March 6, 2013 reported Senate Bill 1674 and 1778 with a recommendation of do pass. Senate Bills 1674 and 1778 were both amended and should have been reported do pass as amended.

REPORTS FROM STANDING COMMITTEES

Senator Holmes, Chairperson of the Committee on Environment, to which was referred **Senate Bill No. 33**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

Senator Holmes, Chairperson of the Committee on Environment, to which was referred **Senate Resolution No. 98**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 98** was placed on the Secretary's Desk.

Senator Raoul, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 1528, 1814, 1817 and 1843**, reported the same back with the recommendation that the bills do pass.

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

Senator Raoul, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bill No. 1587**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred **Appointment Messages Numbered 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 515, 522 and 558**, reported the same back with the recommendation that the Senate do advise and consent.

Under the rules, the foregoing appointment messages are eligible for consideration by the Senate.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred **Appointment Message No. 396**, reported the same back without recommendation.

Under the rules, the foregoing appointment message is eligible for consideration by the Senate.

At the hour of 12:16 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 12:27 o'clock p.m., the Senate resumed consideration of business.
Senator Sullivan, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 7, 2013 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Judiciary: **Senate Committee Amendment No. 1 to Senate Bill 1295; SENATE BILL 1678.**

Revenue: **SENATE BILL 1162.**

[March 7, 2013]

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 7, 2013 meeting, reported that the following Legislative Measures have been approved for consideration:

Senate Floor Amendment No. 2 to Senate Bill 1739

The foregoing floor amendment was placed on the Secretary's Desk.

Senate Resolution No. 146

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

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

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

At the hour of 12:29 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 1:53 o'clock p.m., the Senate resumed consideration of business.
Senator Sullivan, presiding.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Harmon, **House Bill No. 1560** 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	Harmon	Manar	Rezin
Barickman	Harris	Martinez	Rose
Bertino-Tarrant	Hastings	McCann	Sandoval
Biss	Holmes	McCarter	Silverstein
Brady	Hunter	McConnaughay	Stadelman
Bush	Hutchinson	McGuire	Steans
Clayborne	Jones, E.	Morrison	Sullivan
Connelly	Koehler	Mulroe	Syverson
Cullerton, T.	Kotowski	Muñoz	Trotter
Cunningham	LaHood	Murphy	Van Pelt
Dillard	Landek	Noland	Mr. President
Duffy	Lightford	Oberweis	
Forby	Link	Radogno	
Frerichs	Luechtefeld	Raoul	

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.

[March 7, 2013]

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator J. Cullerton moved that **Senate Resolution No. 146**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator J. Cullerton moved that Senate Resolution No. 146 be adopted.

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

YEAS 57; NAYS None.

The following voted in the affirmative:

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

The motion prevailed.

And the resolution was adopted.

PRESENTATION OF RESOLUTION

Senator John J. Cullerton, President of the Senate; and all Senators, offered the following Senate Resolution:

SENATE RESOLUTION NO. 144

WHEREAS, The members of the Illinois Senate are saddened to learn of the death of our friend and former colleague, Dawn Clark Netsch, who passed away on March 5, 2013; and

WHEREAS, Dawn Clark Netsch was born on September 16, 1926, in Cincinnati, Ohio; after attending public schools throughout the Depression and World War II, she graduated from Northwestern University in 1948 and subsequently enrolled in the University's law school, where she graduated first in her class in 1952; and

WHEREAS, Dawn Clark Netsch dedicated herself to a lifetime of service to the people of the State of Illinois and the nation at large; after working for Adlai Stevenson during his 1952 presidential campaign, she worked with a Washington, D.C. law firm for 2 years before returning to Chicago, where she served as a clerk for Judge Julius Hoffman; she again worked for Stevenson's presidential campaign in 1956, and afterwards became an active member of the Committee on Illinois Government, a group of independent Democrats that sought to carry on Stevenson's legacy; she then worked for 4 years in a Chicago law firm before beginning her service as an assistant to Governor Otto Kerner from 1961 to 1965; in 1965, she joined the Northwestern University School of Law faculty, becoming one of the first group of women law professors in the United States; in 1969, she was elected as a delegate to the Illinois Constitutional Convention; and

[March 7, 2013]

WHEREAS, In 1972, Dawn Clark Netsch was elected to serve as State Senator; she served in the Senate until 1991 and quickly became one of the most prominent members of the body; during her tenure, she served as a stalwart champion of numerous issues, including the Equal Rights Amendment, ethics reform, the merit selection of State judges, the reform of State revenue and finance, and many issues related to gender equality; and

WHEREAS, In 1990, Dawn Clark Netsch was elected to serve as the Illinois State Comptroller, where she served with integrity and dedication during a time of severe budget constraints in the State and achieved the distinction of being the first woman elected to a State constitutional executive office in Illinois; in 1994, she ran against Governor Jim Edgar for the governorship, once again making history as the first woman to run for governor of Illinois as the candidate of a major political party; during the election, she advocated for a raise in the State income tax coupled with a decrease in individual property taxes in order to restore fiscal health to the State's school system; following her defeat in the gubernatorial election, she began serving on the faculty of the Northwestern University School of Law; despite her exit from State politics, she remained involved in a variety of worthwhile causes, including Chicago Mayor Rahm Emanuel's Ethics Reform Task Force, and gained a great and deserved reputation as one of the State's most respected elder statesmen; and

WHEREAS, Dawn Clark Netsch was preceded in death by her dear husband, Walter Netsch; and

WHEREAS, Dawn Clark Netsch's legacy of honest governance and great dignity and integrity will be dearly missed by the members of this body, the people of the State of Illinois, and her friends and admirers throughout the nation; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn, along with her family and friends, the passing of our friend and colleague, Dawn Clark Netsch; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Dawn Clark Netsch as an expression of our sympathy and great respect for Dawn Clark Netsch's life and legacy.

Senator J. Cullerton, having asked and obtained unanimous consent to suspend the rules for the immediate consideration of the foregoing resolution, moved its adoption.

The motion prevailed.

And the resolution was adopted.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 134

Offered by Senator Link and all Senators:

Mourns the death of Lillian C. Shamorian of Waukegan.

SENATE RESOLUTION NO. 136

Offered by Senators Radogno - Cullerton and all Senators:

Mourns the death of Justice Mary Ann McMorrow.

SENATE RESOLUTION NO. 137

Offered by Senator McGuire and all Senators:

Mourns the death of Robert "Bob" Schanks of Bolingbrook.

SENATE RESOLUTION NO. 138

Offered by Senator Haine and all Senators:

Mourns the death of Norma Lee Sholar of Godfrey.

SENATE RESOLUTION NO. 139

Offered by Senator McGuire and all Senators:

Mourns the death of Joseph G. Rojek.

[March 7, 2013]

SENATE RESOLUTION NO. 140

Offered by Senator Mulroe and all Senators:
Mourns the death of John A. Roggi.

SENATE RESOLUTION NO. 141

Offered by Senator Mulroe and all Senators:
Mourns the death of Thomas S. Melzl of Edison Park.

SENATE RESOLUTION NO. 142

Offered by Senator J. Cullerton and all Senators:
Mourns the death of Freda Aron.

SENATE RESOLUTION NO. 145

Offered by Senator Murphy and all Senators:
Mourns the death of James H. Reed of Arlington Heights.

SENATE RESOLUTION NO. 147

Offered by Senator Haine and all Senators:
Mourns the death of Mae Wolf of Granite City.

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

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 2183

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. 1 to Senate Bill 1589

PRESENTATION OF RESOLUTION

Senator Harmon offered the following Senate Joint Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE JOINT RESOLUTION NO. 26

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Thursday, March 07, 2013, the Senate stands adjourned until Tuesday, March 12, 2013 at 12:00 o'clock noon, or until the call of the President; and the House of Representatives stands adjourned until Friday March 8, 2013, and when it adjourns on that day, it stands adjourned until Tuesday, March 12, 2013, at 12:00 o'clock noon, or until the call of the Speaker.

The motion prevailed.

And the resolution was adopted.

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

[March 7, 2013]

At the hour of 2:47 o'clock p.m., pursuant to **Senate Joint Resolution No. 26**, the Chair announced the Senate stand adjourned until Tuesday, March 12, 2013, at 12:00 o'clock noon, or until the call of the President.