



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-EIGHTH GENERAL ASSEMBLY**

**32ND LEGISLATIVE DAY**

**THURSDAY, APRIL 11, 2013**

**12:11 O'CLOCK P.M.**

**SENATE**  
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**32nd Legislative Day**

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The Senate met pursuant to adjournment.  
Senator Terry Link, Waukegan, Illinois, presiding.  
Prayer by Pastor Shaun Lewis, Capitol Commission, Springfield, Illinois.  
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, April 10, 2013, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

**MESSAGE 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

April 11, 2013

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

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Toi Hutchinson to temporarily replace Senator Martin Sandoval, as a member of the Senate Local Government Committee. This appointment will automatically expire upon adjournment of the Senate Local Government Committee.

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

cc: Senate Minority Leader Christine Radogno

**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 1476  
Senate Committee Amendment No. 1 to Senate Bill 2184  
Senate Committee Amendment No. 1 to Senate Bill 2305

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 1417  
Senate Floor Amendment No. 1 to Senate Bill 1609  
Senate Floor Amendment No. 1 to Senate Bill 2218

**PRESENTATION OF RESOLUTIONS**

[April 11, 2013]

**SENATE RESOLUTION NO. 219**

Offered by Senator Harmon and all Senators:  
Mourns the death of Anne Smedinghoff of River Forest.

**SENATE RESOLUTION NO. 220**

Offered by Senator McCarter and all Senators:  
Mourns the death of U.S. Marine Corporal Aaron J. Ripperda of Marine.

**SENATE RESOLUTION NO. 221**

Offered by Senator Althoff and all Senators:  
Mourns the death of Raymond P. Pieroni of McHenry.

**SENATE RESOLUTION NO. 222**

Offered by Senator Clayborne and all Senators:  
Mourns the death of Ricardo Alphonso Neal.

**SENATE RESOLUTION NO. 225**

Offered by Senator Clayborne and all Senators:  
Mourns the death of Melvin Earl Brock.

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

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

**SENATE RESOLUTION NO. 218**

WHEREAS, The month of April is designated nationally and internationally as Autism Awareness Month; and

WHEREAS, Autism Spectrum Disorders (ASDs) affect a growing number of Illinois residents and their families; and

WHEREAS, According to the Centers for Disease Control, the prevalence of ASDs has increased from 1 in 150 just a few years ago to 1 in 88 today; and

WHEREAS, Based on these figures, more than 30,000 school age children in Illinois have an Autism Spectrum Disorder; and

WHEREAS, In 2003, to improve our State's response to autism, the Illinois General Assembly passed Public Act 93-395, creating The Autism Program of Illinois (TAP); and

WHEREAS, TAP brings together universities and nonprofit organizations from across Illinois to implement a system of care for those with an ASD; and

WHEREAS, Over the past 10 years, TAP has grown and developed into the largest statewide autism resource and service network in the nation; and

WHEREAS, TAP currently operates centers or other programs in partnership with the University of Illinois - Urbana/Champaign, the University of Illinois - Chicago, Illinois State University, Southern Illinois University, Easter Seals Metropolitan Chicago, Easter Seals Rockford, Easter Seals Peoria/Bloomington, RCADD - Chicago, Trinity Services, Kreider Services, the Charleston Transitional Facility, UCP Heartland, FASTT - Maryville, Little Friends, Inc., Have Dreams, and the Hope Institute; and

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WHEREAS, TAP has provided direct services to more than 7,000 Illinois families and trained more than 61,000 family members, educators, health care providers, day care providers, and first responders; and

WHEREAS, The TAP service model has been validated by researchers at Baylor University; many major national organizations have sought partnership with TAP; and

WHEREAS, Despite TAP's many accomplishments, there remains much unmet need, with more work to be done in Illinois; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate April 2, 2013 as World Autism Awareness Day in the State of Illinois, congratulate the members of TAP and its many partners on the occasion of its 10th anniversary, and pledge our continuing support to Illinois families impacted by autism.

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

**SENATE RESOLUTION NO. 223**

WHEREAS, In 2012 the City of Chicago experienced over 500 homicides, 87% of which were gun related; and

WHEREAS, Recent news articles have highlighted that many of those prosecuted for firearms offenses in the City of Chicago and Cook County are receiving minimal or inconsistent punishment under Illinois law; and

WHEREAS, Under federal law a convicted felon in possession of a firearm or ammunition is eligible for a sentence of up to 10 years in federal prison; and

WHEREAS, Federal weapons prosecutions peaked at 11,015 in 2004 under President George W. Bush; last year the number had dwindled to 7,774 prosecutions; and

WHEREAS, The Northern District of Illinois, which includes the City of Chicago, has one of the lowest federal district court prosecutions of gun-related violence despite a major surge in violent crime using a weapon; and

WHEREAS, Despite the alarming number of gun-related murders in the City of Chicago last year, the number of federal prosecutions of gun crimes in U.S. District Court in Chicago actually dropped from 129 in 1999 to 73 in 2011 and to just 40 last year; and

WHEREAS, Increasing the number of federal prosecutions for firearms offenses will help keep violent and repeat offenders off the street longer; and

WHEREAS, Increasing the number of federal prosecutions for firearms offenses will free up local criminal justice resources for other criminal prosecutions; and

WHEREAS, Increasing the number of federal prosecutions for firearms offenses is an effective way to fight violence in the community; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that a comprehensive State and federal approach is necessary to curb firearms violence and ensure that our communities are safe from increasing gang violence; and be it further

RESOLVED, That we urge the President of the United States, the Attorney General of the United States, the Mayor of Chicago, the Chicago Police Superintendent, the Cook County Sheriff, and the Cook County State's Attorney to work together so that all firearms offenses that are eligible for federal

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prosecution be referred to the federal government for prosecution under existing federal law.

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

**SENATE RESOLUTION NO. 224**

WHEREAS, Harold Washington, a native son of Chicago, was born on April 15, 1922; he was a product of Chicago Public Schools, having attended Forestville Elementary and DuSable High Schools; and

WHEREAS, Harold Washington served in the United States Army Air Forces from 1942 to 1946; he served in the Pacific theatre during World War II; and

WHEREAS, In 1949, Harold Washington received his bachelor's degree from Roosevelt University, where he served as President of the Student Council and was a highly respected student leader; and

WHEREAS, Harold Washington served as the Secretary of the Third Ward Regular Democratic Organization for Alderman Ralph Metcalfe and helped to organize the Third Ward Young Democrats, which became one of the leading Young Democratic organizations in the State of Illinois; and

WHEREAS, Harold Washington received his Juris Doctor degree from Northwestern University Law School in 1952 and was admitted to the Bar in 1953; he later served as an Assistant City Prosecutor in Chicago from 1954 to 1958 and as an Arbitrator for the Illinois Industrial Commission from 1960 to 1964; and

WHEREAS, Harold Washington was elected to the Illinois House of Representatives in 1965, where he served with distinction until he was elected to the Illinois Senate in 1977; and

WHEREAS, During his tenure in the General Assembly, Harold Washington was the first legislator in the nation to organize a Black Legislative Caucus and to successfully pass a bill commemorating a holiday honoring Dr. Martin Luther King Jr.; and

WHEREAS, In 1980, Harold Washington was elected to the United States Congress; during his time in Congress, he served on three House Committees, an unprecedented number for a freshman congressman; he also led the effort to secure a 10-year extension of the Voting Rights Act; and

WHEREAS, In 1983, Harold Washington was drafted by his community to run for the office of Mayor of the City of Chicago; he conducted a campaign in which his extensive vocabulary sent even the most articulate Chicago journalists running for the dictionary and won the election with a diverse coalition of support; and

WHEREAS, As Mayor of the City of Chicago, Harold Washington accomplished many positive achievements, including reducing the widespread practice of political patronage, establishing a functioning affirmative action program for minority businesses, and creating a women's affairs commission, a viable sister cities program, and several other initiatives, which improved all sections of the Chicago community; and

WHEREAS, Harold Washington was truly "the People's Mayor", whose memory is cherished by multitudes of ordinary citizens in Chicago and throughout the world; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the date of April 15, 2013 as Harold Washington Day in the State of Illinois in honor of this great man and his many political and personal accomplishments.

**REPORTS FROM STANDING COMMITTEES**

[April 11, 2013]



Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1147  
Senate Amendment No. 2 to Senate Bill 1787

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Joint Resolutions numbered 23 and 24**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Joint Resolutions numbered 23 and 24** were placed on the Secretary's Desk.

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Bills Numbered 1404, 2381 and 2613**, reported the same back with the recommendation that the bills do pass.

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

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bills Numbered 1687 and 1853**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1792  
Senate Amendment No. 1 to Senate Bill 1841

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **House Bills Numbered 1327, 1388 and 2638**, reported the same back with the recommendation that the bills do pass.

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

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

Senate Amendment No. 2 to Senate Bill 1567

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

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **House Bills Numbered 104, 1005, 1191 and 2245**, 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 Judiciary, to which was referred **Senate Bill No. 1945**, reported the same back with the recommendation that the bill do pass.

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

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

Senate Amendment No. 2 to Senate Bill 2235

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

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 1013, 1458 and 2771**, reported the same back with the recommendation that the bills do pass.

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

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **Senate Bill No. 1680**, reported the same back with the recommendation that the bill do pass.

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

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1342  
Senate Amendment No. 2 to Senate Bill 1585  
Senate Amendment No. 1 to Senate Bill 1603  
Senate Amendment No. 2 to Senate Bill 1955  
Senate Amendment No. 1 to Senate Bill 2071

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **Senate Resolution No. 157**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 157** was placed on the Secretary's Desk.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the Motions to Concur with House Amendments to the following Senate Bill, reported that the Committee recommends do adopt:

Motion to Concur in House Amendment 1 to Senate Bill 1515; Motion to Concur in House Amendment 2 to Senate Bill 1515

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

Senator Hutchinson, Vice-Chairperson of the Committee on Transportation, to which was referred **Senate Bill No. 2154**, reported the same back with the recommendation that the bill do pass.

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

Senator Hutchinson, Vice-Chairperson of the Committee on Transportation, to which was referred **Senate Bill No. 1871**, 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 Hutchinson, Vice-Chairperson of the Committee on Transportation, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1214  
Senate Amendment No. 1 to Senate Bill 1757

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

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Senator E. Jones, III., Chairperson of the Committee on Local Government, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1950

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

Senator E. Jones, III, Chairperson of the Committee on Local Government, to which was referred **House Bills Numbered 1203, 1522, 2690 and 2737**, reported the same back with the recommendation that the bills do pass.

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 1756, 1940 and 2380**, reported the same back with the recommendation that the bills do pass.

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bill No. 1831**, reported the same back with the recommendation that the bill, as amended, do pass.

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

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

Senate Amendment No. 1 to Senate Bill 1843

Senate Amendment No. 1 to Senate Bill 2196

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **House Bills Numbered 958, 1311 and 2640**, reported the same back with the recommendation that the bills do pass.

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

Senator Forby, Chairperson of the Committee on Labor and Commerce, to which was referred **Senate Bill No. 2393 and House Bill 1370**, reported the same back with the recommendation that the bills do pass.

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

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

Senate Amendment No. 1 to Senate Bill 2326

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

Senator Haine, Chairperson of the Committee on Insurance, to which was referred **House Bills Numbered 982 and 2393**, reported the same back with the recommendation that the bills do pass.

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

## MESSAGES FROM THE HOUSE

A message from the House by

[April 11, 2013]

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 1441  
A bill for AN ACT concerning State government.  
HOUSE BILL NO. 2401  
A bill for AN ACT concerning criminal law.  
HOUSE BILL NO. 2471  
A bill for AN ACT concerning criminal law.  
HOUSE BILL NO. 2488  
A bill for AN ACT concerning local government.  
HOUSE BILL NO. 2527  
A bill for AN ACT concerning regulation.  
HOUSE BILL NO. 2540  
A bill for AN ACT concerning employment.  
HOUSE BILL NO. 2584  
A bill for AN ACT concerning vehicles.  
HOUSE BILL NO. 2786  
A bill for AN ACT concerning public aid.  
Passed the House, April 10, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1441, 2401, 2471, 2488, 2527, 2540, 2584 and 2786** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 1710  
A bill for AN ACT concerning local government.  
HOUSE BILL NO. 2376  
A bill for AN ACT concerning government.  
HOUSE BILL NO. 2428  
A bill for AN ACT concerning education.  
HOUSE BILL NO. 2498  
A bill for AN ACT concerning State government.  
HOUSE BILL NO. 2624  
A bill for AN ACT concerning local government.  
HOUSE BILL NO. 2641  
A bill for AN ACT concerning transportation.  
HOUSE BILL NO. 2664  
A bill for AN ACT concerning local government.  
HOUSE BILL NO. 2961  
A bill for AN ACT concerning criminal law.  
HOUSE BILL NO. 3009  
A bill for AN ACT concerning criminal law.  
HOUSE BILL NO. 3029  
A bill for AN ACT concerning criminal law.  
Passed the House, April 10, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1710, 2376, 2428, 2498, 2624, 2641, 2664, 2961, 3009 and 3029** were taken up, ordered printed and placed on first reading.

[April 11, 2013]

A message from the House by  
 Mr. Mapes, Clerk:  
 Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2767

A bill for AN ACT concerning public employee benefits.

HOUSE BILL NO. 3172

A bill for AN ACT concerning courts.

Passed the House, April 10, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2767 and 3172** were taken up, ordered printed and placed on first reading.

### INTRODUCTION OF BILL

**SENATE BILL NO. 2579.** Introduced by Senator J. Cullerton, a bill for AN ACT concerning appropriations.

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

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

**House Bill No. 1070**, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1225**, sponsored by Senator Silverstein, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1441**, sponsored by Senator J. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1461**, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1529**, sponsored by Senator Brady, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1809**, sponsored by Senator Holmes, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1849**, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1918**, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2376**, sponsored by Senator Barickman, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2428**, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2471**, sponsored by Senator Collins, was taken up, read by title a first time and referred to the Committee on Assignments.

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**House Bill No. 2498**, sponsored by Senator Delgado, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2540**, sponsored by Senator Van Pelt, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2563**, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2584**, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2586**, sponsored by Senator Lightford, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2642**, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2664**, sponsored by Senator McGuire, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2752**, sponsored by Senator Bush, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2767**, sponsored by Senator T. Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2786**, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2918**, sponsored by Senator Manar, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2930**, sponsored by Senator Rose, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2934**, sponsored by Senator Bertino-Tarrant, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2961**, sponsored by Senator Raoul, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2979**, sponsored by Senator Jacobs, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3003**, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3009**, sponsored by Senator Dillard, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3067**, sponsored by Senator Dillard, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3172**, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Assignments.

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**House Bill No. 3190**, sponsored by Senator Jacobs, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 12:25 o'clock p.m., Senator Delgado, presiding, for the purpose of an introduction.

At the hour of 12:28 o'clock p.m., Senator Link, presiding, and the Senate resumed consideration of business.

### MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 1817

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 2210

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 2691

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 2787

A bill for AN ACT concerning children.

HOUSE BILL NO. 2812

A bill for AN ACT concerning State government.

HOUSE BILL NO. 2953

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 3010

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 3021

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 3043

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 3267

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3359

A bill for AN ACT concerning regulation.

Passed the House, April 11, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1817, 2210, 2691, 2787, 2812, 2953, 3010, 3021, 3043, 3267 and 3359** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2499

A bill for AN ACT concerning revenue.

Passed the House, April 11, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bill No. 2499** was taken up, ordered printed and placed on first reading.

A message from the House by

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Mr. Mapes, Clerk:

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

SENATE BILL NO. 1894

A bill for AN ACT concerning revenue.

Passed the House, April 11, 2013.

TIMOTHY D. MAPES, Clerk of the House

### READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Righter, **Senate Bill No. 2188** having been printed, was taken up, read by title a second time.

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

#### AMENDMENT NO. 1 TO SENATE BILL 2188

AMENDMENT NO. 1. Amend Senate Bill 2188 on page 4, immediately below line 16, by inserting the following:

"(c) The Chief Judge of the circuit court or presiding judge in the issuing jurisdiction shall, by local rule, create a standard practice for the filing or other retention of documents or recordings produced under this Section."

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

On motion of Senator Jacobs, **Senate Bill No. 2191** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Jacobs, **Senate Bill No. 2193** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Sullivan, **Senate Bill No. 2240** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Haine, **Senate Bill No. 2266** having been printed, was taken up, read by title a second time.

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

#### AMENDMENT NO. 1 TO SENATE BILL 2266

AMENDMENT NO. 1. Amend Senate Bill 2266 by replacing everything after the enacting clause with the following:

"Section 5. The Real Estate License Act of 2000 is amended by changing Sections 5-27 and 10-25 as follows:

(225 ILCS 454/5-27)

(Section scheduled to be repealed on January 1, 2020)

Sec. 5-27. Requirements for licensure as a broker.

(a) Every applicant for licensure as a broker must meet the following qualifications:

(1) Be at least 21 years of age. After April 30, 2011, the minimum age of 21 years shall be waived for any person seeking a license as a broker who has attained the age of 18 and can provide evidence of the successful completion of at least 4 semesters of post-secondary school study as a full-time student or the equivalent, with major emphasis on real estate courses, in a school approved by the Department;

(2) Be of good moral character;

(3) Successfully complete a 4-year course of study in a high school or secondary school

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approved by the Illinois State Board of Education or an equivalent course of study as determined by an examination conducted by the Illinois State Board of Education which shall be verified under oath by the applicant;

(4) Prior to May 1, 2011, provide (i) satisfactory evidence of having completed at least 120 classroom hours, 45 of which shall be those hours required to obtain a salesperson's license plus 15 hours in brokerage administration courses, in real estate courses approved by the Advisory Council or (ii) for applicants who currently hold a valid real estate salesperson's license, give satisfactory evidence of having completed at least 75 hours in real estate courses, not including the courses that are required to obtain a salesperson's license, approved by the Advisory Council;

(5) After April 30, 2011, provide satisfactory evidence of having completed 90 hours of instruction in real estate courses approved by the Advisory Council, 15 hours of which must consist of situational and case studies presented in the classroom or by other interactive delivery method presenting instruction and real time discussion between the instructor and the students;

(6) Personally take and pass a written examination authorized by the Department;

(7) Present a valid application for issuance of a license accompanied by a sponsor card and the fees specified by rule.

(b) The requirements specified in items (4) and (5) of subsection (a) of this Section do not apply to applicants who are currently admitted to practice law by the Supreme Court of Illinois and are currently in active standing.

(c) No applicant shall engage in any of the activities covered by this Act until a valid sponsor card has been issued to such applicant. The sponsor card shall be valid for a maximum period of 45 days after the date of issuance unless extended for good cause as provided by rule.

(d) All licenses should be readily available to the public at their place of business.

(e) An individual licensed as a managing broker may return that license to the Department with a form provided by the Department and shall be issued a broker's license in exchange.

(Source: P.A. 96-856, eff. 12-31-09.)

(225 ILCS 454/10-25)

(Section scheduled to be repealed on January 1, 2020)

Sec. 10-25. Expiration of brokerage agreement. No licensee shall obtain any written brokerage agreement that does not either provide for automatic expiration within a definite period of time or provide the client with the right to terminate the agreement annually by giving no more than 30 days prior written notice. ~~No notice of termination at the final expiration thereof shall be required.~~ Any written brokerage agreement not containing a provision for automatic expiration shall be void. When the license of any sponsoring broker is suspended or revoked, any brokerage agreement with the sponsoring broker shall be deemed to expire upon the effective date of the suspension or revocation.

(Source: P.A. 91-245, eff. 12-31-99.)

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

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

On motion of Senator Haine, **Senate Bill No. 2375** having been printed, was taken up, read by title a second time.

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

#### **AMENDMENT NO. 1 TO SENATE BILL 2375**

AMENDMENT NO. 1. Amend Senate Bill 2375 by replacing everything after the enacting clause with the following:

"Section 5. The Criminal Code of 2012 is amended by changing Sections 12-5.1, 12-5.1a, and 12-5.2 as follows:

(720 ILCS 5/12-5.1) (from Ch. 38, par. 12-5.1)

Sec. 12-5.1. Criminal property housing management.

(a) A person commits criminal property housing management when, having personal management or control of ~~residential~~ real property estate, whether as a legal or equitable owner or as a managing agent or otherwise, he or she recklessly permits the physical condition or facilities of the ~~residential~~ real property estate to become or remain in any condition which endangers the health or safety of a person

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other than the defendant.

(b) Sentence.

Criminal property housing management is a Class A misdemeanor, and a subsequent conviction is a Class 4 felony.

(Source: P.A. 96-1551, eff. 7-1-11.)

(720 ILCS 5/12-5.1a) (was 720 ILCS 5/12-5.15)

Sec. 12-5.1a. Aggravated criminal property housing management.

(a) A person commits aggravated criminal property housing management when he or she commits criminal property housing management and:

(1) the condition endangering the health or safety of a person other than the defendant is determined to be a contributing factor in the death of that person; and

(2) the person recklessly conceals or attempts to conceal the condition that endangered the health or safety of the person other than the defendant that is found to be a contributing factor in that death.

(b) Sentence. Aggravated criminal property housing management is a Class 4 felony.

(Source: P.A. 96-1551, eff. 7-1-11.)

(720 ILCS 5/12-5.2) (from Ch. 38, par. 12-5.2)

Sec. 12-5.2. Injunction in connection with criminal property housing management or aggravated criminal property housing management.

(a) In addition to any other remedies, the State's Attorney of the county where the real residential property which endangers the health or safety of any person exists is authorized to file a complaint and apply to the circuit court for a temporary restraining order, and such circuit court shall upon hearing grant a temporary restraining order or a preliminary or permanent injunction, without bond, restraining any person who owns, manages, or has any equitable interest in the property, from collecting, receiving or benefiting from any rents or other monies available from the property, so long as the property remains in a condition which endangers the health or safety of any person.

(b) The court may order any rents or other monies owed to be paid into an escrow account. The funds are to be paid out of the escrow account only to satisfy the reasonable cost of necessary repairs of the property which had been incurred or will be incurred in ameliorating the condition of the property as described in subsection (a), payment of delinquent real estate taxes on the property or payment of other legal debts relating to the property. The court may order that funds remain in escrow for a reasonable time after the completion of all necessary repairs to assure continued upkeep of the property and satisfaction of other outstanding legal debts of the property.

(c) The owner shall be responsible for contracting to have necessary repairs completed and shall be required to submit all bills, together with certificates of completion, to the manager of the escrow account within 30 days after their receipt by the owner.

(d) In contracting for any repairs required pursuant to this Section the owner of the property shall enter into a contract only after receiving bids from at least 3 independent contractors capable of making the necessary repairs. If the owner does not contract for the repairs with the lowest bidder, he shall file an affidavit with the court explaining why the lowest bid was not acceptable. At no time, under the provisions of this Section, shall the owner contract with anyone who is not a licensed contractor, except that a contractor need not be licensed if neither the State nor the county, township, or municipality where the residential real property estate is located requires that the contractor be licensed. The court may order release of those funds in the escrow account that are in excess of the monies that the court determines to its satisfaction are needed to correct the condition of the property as described in subsection (a).

For the purposes of this Section, "licensed contractor" means: (i) a contractor licensed by the State, if the State requires the licensure of the contractor; or (ii) a contractor licensed by the county, township, or municipality where the residential real property estate is located, if that jurisdiction requires the licensure of the contractor.

(e) The Clerk of the Circuit Court shall maintain a separate trust account entitled "Property Improvement Trust Account", which shall serve as the depository for the escrowed funds prescribed by this Section. The Clerk of the Court shall be responsible for the receipt, disbursement, monitoring and maintenance of all funds entrusted to this account, and shall provide to the court a quarterly accounting of the activities for any property, with funds in such account, unless the court orders accountings on a more frequent basis.

The Clerk of the Circuit Court shall promulgate rules and procedures to administer the provisions of this Act.

(f) Nothing in this Section shall in any way be construed to limit or alter any existing liability incurred, or to be incurred, by the owner or manager except as expressly provided in this Act. Nor shall

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anything in this Section be construed to create any liability on behalf of the Clerk of the Court, the State's Attorney's office or any other governmental agency involved in this action.

Nor shall anything in this Section be construed to authorize tenants to refrain from paying rent.

(g) Costs. As part of the costs of an action under this Section, the court shall assess a reasonable fee against the defendant to be paid to the Clerk of the Circuit Court. This amount is to be used solely for the maintenance of the Property Improvement Trust Account. No money obtained directly or indirectly from the property subject to the case may be used to satisfy this cost.

(h) The municipal building department or other entity responsible for inspection of property and the enforcement of such local requirements shall, within 5 business days of a request by the State's Attorney, provide all documents requested, which shall include, but not be limited to, all records of inspections, permits and other information relating to any property.

(Source: P.A. 96-1551, eff. 7-1-11.)".

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

On motion of Senator Radogno, **Senate Bill No. 2381** having been printed, was taken up, read by title a second time and ordered to a third reading.

### LEGISLATIVE MEASURES FILED

The following Committee amendments 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 1598

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

Senate Floor Amendment No. 1 to Senate Bill 625  
 Senate Floor Amendment No. 2 to Senate Bill 1294  
 Senate Floor Amendment No. 4 to Senate Bill 1346  
 Senate Floor Amendment No. 2 to Senate Bill 1448  
 Senate Floor Amendment No. 2 to Senate Bill 1514  
 Senate Floor Amendment No. 1 to Senate Bill 1545  
 Senate Floor Amendment No. 1 to Senate Bill 1655  
 Senate Floor Amendment No. 2 to Senate Bill 1817  
 Senate Floor Amendment No. 1 to Senate Bill 1932  
 Senate Floor Amendment No. 2 to Senate Bill 2197  
 Senate Floor Amendment No. 1 to Senate Bill 2243  
 Senate Floor Amendment No. 2 to Senate Bill 2245

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

Senate Committee Amendment No. 1 to House Bill 2327

### SENATE BILL RECALLED

On motion of Senator Jacobs, **Senate Bill No. 1787** was recalled from the order of third reading to the order of second reading.

Senate Floor Amendment No. 1 was postponed in the Committee on State Government and Veterans Affairs.

Senator Jacobs offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 1787

AMENDMENT NO. 2. Amend Senate Bill 1787 on page 2, line 3, by replacing "(TiCL4)" with

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"(TiCl4)"; and

on page 3, line 18, after "make", by inserting "recommendations to the Department concerning"; and

on page 4, by replacing line 24 with the following:

"(9) to search for and make recommendations to the Department on the securing of gifts or grants"; and

on page 5, immediately below line 19, by inserting the following:

"Section 30. Titanium Powdered Metals Development Fund; creation. The Titanium Powdered Metals Development Fund is hereby created as a special fund in the State Treasury. All moneys collected under this Act shall be deposited into the Titanium Powdered Metals Development Fund. Moneys in the Fund may be used by the Department solely for the purposes of this Act."; and

on page 12, line 2, after "(a)(3)(A)", by inserting "or (a)(3)(F)"; and

on page 13, line 25, after "(a)(3)(E)", by inserting "or (a)(3)(F)"; and

on page 15, immediately below line 17, by inserting the following:

"Section 65. The State Finance Act is amended by adding Section 5.826 as follows:  
(30 ILCS 105/5.826 new)  
Sec. 5.826. The Titanium Powdered Metals Development Fund.".

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 Althoff, **Senate Bill No. 1814** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 51; NAYS None.

The following voted in the affirmative:

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

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

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

### SENATE BILL RECALLED

On motion of Senator Martinez, **Senate Bill No. 1792** was recalled from the order of third reading to the order of second reading.

Senator Martinez offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1792

AMENDMENT NO. 1. Amend Senate Bill 1792 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Architecture Practice Act of 1989 is amended by changing Section 13 as follows:

(225 ILCS 305/13) (from Ch. 111, par. 1313)

(Section scheduled to be repealed on January 1, 2020)

Sec. 13. Qualifications of applicants. Any person who is of good moral character may apply for licensure if he or she is a graduate with a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board, has completed the examination requirements set forth under Section 12 of this Act, and has completed such diversified professional training, including academic training, as is required by rules of the Department. Until January 1, ~~2016~~ 2014, in lieu of the requirement of graduation with a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board, the Department may admit an applicant who is a graduate with a pre-professional 4 year baccalaureate degree accepted for direct entry into a first professional master of architecture degree program, and who has completed such additional diversified professional training, including academic training, as is required by rules of the Department. The Department may adopt, as its own rules relating to diversified professional training, those guidelines published from time to time by the National Council of Architectural Registration Boards.

Good moral character means such character as will enable a person to discharge the fiduciary duties of an architect to that person's client and to the public in a manner which protects health, safety and welfare. Evidence of inability to discharge such duties may include the commission of an offense justifying discipline under Section 22. In addition, the Department may take into consideration whether the applicant has engaged in conduct or actions that would constitute grounds for discipline under this Act.

(Source: P.A. 96-610, eff. 8-24-09.)

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. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Sullivan, **Senate Bill No. 1823** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Radogno
Barickman	Ferichs	Luechtefeld	Raoul

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Bertino-Tarrant	Haine	Manar	Righter
Biss	Harmon	Martinez	Rose
Bivins	Harris	McCann	Silverstein
Brady	Hastings	McCarter	Stadelman
Bush	Holmes	McConnaughay	Steans
Collins	Hunter	McGuire	Sullivan
Connelly	Hutchinson	Morrison	Syverson
Cullerton, T.	Jacobs	Mulroe	Van Pelt
Cunningham	Jones, E.	Muñoz	Mr. President
Delgado	Koehler	Murphy	
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	

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

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

On motion of Senator Sullivan, **Senate Bill No. 1824** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Sullivan, **Senate Bill No. 1825** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Radogno
Barickman	Frerichs	Luechtefeld	Raoul

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Bertino-Tarrant	Haine	Manar	Righter
Biss	Harmon	Martinez	Rose
Bivins	Harris	McCann	Silverstein
Brady	Hastings	McCarter	Stadelman
Bush	Holmes	McConnaughay	Steans
Collins	Hunter	McGuire	Sullivan
Connelly	Hutchinson	Morrison	Syverson
Cullerton, T.	Jacobs	Mulroe	Van Pelt
Cunningham	Jones, E.	Muñoz	Mr. President
Delgado	Koehler	Murphy	
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	

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.

### SENATE BILL RECALLED

On motion of Senator Mulroe, **Senate Bill No. 1843** was recalled from the order of third reading to the order of second reading.

Senator Mulroe offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1843

AMENDMENT NO. 1. Amend Senate Bill 1843 on page 1, by inserting immediately below line 3 the following:

“Section 2. The Juvenile Court Act of 1987 is amended by changing Section 5-715 as follows:  
(705 ILCS 405/5-715)

Sec. 5-715. Probation.

(1) The period of probation or conditional discharge shall not exceed 5 years or until the minor has attained the age of 21 years, whichever is less, except as provided in this Section for a minor who is found to be guilty for an offense which is first degree murder, a Class X felony or a forcible felony. The juvenile court may terminate probation or conditional discharge and discharge the minor at any time if warranted by the conduct of the minor and the ends of justice; provided, however, that the period of probation for a minor who is found to be guilty for an offense which is first degree murder, a Class X felony, or a forcible felony shall be at least 5 years.

(2) The court may as a condition of probation or of conditional discharge require that the minor:

- (a) not violate any criminal statute of any jurisdiction;
- (b) make a report to and appear in person before any person or agency as directed by the court;
- (c) work or pursue a course of study or vocational training;
- (d) undergo medical or psychiatric treatment, rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist or social work services rendered by a clinical social worker, or treatment for drug addiction or alcoholism;
- (e) attend or reside in a facility established for the instruction or residence of persons on probation;
- (f) support his or her dependents, if any;
- (g) refrain from possessing a firearm or other dangerous weapon, or an automobile;
- (h) permit the probation officer to visit him or her at his or her home or elsewhere;
- (i) reside with his or her parents or in a foster home;
- (j) attend school;
- (j-5) with the consent of the superintendent of the facility, attend an educational program at a facility other than the school in which the offense was committed if he or she committed a crime of violence as defined in Section 2 of the Crime Victims Compensation Act in a school, on the real property comprising a school, or within 1,000 feet of the real property comprising a school;
- (k) attend a non-residential program for youth;

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(l) make restitution under the terms of subsection (4) of Section 5-710;  
 (m) contribute to his or her own support at home or in a foster home;  
 (n) perform some reasonable public or community service;  
 (o) participate with community corrections programs including unified delinquency intervention services administered by the Department of Human Services subject to Section 5 of the Children and Family Services Act;

(p) pay costs;  
 (q) serve a term of home confinement. In addition to any other applicable condition of probation or conditional discharge, the conditions of home confinement shall be that the minor:  
 (i) remain within the interior premises of the place designated for his or her confinement during the hours designated by the court;  
 (ii) admit any person or agent designated by the court into the minor's place of confinement at any time for purposes of verifying the minor's compliance with the conditions of his or her confinement; and  
 (iii) use an approved electronic monitoring device if ordered by the court subject to Article 8A of Chapter V of the Unified Code of Corrections;  
 (r) refrain from entering into a designated geographic area except upon terms as the court finds appropriate. The terms may include consideration of the purpose of the entry, the time of day, other persons accompanying the minor, and advance approval by a probation officer, if the minor has been placed on probation, or advance approval by the court, if the minor has been placed on conditional discharge;

(s) refrain from having any contact, directly or indirectly, with certain specified persons or particular types of persons, including but not limited to members of street gangs and drug users or dealers;

(s-5) undergo a medical or other procedure to have a tattoo symbolizing allegiance to a street gang removed from his or her body;

(t) refrain from having in his or her body the presence of any illicit drug prohibited by the Cannabis Control Act, the Illinois Controlled Substances Act, or the Methamphetamine Control and Community Protection Act, unless prescribed by a physician, and shall submit samples of his or her blood or urine or both for tests to determine the presence of any illicit drug; or

(u) comply with other conditions as may be ordered by the court.

(3) The court may as a condition of probation or of conditional discharge require that a minor found guilty on any alcohol, cannabis, methamphetamine, or controlled substance violation, refrain from acquiring a driver's license during the period of probation or conditional discharge. If the minor is in possession of a permit or license, the court may require that the minor refrain from driving or operating any motor vehicle during the period of probation or conditional discharge, except as may be necessary in the course of the minor's lawful employment.

(3.5) The court shall, as a condition of probation or of conditional discharge, require that a minor found to be guilty and placed on probation for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (4) of subsection (a) of Section 21-1 of the Criminal Code of 2012 undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The condition may be in addition to any other condition.

(3.10) The court shall order that a minor placed on probation or conditional discharge for a sex offense as defined in the Sex Offender Management Board Act undergo and successfully complete sex offender treatment. The treatment shall be in conformance with the standards developed under the Sex Offender Management Board Act and conducted by a treatment provider approved by the Board. The treatment shall be at the expense of the person evaluated based upon that person's ability to pay for the treatment.

(4) A minor on probation or conditional discharge shall be given a certificate setting forth the conditions upon which he or she is being released.

(5) The court shall impose upon a minor placed on probation or conditional discharge, as a condition of the probation or conditional discharge, a fee of \$50 for each month of probation or conditional discharge supervision ordered by the court, unless after determining the inability of the minor placed on probation or conditional discharge to pay the fee, the court assesses a lesser amount. The court may not impose the fee on a minor who is made a ward of the State under this Act while the minor is in placement. The fee shall be imposed only upon a minor who is actively supervised by the probation and court services department. The court may order the parent, guardian, or legal custodian of the minor to pay some or all of the fee on the minor's behalf.

(5.5) Jurisdiction over an offender may be transferred from the sentencing court to the court of another



circuit with the concurrence of both courts. Further transfers or retransfers of jurisdiction are also authorized in the same manner. The court to which jurisdiction has been transferred shall have the same powers as the sentencing court. The probation department within the circuit to which jurisdiction has been transferred, or which has agreed to provide supervision, may impose probation fees upon receiving the transferred offender, as provided in subsection (i) of Section 5-6-3 of the Unified Code of Corrections. For all transfer cases, as defined in Section 9b of the Probation and Probation Officers Act, the probation department from the original sentencing court shall retain all probation fees collected prior to the transfer. After the transfer all probation fees shall be paid to the probation department within the circuit to which jurisdiction has been transferred.

(6) The General Assembly finds that in order to protect the public, the juvenile justice system must compel compliance with the conditions of probation by responding to violations with swift, certain, and fair punishments and intermediate sanctions. The Chief Judge of each circuit shall adopt a system of structured, intermediate sanctions for violations of the terms and conditions of a sentence of supervision, probation or conditional discharge, under this Act.

The court shall provide as a condition of a disposition of probation, conditional discharge, or supervision, that the probation agency may invoke any sanction from the list of intermediate sanctions adopted by the chief judge of the circuit court for violations of the terms and conditions of the sentence of probation, conditional discharge, or supervision, subject to the provisions of Section 5-720 of this Act. (Source: P.A. 96-1414, eff. 1-1-11; 97-1108, eff. 1-1-13; 97-1150, eff. 1-25-13.)

Section 3. The Unified Code of Corrections is amended by changing Section 5-6-3 as follows:

(730 ILCS 5/5-6-3) (from Ch. 38, par. 1005-6-3)

Sec. 5-6-3. Conditions of Probation and of Conditional Discharge.

(a) The conditions of probation and of conditional discharge shall be that the person:

- (1) not violate any criminal statute of any jurisdiction;
- (2) report to or appear in person before such person or agency as directed by the court;
- (3) refrain from possessing a firearm or other dangerous weapon where the offense is a felony or, if a misdemeanor, the offense involved the intentional or knowing infliction of bodily harm or threat of bodily harm;
- (4) not leave the State without the consent of the court or, in circumstances in which the reason for the absence is of such an emergency nature that prior consent by the court is not possible, without the prior notification and approval of the person's probation officer. Transfer of a person's probation or conditional discharge supervision to another state is subject to acceptance by the other state pursuant to the Interstate Compact for Adult Offender Supervision;
- (5) permit the probation officer to visit him at his home or elsewhere to the extent necessary to discharge his duties;
- (6) perform no less than 30 hours of community service and not more than 120 hours of community service, if community service is available in the jurisdiction and is funded and approved by the county board where the offense was committed, where the offense was related to or in furtherance of the criminal activities of an organized gang and was motivated by the offender's membership in or allegiance to an organized gang. The community service shall include, but not be limited to, the cleanup and repair of any damage caused by a violation of Section 21-1.3 of the Criminal Code of 1961 or the Criminal Code of 2012 and similar damage to property located within the municipality or county in which the violation occurred. When possible and reasonable, the community service should be performed in the offender's neighborhood. For purposes of this Section, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act;
- (7) if he or she is at least 17 years of age and has been sentenced to probation or conditional discharge for a misdemeanor or felony in a county of 3,000,000 or more inhabitants and has not been previously convicted of a misdemeanor or felony, may be required by the sentencing court to attend educational courses designed to prepare the defendant for a high school diploma and to work toward a high school diploma or to work toward passing the high school level Test of General Educational Development (GED) or to work toward completing a vocational training program approved by the court. The person on probation or conditional discharge must attend a public institution of education to obtain the educational or vocational training required by this clause (7). The court shall revoke the probation or conditional discharge of a person who wilfully fails to comply with this clause (7). The person on probation or conditional discharge shall be required to pay for the cost of the educational courses or GED test, if a fee is charged for those courses or test. The court shall resentence the offender whose probation or conditional discharge has been revoked as provided in

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Section 5-6-4. This clause (7) does not apply to a person who has a high school diploma or has successfully passed the GED test. This clause (7) does not apply to a person who is determined by the court to be developmentally disabled or otherwise mentally incapable of completing the educational or vocational program;

(8) if convicted of possession of a substance prohibited by the Cannabis Control Act, the Illinois Controlled Substances Act, or the Methamphetamine Control and Community Protection Act after a previous conviction or disposition of supervision for possession of a substance prohibited by the Cannabis Control Act or Illinois Controlled Substances Act or after a sentence of probation under Section 10 of the Cannabis Control Act, Section 410 of the Illinois Controlled Substances Act, or Section 70 of the Methamphetamine Control and Community Protection Act and upon a finding by the court that the person is addicted, undergo treatment at a substance abuse program approved by the court;

(8.5) if convicted of a felony sex offense as defined in the Sex Offender Management Board Act, the person shall undergo and successfully complete sex offender treatment by a treatment provider approved by the Board and conducted in conformance with the standards developed under the Sex Offender Management Board Act;

(8.6) if convicted of a sex offense as defined in the Sex Offender Management Board Act, refrain from residing at the same address or in the same condominium unit or apartment unit or in the same condominium complex or apartment complex with another person he or she knows or reasonably should know is a convicted sex offender or has been placed on supervision for a sex offense; the provisions of this paragraph do not apply to a person convicted of a sex offense who is placed in a Department of Corrections licensed transitional housing facility for sex offenders;

(8.7) if convicted for an offense committed on or after June 1, 2008 (the effective date of Public Act 95-464) that would qualify the accused as a child sex offender as defined in Section 11-9.3 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of 2012, refrain from communicating with or contacting, by means of the Internet, a person who is not related to the accused and whom the accused reasonably believes to be under 18 years of age; for purposes of this paragraph (8.7), "Internet" has the meaning ascribed to it in Section 16-0.1 of the Criminal Code of 2012; and a person is not related to the accused if the person is not: (i) the spouse, brother, or sister of the accused; (ii) a descendant of the accused; (iii) a first or second cousin of the accused; or (iv) a step-child or adopted child of the accused;

(8.8) if convicted for an offense under Section 11-6, 11-9.1, 11-14.4 that involves soliciting for a juvenile prostitute, 11-15.1, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the Criminal Code of 1961 or the Criminal Code of 2012, or any attempt to commit any of these offenses, committed on or after June 1, 2009 (the effective date of Public Act 95-983):

(i) not access or use a computer or any other device with Internet capability without the prior written approval of the offender's probation officer, except in connection with the offender's employment or search for employment with the prior approval of the offender's probation officer;

(ii) submit to periodic unannounced examinations of the offender's computer or any other device with Internet capability by the offender's probation officer, a law enforcement officer, or assigned computer or information technology specialist, including the retrieval and copying of all data from the computer or device and any internal or external peripherals and removal of such information, equipment, or device to conduct a more thorough inspection;

(iii) submit to the installation on the offender's computer or device with Internet capability, at the offender's expense, of one or more hardware or software systems to monitor the Internet use; and

(iv) submit to any other appropriate restrictions concerning the offender's use of or access to a computer or any other device with Internet capability imposed by the offender's probation officer;

(8.9) if convicted of a sex offense as defined in the Sex Offender Registration Act committed on or after January 1, 2010 (the effective date of Public Act 96-262), refrain from accessing or using a social networking website as defined in Section 17-0.5 of the Criminal Code of 2012;

(9) if convicted of a felony or of any misdemeanor violation of Section 12-1, 12-2, 12-3, 12-3.2, 12-3.4, or 12-3.5 of the Criminal Code of 1961 or the Criminal Code of 2012 that was determined, pursuant to Section 112A-11.1 of the Code of Criminal Procedure of 1963, to trigger the prohibitions of 18 U.S.C. 922(g)(9), physically surrender at a time and place designated by the court, his or her Firearm Owner's Identification Card and any and all firearms in his or her possession. The

Court shall return to the Department of State Police Firearm Owner's Identification Card Office the person's Firearm Owner's Identification Card;

(10) if convicted of a sex offense as defined in subsection (a-5) of Section 3-1-2 of this Code, unless the offender is a parent or guardian of the person under 18 years of age present in the home and no non-familial minors are present, not participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas, being employed as a department store Santa Claus, or wearing an Easter Bunny costume on or preceding Easter;

(11) if convicted of a sex offense as defined in Section 2 of the Sex Offender Registration Act committed on or after January 1, 2010 (the effective date of Public Act 96-362) that requires the person to register as a sex offender under that Act, may not knowingly use any computer scrub software on any computer that the sex offender uses; and

(12) if convicted of a violation of the Methamphetamine Control and Community Protection Act, the Methamphetamine Precursor Control Act, or a methamphetamine related offense:

(A) prohibited from purchasing, possessing, or having under his or her control any product containing pseudoephedrine unless prescribed by a physician; and

(B) prohibited from purchasing, possessing, or having under his or her control any product containing ammonium nitrate.

(b) The Court may in addition to other reasonable conditions relating to the nature of the offense or the rehabilitation of the defendant as determined for each defendant in the proper discretion of the Court require that the person:

(1) serve a term of periodic imprisonment under Article 7 for a period not to exceed that specified in paragraph (d) of Section 5-7-1;

(2) pay a fine and costs;

(3) work or pursue a course of study or vocational training;

(4) undergo medical, psychological or psychiatric treatment; or treatment for drug addiction or alcoholism;

(5) attend or reside in a facility established for the instruction or residence of defendants on probation;

(6) support his dependents;

(7) and in addition, if a minor:

(i) reside with his parents or in a foster home;

(ii) attend school;

(iii) attend a non-residential program for youth;

(iv) contribute to his own support at home or in a foster home;

(v) with the consent of the superintendent of the facility, attend an educational program at a facility other than the school in which the offense was committed if he or she is convicted of a crime of violence as defined in Section 2 of the Crime Victims Compensation Act committed in a school, on the real property comprising a school, or within 1,000 feet of the real property comprising a school;

(8) make restitution as provided in Section 5-5-6 of this Code;

(9) perform some reasonable public or community service;

(10) serve a term of home confinement. In addition to any other applicable condition of probation or conditional discharge, the conditions of home confinement shall be that the offender:

(i) remain within the interior premises of the place designated for his confinement during the hours designated by the court;

(ii) admit any person or agent designated by the court into the offender's place of confinement at any time for purposes of verifying the offender's compliance with the conditions of his confinement; and

(iii) if further deemed necessary by the court or the Probation or Court Services Department, be placed on an approved electronic monitoring device, subject to Article 8A of Chapter V;

(iv) for persons convicted of any alcohol, cannabis or controlled substance violation who are placed on an approved monitoring device as a condition of probation or conditional discharge, the court shall impose a reasonable fee for each day of the use of the device, as established by the county board in subsection (g) of this Section, unless after determining the inability of the offender to pay the fee, the court assesses a lesser fee or no fee as the case may be. This fee shall be imposed in addition to the fees imposed under subsections (g) and (i) of this Section. The fee shall be collected by the clerk of the circuit court. The clerk of the circuit court

shall pay all monies collected from this fee to the county treasurer for deposit in the substance abuse services fund under Section 5-1086.1 of the Counties Code; and

(v) for persons convicted of offenses other than those referenced in clause (iv) above and who are placed on an approved monitoring device as a condition of probation or conditional discharge, the court shall impose a reasonable fee for each day of the use of the device, as established by the county board in subsection (g) of this Section, unless after determining the inability of the defendant to pay the fee, the court assesses a lesser fee or no fee as the case may be. This fee shall be imposed in addition to the fees imposed under subsections (g) and (i) of this Section. The fee shall be collected by the clerk of the circuit court. The clerk of the circuit court shall pay all monies collected from this fee to the county treasurer who shall use the monies collected to defray the costs of corrections. The county treasurer shall deposit the fee collected in the probation and court services fund.

(11) comply with the terms and conditions of an order of protection issued by the court pursuant to the Illinois Domestic Violence Act of 1986, as now or hereafter amended, or an order of protection issued by the court of another state, tribe, or United States territory. A copy of the order of protection shall be transmitted to the probation officer or agency having responsibility for the case;

(12) reimburse any "local anti-crime program" as defined in Section 7 of the Anti-Crime Advisory Council Act for any reasonable expenses incurred by the program on the offender's case, not to exceed the maximum amount of the fine authorized for the offense for which the defendant was sentenced;

(13) contribute a reasonable sum of money, not to exceed the maximum amount of the fine authorized for the offense for which the defendant was sentenced, (i) to a "local anti-crime program", as defined in Section 7 of the Anti-Crime Advisory Council Act, or (ii) for offenses under the jurisdiction of the Department of Natural Resources, to the fund established by the Department of Natural Resources for the purchase of evidence for investigation purposes and to conduct investigations as outlined in Section 805-105 of the Department of Natural Resources (Conservation) Law;

(14) refrain from entering into a designated geographic area except upon such terms as the court finds appropriate. Such terms may include consideration of the purpose of the entry, the time of day, other persons accompanying the defendant, and advance approval by a probation officer, if the defendant has been placed on probation or advance approval by the court, if the defendant was placed on conditional discharge;

(15) refrain from having any contact, directly or indirectly, with certain specified persons or particular types of persons, including but not limited to members of street gangs and drug users or dealers;

(16) refrain from having in his or her body the presence of any illicit drug prohibited by the Cannabis Control Act, the Illinois Controlled Substances Act, or the Methamphetamine Control and Community Protection Act, unless prescribed by a physician, and submit samples of his or her blood or urine or both for tests to determine the presence of any illicit drug;

(17) if convicted for an offense committed on or after June 1, 2008 (the effective date of Public Act 95-464) that would qualify the accused as a child sex offender as defined in Section 11-9.3 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of 2012, refrain from communicating with or contacting, by means of the Internet, a person who is related to the accused and whom the accused reasonably believes to be under 18 years of age; for purposes of this paragraph (17), "Internet" has the meaning ascribed to it in Section 16-0.1 of the Criminal Code of 2012; and a person is related to the accused if the person is: (i) the spouse, brother, or sister of the accused; (ii) a descendant of the accused; (iii) a first or second cousin of the accused; or (iv) a step-child or adopted child of the accused;

(18) if convicted for an offense committed on or after June 1, 2009 (the effective date of Public Act 95-983) that would qualify as a sex offense as defined in the Sex Offender Registration Act:

(i) not access or use a computer or any other device with Internet capability without the prior written approval of the offender's probation officer, except in connection with the offender's employment or search for employment with the prior approval of the offender's probation officer;

(ii) submit to periodic unannounced examinations of the offender's computer or any other device with Internet capability by the offender's probation officer, a law enforcement officer, or assigned computer or information technology specialist, including the retrieval and copying of all data from the computer or device and any internal or external peripherals and removal of such

information, equipment, or device to conduct a more thorough inspection;

(iii) submit to the installation on the offender's computer or device with Internet capability, at the subject's expense, of one or more hardware or software systems to monitor the Internet use; and

(iv) submit to any other appropriate restrictions concerning the offender's use of or access to a computer or any other device with Internet capability imposed by the offender's probation officer; and

(19) refrain from possessing a firearm or other dangerous weapon where the offense is a misdemeanor that did not involve the intentional or knowing infliction of bodily harm or threat of bodily harm.

(c) The court may as a condition of probation or of conditional discharge require that a person under 18 years of age found guilty of any alcohol, cannabis or controlled substance violation, refrain from acquiring a driver's license during the period of probation or conditional discharge. If such person is in possession of a permit or license, the court may require that the minor refrain from driving or operating any motor vehicle during the period of probation or conditional discharge, except as may be necessary in the course of the minor's lawful employment.

(d) An offender sentenced to probation or to conditional discharge shall be given a certificate setting forth the conditions thereof.

(e) Except where the offender has committed a fourth or subsequent violation of subsection (c) of Section 6-303 of the Illinois Vehicle Code, the court shall not require as a condition of the sentence of probation or conditional discharge that the offender be committed to a period of imprisonment in excess of 6 months. This 6 month limit shall not include periods of confinement given pursuant to a sentence of county impact incarceration under Section 5-8-1.2.

Persons committed to imprisonment as a condition of probation or conditional discharge shall not be committed to the Department of Corrections.

(f) The court may combine a sentence of periodic imprisonment under Article 7 or a sentence to a county impact incarceration program under Article 8 with a sentence of probation or conditional discharge.

(g) An offender sentenced to probation or to conditional discharge and who during the term of either undergoes mandatory drug or alcohol testing, or both, or is assigned to be placed on an approved electronic monitoring device, shall be ordered to pay all costs incidental to such mandatory drug or alcohol testing, or both, and all costs incidental to such approved electronic monitoring in accordance with the defendant's ability to pay those costs. The county board with the concurrence of the Chief Judge of the judicial circuit in which the county is located shall establish reasonable fees for the cost of maintenance, testing, and incidental expenses related to the mandatory drug or alcohol testing, or both, and all costs incidental to approved electronic monitoring, involved in a successful probation program for the county. The concurrence of the Chief Judge shall be in the form of an administrative order. The fees shall be collected by the clerk of the circuit court. The clerk of the circuit court shall pay all moneys collected from these fees to the county treasurer who shall use the moneys collected to defray the costs of drug testing, alcohol testing, and electronic monitoring. The county treasurer shall deposit the fees collected in the county working cash fund under Section 6-27001 or Section 6-29002 of the Counties Code, as the case may be.

(h) Jurisdiction over an offender may be transferred from the sentencing court to the court of another circuit with the concurrence of both courts. Further transfers or retransfers of jurisdiction are also authorized in the same manner. The court to which jurisdiction has been transferred shall have the same powers as the sentencing court. The probation department within the circuit to which jurisdiction has been transferred, or which has agreed to provide supervision, may impose probation fees upon receiving the transferred offender, as provided in subsection (i). For all transfer cases, as defined in Section 9b of the Probation and Probation Officers Act, the ~~The~~ probation department from the original sentencing court shall retain all probation fees collected prior to the transfer. After the transfer all probation fees shall be paid to the probation department within the circuit to which jurisdiction has been transferred.

(i) The court shall impose upon an offender sentenced to probation after January 1, 1989 or to conditional discharge after January 1, 1992 or to community service under the supervision of a probation or court services department after January 1, 2004, as a condition of such probation or conditional discharge or supervised community service, a fee of \$50 for each month of probation or conditional discharge supervision or supervised community service ordered by the court, unless after determining the inability of the person sentenced to probation or conditional discharge or supervised community service to pay the fee, the court assesses a lesser fee. The court may not impose the fee on a minor who is made a ward of the State under the Juvenile Court Act of 1987 while the minor is in placement. The

fee shall be imposed only upon an offender who is actively supervised by the probation and court services department. The fee shall be collected by the clerk of the circuit court. The clerk of the circuit court shall pay all monies collected from this fee to the county treasurer for deposit in the probation and court services fund under Section 15.1 of the Probation and Probation Officers Act.

A circuit court may not impose a probation fee under this subsection (i) in excess of \$25 per month unless the circuit court has adopted, by administrative order issued by the chief judge, a standard probation fee guide determining an offender's ability to pay. Of the amount collected as a probation fee, up to \$5 of that fee collected per month may be used to provide services to crime victims and their families.

The Court may only waive probation fees based on an offender's ability to pay. The probation department may re-evaluate an offender's ability to pay every 6 months, and, with the approval of the Director of Court Services or the Chief Probation Officer, adjust the monthly fee amount. An offender may elect to pay probation fees due in a lump sum. Any offender that has been assigned to the supervision of a probation department, or has been transferred either under subsection (h) of this Section or under any interstate compact, shall be required to pay probation fees to the department supervising the offender, based on the offender's ability to pay.

This amendatory Act of the 93<sup>rd</sup> General Assembly deletes the \$10 increase in the fee under this subsection that was imposed by Public Act 93-616. This deletion is intended to control over any other Act of the 93<sup>rd</sup> General Assembly that retains or incorporates that fee increase.

(i-5) In addition to the fees imposed under subsection (i) of this Section, in the case of an offender convicted of a felony sex offense (as defined in the Sex Offender Management Board Act) or an offense that the court or probation department has determined to be sexually motivated (as defined in the Sex Offender Management Board Act), the court or the probation department shall assess additional fees to pay for all costs of treatment, assessment, evaluation for risk and treatment, and monitoring the offender, based on that offender's ability to pay those costs either as they occur or under a payment plan.

(j) All fines and costs imposed under this Section for any violation of Chapters 3, 4, 6, and 11 of the Illinois Vehicle Code, or a similar provision of a local ordinance, and any violation of the Child Passenger Protection Act, or a similar provision of a local ordinance, shall be collected and disbursed by the circuit clerk as provided under Section 27.5 of the Clerks of Courts Act.

(k) Any offender who is sentenced to probation or conditional discharge for a felony sex offense as defined in the Sex Offender Management Board Act or any offense that the court or probation department has determined to be sexually motivated as defined in the Sex Offender Management Board Act shall be required to refrain from any contact, directly or indirectly, with any persons specified by the court and shall be available for all evaluations and treatment programs required by the court or the probation department.

(l) The court may order an offender who is sentenced to probation or conditional discharge for a violation of an order of protection be placed under electronic surveillance as provided in Section 5-8A-7 of this Code.

(Source: P.A. 96-262, eff. 1-1-10; 96-328, eff. 8-11-09; 96-362, eff. 1-1-10; 96-695, eff. 8-25-09; 96-1000, eff. 7-2-10; 96-1414, eff. 1-1-11; 96-1551, Article 2, Section 1065, eff. 7-1-11; 96-1551, Article 10, Section 10-150, eff. 7-1-11; 97-454, eff. 1-1-12; 97-560, eff. 1-1-12; 97-597, eff. 1-1-12; 97-1109, eff. 1-1-13; 97-1131, eff. 1-1-13; 97-1150, eff. 1-25-13.)”.

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Mulroe, **Senate Bill No. 1845** 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:

[April 11, 2013]

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

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

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

On motion of Senator Mulroe, **Senate Bill No. 1846** 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	Link	Radogno
Barickman	Frerichs	Luechtefeld	Raoul
Bertino-Tarrant	Haine	Manar	Rezin
Biss	Harmon	Martinez	Righter
Bivins	Harris	McCann	Rose
Brady	Hastings	McCarter	Silverstein
Bush	Holmes	McConnaughay	Stadelman
Collins	Hunter	McGuire	Steans
Connelly	Hutchinson	Morrison	Sullivan
Cullerton, T.	Jacobs	Mulroe	Syverson
Cunningham	Jones, E.	Muñoz	Van Pelt
Delgado	Koehler	Murphy	Mr. President
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	

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

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

On motion of Senator Rose, **Senate Bill No. 1862** 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	Link	Radogno
Barickman	Frerichs	Luechtefeld	Raoul
Bertino-Tarrant	Haine	Manar	Rezin
Biss	Harmon	Martinez	Righter
Bivins	Harris	McCann	Rose
Brady	Hastings	McCarter	Silverstein
Bush	Holmes	McConnaughay	Stadelman
Collins	Hunter	McGuire	Stears
Connelly	Hutchinson	Morrison	Sullivan
Cullerton, T.	Jacobs	Mulroe	Syverson
Cunningham	Jones, E.	Muñoz	Van Pelt
Delgado	Koehler	Murphy	Mr. President
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	

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

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

On motion of Senator T. Cullerton, **Senate Bill No. 1869** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Mulroe, **Senate Bill No. 1872** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAY 1.

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The following voted in the affirmative:

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

The following voted in the negative:

Rose

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

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

On motion of Senator Manar, **Senate Bill No. 1876** 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:

Barickman	Haine	Manar	Rezin
Bertino-Tarrant	Harmon	Martinez	Righter
Biss	Harris	McCann	Rose
Bivins	Hastings	McCarter	Silverstein
Bush	Holmes	McConnaughay	Stadelman
Collins	Hunter	McGuire	Steans
Connelly	Hutchinson	Morrison	Sullivan
Cullerton, T.	Jacobs	Mulroe	Syverson
Cunningham	Jones, E.	Muñoz	Van Pelt
Delgado	Koehler	Murphy	Mr. President
Dillard	Kotowski	Noland	
Duffy	LaHood	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 and ask their concurrence therein.

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On motion of Senator Hutchinson, **Senate Bill No. 1884** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 52; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Bertino-Tarrant, **Senate Bill No. 1930** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 54; NAYS None; Present 1.

The following voted in the affirmative:

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

The following voted present:

Jones, E.

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

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

On motion of Senator Radogno, **Senate Bill No. 1937** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 52; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Cunningham, **Senate Bill No. 2155** 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	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Biss	Harmon	Martinez	Righter
Bivins	Harris	McCann	Rose
Brady	Hastings	McCarter	Silverstein
Bush	Holmes	McConaughay	Steans
Collins	Hunter	McGuire	Sullivan
Connelly	Hutchinson	Morrison	Syerson
Cullerton, T.	Jacobs	Mulroe	Van Pelt
Cunningham	Jones, E.	Muñoz	Mr. President
Delgado	Koehler	Murphy	
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	
Forby	Link	Radogno	

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

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

On motion of Senator Cunningham, **Senate Bill No. 2157** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Hastings, **Senate Bill No. 2167** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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Duffy

LaHood

Noland

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

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

On motion of Senator Collins, **Senate Bill No. 2172** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 52; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Barickman, **Senate Bill No. 1908** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

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

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Dillard	Kotowski	Murphy	Mr. President
Duffy	LaHood	Noland	

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

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

On motion of Senator Frerichs, **Senate Bill No. 2199** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 52; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Morrison, **Senate Bill No. 2217** 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 43; NAYS 11.

The following voted in the affirmative:

Bertino-Tarrant	Frerichs	Kotowski	Noland
Biss	Haine	Landek	Oberweis
Brady	Harmon	Link	Radogno
Bush	Harris	Luechtefeld	Raoul
Collins	Hastings	Manar	Stadelman
Connelly	Holmes	Martinez	Steans
Cullerton, T.	Hunter	McGuire	Sullivan
Cunningham	Hutchinson	Morrison	Syverson
Delgado	Jacobs	Mulroe	Van Pelt
Dillard	Jones, E.	Muñoz	Mr. President
Forby	Koehler	Murphy	

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The following voted in the negative:

Barickman	LaHood	McConnaughay	Rose
Bivins	McCann	Rezin	Silverstein
Duffy	McCarter	Righter	

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

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

On motion of Senator Frerichs, **Senate Bill No. 2229** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Sullivan, **Senate Bill No. 2230** 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	Link	Radogno
Barickman	Frerichs	Luechtefeld	Raoul
Bertino-Tarrant	Haine	Manar	Rezin
Biss	Harmon	Martinez	Righter
Bivins	Harris	McCann	Rose
Brady	Hastings	McCarter	Silverstein
Bush	Holmes	McConnaughay	Stadelman

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Collins	Hunter	McGuire	Steans
Connelly	Hutchinson	Morrison	Sullivan
Cullerton, T.	Jacobs	Mulroe	Syversson
Cunningham	Jones, E.	Muñoz	Van Pelt
Delgado	Koehler	Murphy	Mr. President
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	

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

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

On motion of Senator Frerichs, **Senate Bill No. 2234** 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 13.

The following voted in the affirmative:

Biss	Harris	Manar	Silverstein
Bush	Hastings	Martinez	Stadelman
Cullerton, T.	Holmes	McConaughay	Steans
Cunningham	Hunter	McGuire	Sullivan
Delgado	Hutchinson	Morrison	Syversson
Forby	Jones, E.	Mulroe	Van Pelt
Frerichs	Koehler	Muñoz	Mr. President
Haine	Kotowski	Noland	
Harmon	Link	Raoul	

The following voted in the negative:

Barickman	Dillard	McCann	Rose
Bivins	Duffy	McCarter	
Brady	LaHood	Rezin	
Connelly	Luechtefeld	Righter	

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

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

### SENATE BILL RECALLED

On motion of Senator Hutchinson, **Senate Bill No. 2326** was recalled from the order of third reading to the order of second reading.

Senator Hutchinson offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 2326

AMENDMENT NO. 1. Amend Senate Bill 2326 on page 7, line 16, by replacing "Any" with "The"; and

on page 7, line 18, by replacing "life" with "duration of the purchaser's ownership"; and

on page 13, line 16, by replacing "Any" with "The"; and

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on page 13, line 18, by replacing "life" with "duration of the purchaser's ownership"; and

on page 19, line 14, by replacing "Any" with "The"; and

on page 19, line 16, by replacing "life" with "duration of the purchaser's ownership"; and

on page 25, line 9, by replacing "Any" with "The"; and

on page 25, line 11, by replacing "life" with "duration of the purchaser's ownership".

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Hutchinson, **Senate Bill No. 2332** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Stadelman, **Senate Bill No. 2347** 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	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin

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Biss	Harmon	Martinez	Rose
Bivins	Harris	McCann	Silverstein
Brady	Hastings	McCarter	Stadelman
Bush	Holmes	McConaughay	Steans
Collins	Hunter	McGuire	Sullivan
Connelly	Hutchinson	Morrison	Syverson
Cullerton, T.	Jacobs	Mulroe	Van Pelt
Cunningham	Jones, E.	Muñoz	Mr. President
Delgado	Koehler	Murphy	
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	
Forby	Link	Radogno	

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

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

On motion of Senator Frerichs, **Senate Bill No. 2371** 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 43; NAYS 6.

The following voted in the affirmative:

Biss	Harmon	Luechtefeld	Radogno
Bush	Harris	Manar	Raoul
Collins	Hastings	Martinez	Rezin
Connelly	Holmes	McConaughay	Silverstein
Cullerton, T.	Hunter	McGuire	Stadelman
Cunningham	Hutchinson	Morrison	Steans
Delgado	Jacobs	Mulroe	Sullivan
Dillard	Jones, E.	Muñoz	Syverson
Forby	Koehler	Murphy	Van Pelt
Frerichs	Kotowski	Noland	Mr. President
Haine	Link	Oberweis	

The following voted in the negative:

Barickman	Duffy	McCarter
Bivins	LaHood	Rose

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

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

On motion of Senator Bush, **Senate Bill No. 2378** 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:

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Althoff	Frerichs	Link	Raoul
Barickman	Haine	Luechtefeld	Rezin
Biss	Harmon	Manar	Rose
Bivins	Harris	Martinez	Silverstein
Brady	Hastings	McCarter	Stadelman
Bush	Holmes	McConnaughay	Steans
Collins	Hunter	McGuire	Sullivan
Connelly	Hutchinson	Morrison	Syverson
Cullerton, T.	Jacobs	Mulroe	Van Pelt
Cunningham	Jones, E.	Muñoz	Mr. President
Delgado	Koehler	Murphy	
Dillard	Kotowski	Noland	
Duffy	LaHood	Oberweis	
Forby	Landek	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 Frerichs moved that **Senate Resolution No. 83**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Frerichs moved that Senate Resolution No. 83 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Frerichs moved that **Senate Resolution No. 98**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Frerichs moved that Senate Resolution No. 98 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Delgado moved that **Senate Joint Resolution No. 25**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

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

#### AMENDMENT NO. 1 TO SENATE JOINT RESOLUTION 25

AMENDMENT NO. 1. Amend Senate Joint Resolution 25 by replacing lines 7 through 12 with the following:

"RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREBY, that each of the school district waiver requests identified below by school district name and by the identifying number and subject area of the waiver request as summarized in the report filed by the State Board of Education is disapproved:

- (1) Meridian CUSD 101 - Pulaski, WM100-5763-1, length of school term;
- (2) Dimmick CCSD 175 - LaSalle, WM100-5740-2, evaluation training and pre-qualification;
- (3) Dimmick CCSD 175 - LaSalle, WM100-5740-3, evaluation plan for principals;
- (4) Meridian CUSD 101 - Pulaski, WM100-5763-2, compilation of average daily attendance;
- (5) Bluford CCSD 114 - Jefferson, WM100-5755, petitions;

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- (6) Webber Township HSD 204 - Jefferson, WM100-5756, petitions; and  
 (7) Dimmick CCSD 175 - LaSalle, WM100-5740-1, school board members - leadership

Senator Delgado moved that Senate Joint Resolution No. 25, as amended, be adopted.  
 And on that motion, a call of the roll was had resulting as follows:

YEAS 47; NAYS 3.

The following voted in the affirmative:

Althoff	Forby	LaHood	Oberweis
Barickman	Frerichs	Link	Radogno
Biss	Haine	Luechtefeld	Raoul
Bivins	Harmon	Manar	Rose
Brady	Harris	Martinez	Silverstein
Bush	Hastings	McConaughay	Stadelman
Collins	Holmes	McGuire	Steans
Connelly	Hunter	Morrison	Sullivan
Cullerton, T.	Jacobs	Mulroe	Syverson
Cunningham	Jones, E.	Muñoz	Van Pelt
Delgado	Koehler	Murphy	Mr. President
Dillard	Kotowski	Noland	

The following voted in the negative:

Duffy  
 McCarter  
 Rezin

The motion prevailed.  
 And the resolution was adopted.

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

Senator Radogno moved that **Senate Resolution No. 135**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Radogno moved that Senate Resolution No. 135 be adopted.

The motion prevailed.

And the resolution was adopted.

#### SENATE BILL RECALLED

On motion of Senator Silverstein, **Senate Bill No. 39** was recalled from the order of third reading to the order of second reading.

Senator Silverstein offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 39

AMENDMENT NO. 1. Amend Senate Bill 39, by replacing everything after the enacting clause with the following:

"Section 5. The Code of Criminal Procedure of 1963 is amended by changing Section 109-1 as follows:

(725 ILCS 5/109-1) (from Ch. 38, par. 109-1)

Sec. 109-1. Person arrested.

(a) A person arrested with or without a warrant shall be taken without unnecessary delay before the nearest and most accessible judge in that county, except when such county is a participant in a regional jail authority, in which event such person may be taken to the nearest and most accessible judge,

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irrespective of the county where such judge presides, and a charge shall be filed. Whenever a person arrested either with or without a warrant is required to be taken before a judge, a charge may be filed against such person by way of a two-way closed circuit television system, except that a hearing to deny bail to the defendant may not be conducted by way of closed circuit television.

(b) The judge shall:

- (1) Inform the defendant of the charge against him and shall provide him with a copy of the charge;
- (2) Advise the defendant of his right to counsel and if indigent shall appoint a public defender or licensed attorney at law of this State to represent him in accordance with the provisions of Section 113-3 of this Code;
- (3) Schedule a preliminary hearing in appropriate cases; and
- (4) Admit the defendant to bail in accordance with the provisions of Article 110 of this Code; and -

(5) Order the confiscation of the person's passport or impose travel restrictions on a defendant arrested for first degree murder or other violent crime as defined in Section 3 of the Rights of Crime Victims and Witnesses Act, if the judge determines based on the factors in Section 110-5 of this Code, that this will reasonably assure the appearance of the defendant and compliance by the defendant with all conditions of release.

(c) The court may issue an order of protection in accordance with the provisions of Article 112A of this Code.

(Source: P.A. 97-813, eff. 7-13-12.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Haine, **Senate Bill No. 72** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 49; NAYS None.

The following voted in the affirmative:

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

[April 11, 2013]

On motion of Senator Haine, **Senate Bill No. 922** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Haine, **Senate Bill No. 1217** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 49; NAYS None.

The following voted in the affirmative:

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

[April 11, 2013]

On motion of Senator Haine, **Senate Bill No. 1256** 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	Luechtefeld	Rezin
Barickman	Haine	Manar	Rose
Biss	Harmon	Martinez	Silverstein
Bivins	Harris	McCann	Stadelman
Brady	Hastings	McCarter	Steans
Bush	Holmes	McConnaughay	Sullivan
Collins	Hunter	McGuire	Syverson
Connelly	Hutchinson	Mulroe	Van Pelt
Cunningham	Jacobs	Muñoz	Mr. President
Delgado	Jones, E.	Murphy	
Dillard	Koehler	Noland	
Duffy	Kotowski	Radogno	
Forby	LaHood	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 and ask their concurrence therein.

#### SENATE BILL RECALLED

On motion of Senator Silverstein, **Senate Bill No. 1214** was recalled from the order of third reading to the order of second reading.

Senator Silverstein offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1214

**AMENDMENT NO. 1.** Amend Senate Bill 1214 on page 3, by replacing lines 11 through 20 with the following:

"The Authority may maintain a listing or searchable database on its website of persons or entities that have been issued one or more final orders of liability with a total amount due of more than \$1,000 for tolls, fines, unpaid late fees, or administrative costs that remain unpaid after the exhaustion of, or the failure to exhaust, the judicial review procedures under the Administrative Review Law. Each entry may include the person's or entity's name as listed on the final order of liability."

The motion prevailed.

And the amendment was adopted and ordered printed.

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

At the hour of 3:39 o'clock p.m., Senator Muñoz, presiding.

#### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Silverstein, **Senate Bill No. 1280** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[April 11, 2013]

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

YEAS 51; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Silverstein, **Senate Bill No. 1287** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 49; NAYS None.

The following voted in the affirmative:

Althoff	Frerichs	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Biss	Harmon	Martinez	Rose
Bivins	Harris	McCann	Silverstein
Brady	Hastings	McConnaughay	Stadelman
Bush	Holmes	McGuire	Stears
Collins	Hunter	Morrison	Sullivan
Connelly	Hutchinson	Mulroe	Syverson
Cullerton, T.	Jacobs	Muñoz	Van Pelt
Cunningham	Jones, E.	Murphy	Mr. President
Delgado	Koehler	Noland	
Duffy	Kotowski	Oberweis	
Forby	LaHood	Radogno	

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

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

On motion of Senator Kotowski, **Senate Bill No. 1329** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[April 11, 2013]



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

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

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

On motion of Senator Syverson, **Senate Bill No. 1430** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAY 1.

The following voted in the affirmative:

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

The following voted in the negative:

Rose

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.

[April 11, 2013]

On motion of Senator Syverson, **Senate Bill No. 1431** 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	Haine	Luechtefeld	Raoul
Barickman	Harmon	Manar	Rezin
Biss	Harris	Martinez	Rose
Bivins	Hastings	McCann	Silverstein
Brady	Holmes	McCarter	Stadelman
Bush	Hunter	McConaughay	Steans
Collins	Hutchinson	McGuire	Sullivan
Cullerton, T.	Jacobs	Morrison	Syverson
Cunningham	Jones, E.	Mulroe	Van Pelt
Delgado	Koehler	Muñoz	Mr. President
Dillard	Kotowski	Murphy	
Duffy	LaHood	Noland	
Forby	Landek	Oberweis	
Frerichs	Link	Radogno	

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

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

On motion of Senator Dillard, **Senate Bill No. 1439** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 49; NAYS 2.

The following voted in the affirmative:

Althoff	Haine	Luechtefeld	Raoul
Barickman	Harmon	Manar	Rezin
Biss	Harris	Martinez	Rose
Bivins	Hastings	McCann	Silverstein
Brady	Holmes	McCarter	Stadelman
Bush	Hunter	McConaughay	Steans
Collins	Hutchinson	McGuire	Sullivan
Connelly	Jacobs	Morrison	Syverson
Cullerton, T.	Jones, E.	Mulroe	Van Pelt
Cunningham	Koehler	Muñoz	Mr. President
Dillard	Kotowski	Murphy	
Forby	LaHood	Noland	
Frerichs	Link	Oberweis	

The following voted in the negative:

Duffy  
Radogno

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

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

On motion of Senator Martinez, **Senate Bill No. 1495** 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 46; NAYS 3.

The following voted in the affirmative:

Althoff	Frerichs	Link	Raoul
Biss	Haine	Luechtefeld	Rezin
Bivins	Harmon	Manar	Rose
Brady	Harris	Martinez	Silverstein
Bush	Hastings	McConaughay	Stadelman
Collins	Holmes	McGuire	Steans
Connelly	Hunter	Morrison	Sullivan
Cullerton, T.	Hutchinson	Mulroe	Syverson
Cunningham	Jacobs	Muñoz	Van Pelt
Delgado	Jones, E.	Murphy	Mr. President
Dillard	Koehler	Noland	
Forby	Kotowski	Radogno	

The following voted in the negative:

Duffy  
McCann  
McCarter

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

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

On motion of Senator Martinez, **Senate Bill No. 1496** 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 47; NAYS 3.

The following voted in the affirmative:

Althoff	Forby	Kotowski	Noland
Barickman	Frerichs	LaHood	Oberweis
Biss	Haine	Link	Radogno
Bivins	Harmon	Luechtefeld	Raoul
Brady	Harris	Manar	Rose
Bush	Hastings	Martinez	Silverstein
Collins	Holmes	McConaughay	Stadelman
Connelly	Hunter	McGuire	Steans
Cullerton, T.	Hutchinson	Morrison	Sullivan

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Cunningham	Jacobs	Mulroe	Van Pelt
Delgado	Jones, E.	Muñoz	Mr. President
Dillard	Koehler	Murphy	

The following voted in the negative:

Duffy  
McCann  
McCarter

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

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

On motion of Senator Connelly, **Senate Bill No. 1519** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Rose, **Senate Bill No. 1541** 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 39; NAYS 5.

The following voted in the affirmative:

Althoff	Haine	Link	Radogno
Barickman	Harmon	Luechtefeld	Raoul
Biss	Harris	Martinez	Rezin
Bush	Hastings	McConnaughay	Rose
Connelly	Holmes	McGuire	Silverstein

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Cunningham	Hunter	Mulroe	Stears
Delgado	Hutchinson	Muñoz	Sullivan
Dillard	Jacobs	Murphy	Syverson
Forby	Koehler	Noland	Mr. President
Frerichs	Kotowski	Oberweis	

The following voted in the negative:

Bivins	LaHood	McCarter
Duffy	McCann	

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

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

On motion of Senator Radogno, **Senate Bill No. 1550** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS None.

The following voted in the affirmative:

Althoff	Forby	LaHood	Noland
Barickman	Frerichs	Link	Oberweis
Biss	Haine	Luechtefeld	Radogno
Bivins	Harmon	Manar	Raoul
Brady	Harris	Martinez	Rezin
Bush	Hastings	McCann	Rose
Collins	Holmes	McCarter	Silverstein
Connelly	Hunter	McConnaughay	Stadelman
Cullerton, T.	Hutchinson	McGuire	Stears
Cunningham	Jacobs	Morrison	Sullivan
Delgado	Jones, E.	Mulroe	Mr. President
Dillard	Koehler	Muñoz	
Duffy	Kotowski	Murphy	

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

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

On motion of Senator Delgado, **Senate Bill No. 1565** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 51; NAYS None.

The following voted in the affirmative:

Althoff	Forby	LaHood	Noland
Barickman	Frerichs	Link	Radogno
Biss	Haine	Luechtefeld	Raoul
Bivins	Harmon	Manar	Rezin

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Brady	Harris	Martinez	Rose
Bush	Hastings	McCann	Silverstein
Collins	Holmes	McCarter	Stadelman
Connelly	Hunter	McConnaughay	Steans
Cullerton, T.	Hutchinson	McGuire	Sullivan
Cunningham	Jacobs	Morrison	Syverson
Delgado	Jones, E.	Mulroe	Van Pelt
Dillard	Koehler	Muñoz	Mr. President
Duffy	Kotowski	Murphy	

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

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

### SENATE BILL RECALLED

On motion of Senator Hastings, **Senate Bill No. 1603** was recalled from the order of third reading to the order of second reading.

Senator Hastings offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1603

AMENDMENT NO. 1. Amend Senate Bill 1603 on page 1, line 11, by changing "A lease" to "Except as provided in Section 5-30 of this Code, a lease".

The motion prevailed.

And the amendment was adopted and ordered printed.

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

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Sullivan, **Senate Bill No. 1608** 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	Martinez	Rezin
Barickman	Haine	McCann	Rose
Biss	Harmon	McCarter	Silverstein
Bivins	Harris	McConnaughay	Stadelman
Brady	Holmes	McGuire	Steans
Bush	Hunter	Morrison	Sullivan
Connelly	Jacobs	Mulroe	Syverson
Cullerton, T.	Jones, E.	Muñoz	Van Pelt
Cunningham	Koehler	Murphy	Mr. President
Delgado	Kotowski	Noland	
Dillard	Link	Oberweis	
Duffy	Luechtefeld	Radogno	
Forby	Manar	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).

[April 11, 2013]

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

On motion of Senator Kotowski, **Senate Bill No. 1637** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

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

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

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

On motion of Senator Sullivan, **Senate Bill No. 1715** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 51; NAYS None.

The following voted in the affirmative:

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

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

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

### **PRESENTATION OF RESOLUTION**

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

#### **SENATE JOINT RESOLUTION NO. 32**

WHEREAS, The State of Illinois serves over 2,000,000 students in 862 school districts statewide; and

WHEREAS, State funding for pre-kindergarten through grade 12 education in Illinois has been reduced by \$861,000,000 since fiscal year 2009; of that amount, general State aid has been reduced by more than \$320,000,000; and

WHEREAS, Illinois ranks 50th in terms of the state proportion of kindergarten through grade 12 funding, providing for just 32.5% of all funds spent on kindergarten through grade 12 public education, despite the plain language of Article 10 of the Illinois Constitution which states "The State has the primary responsibility for financing the system of public education."; and

WHEREAS, In 2007, 23% of Illinois school districts reported deficit spending, and today more than 67% of Illinois school districts report deficit spending; and

WHEREAS, Reductions in State spending have increased school districts' reliance on local resources, impacting classroom services and financial stability, at a time when school districts are required to do more necessary improvements and initiatives such as teacher and principal evaluations, new and higher learning standards, and assessments; and

WHEREAS, The General Assembly must stay engaged in public education issues and be prepared to make legislative and administrative recommendations; therefore, be it

**RESOLVED, BY THE SENATE OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN,** that there is created the General Assembly's Advisory Committee on Education Funding, consisting of 12 members, appointed as follows: 3 members of the Senate majority caucus, appointed by the President of the Senate, one of whom shall be designated as a co-chair; 3 members of the Senate minority caucus, appointed by the Senate Minority Leader, one of whom shall be designated as a co-chair; 3 members of the House majority caucus, appointed by the Speaker of the House of Representatives, one of whom shall be designated as a co-chair; and 3 members of the House minority caucus, appointed by the House Minority Leader, one of whom shall be designated as a co-chair; and be it further

**RESOLVED,** That the Advisory Committee on Education Funding shall:

(1) conduct a thorough review of the existing distribution methods and expenditures of all pre-kindergarten through grade 12 education funding with a focus on general State aid as defined in Section 18-8.05 of the School Code; and

(2) make recommendations to implement an education funding system that:

- (a) is adequate;
- (b) is equitable;
- (c) prepares students for achievement and success after high school; and
- (d) supports teachers and school leaders; and

(3) consider the following when making its recommendations:

- (a) the number of students in a school and school district and the level of need of those students, including special needs populations;
- (b) a school district's ability to provide local resources to pay for basic education needs;
- (c) transparency and accountability;

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- (d) revenue predictability to support sound planning and budgeting by local school boards and administration; and
- (e) the long-term implications and outcomes of the funding system, along with provisions that require the system to be monitored, publicly reported, assessed, and improved over time; and be it further

RESOLVED, That the Advisory Committee on Education Funding shall seek input from stakeholders and members of the public on issues and possible improvements to the existing funding system; and be it further

RESOLVED, That members of the Advisory Committee on Education Funding shall serve without compensation, and the State Board of Education shall provide administrative and other support to the Advisory Committee on Education Funding; and be it further

RESOLVED, That the Advisory Committee on Education Funding shall meet at the call of the co-chairs, but shall meet a minimum of 4 times per year; and be it further

RESOLVED, That the Advisory Committee on Education Funding shall share its legislative and administrative recommendations with the President of the Senate, the Speaker of the House of Representatives, the Minority Leader of the Senate, and the Minority Leader of the House of Representatives no later than February 1, 2014; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Chairman of the State Board of Education and the State Superintendent of Education; and be it further

RESOLVED, That the State Board of Education shall provide a copy of this resolution to school districts in the State.

#### MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 84

A bill for AN ACT concerning public health.

HOUSE BILL NO. 631

A bill for AN ACT concerning liquor.

HOUSE BILL NO. 1335

A bill for AN ACT concerning insurance.

HOUSE BILL NO. 1871

A bill for AN ACT concerning State government.

HOUSE BILL NO. 2477

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 3186

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3272

A bill for AN ACT concerning government.

HOUSE BILL NO. 3367

A bill for AN ACT concerning transportation.

Passed the House, April 11, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 84, 631, 1335, 1871, 2477, 3186, 3272 and 3367** were taken up, ordered printed and placed on first reading.

[April 11, 2013]

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

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a House Joint Resolution Constitutional Amendment of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 18**

HC0018

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE 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 V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

ARTICLE V  
THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of State, Comptroller and Treasurer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

(Source: Illinois Constitution.)

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, ~~except in the case of the Lieutenant Governor~~, until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(Source: Illinois Constitution.)

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

(Source: Illinois Constitution.)

SECTION 4. JOINT ELECTION ~~(REPEALED)~~

~~In the general election for Governor and Lieutenant Governor, one vote shall be cast jointly for the candidates nominated by the same political party or petition. The General Assembly may provide by law for the joint nomination of candidates for Governor and Lieutenant Governor.~~

(Source: Illinois Constitution.)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be ~~the Lieutenant Governor~~, the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his or her powers, he or she shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

(Source: Illinois Constitution.)

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his or her

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office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. ~~If the Lieutenant Governor fails to qualify or if his office becomes vacant, it shall remain vacant until the end of the term.~~

(Source: Illinois Constitution.)

**SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)**

~~The Lieutenant Governor shall perform the duties and exercise the powers in the Executive Branch that may be delegated to him by the Governor and that may be prescribed by law.~~

(Source: Illinois Constitution.)

**SCHEDULE**

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2019.

Passed the House, April 11, 2013.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 18 was referred to the Committee on Assignments.

**APPOINTMENT MESSAGES**

**Appointment Message No. 0170**

To the Honorable Members of the Senate, Ninety-Eighth 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: Will County Metropolitan Exposition and Auditorium Authority

Start Date: March 26, 2013

End Date: December 1, 2016

Name: Gale Murphy

Residence: 1422 Tiger Lily Ln., Joliet, IL 60435

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Jennifer Bertino-Tarrant

Most Recent Holder of Office: Lee A. Goodson

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0171**

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

[April 11, 2013]

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: Commissioner

Agency or Other Body: Central Midwest Interstate Low-Level Radioactive Waste Commission

Start Date: March 26, 2013

End Date: January 19, 2015

Name: Gary McCandless

Residence: 3609 Hoylake Drive, Springfield, IL 62712

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Andy Manar

Most Recent Holder of Office: Mary K. O'Brien

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0172**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Illinois State University

Start Date: March 26, 2013

End Date: January 21, 2019

Name: Rocco L. Donahue

Residence: 9441 Georgetown Square, Orland Park, IL 60467

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Bill Cunningham

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

[April 11, 2013]

**Appointment Message No. 0173**

To the Honorable Members of the Senate, Ninety-Eighth 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: Public Guardian and Public Administrator

Agency or Other Body: Williamson County

Start Date: March 26, 2013

End Date: December 2, 2013

Name: John Paul Cooksey

Residence: 17962 Monroe Rd., Johnston City, IL 62951

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Gary Forby

Most Recent Holder of Office: Robert L. Connell

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0174**

To the Honorable Members of the Senate, Ninety-Eighth 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 Housing Development Authority

Start Date: March 27, 2013

End Date: January 9, 2017

Name: Harlan Karp

Residence: 1530 S. State St., Apt. 929, Chicago, IL 60565

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Mattie Hunter

Most Recent Holder of Office: S. Raja Krishnamoorthi

[April 11, 2013]

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0175**

To the Honorable Members of the Senate, Ninety-Eighth 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: Guardianship and Advocacy Commission

Start Date: March 27, 2013

End Date: June 30, 2015

Name: Brian Rubin

Residence: 453 Caren Dr., Buffalo Grove, IL 60089

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Terry Link

Most Recent Holder of Office: Kathy Ryg

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0176**

To the Honorable Members of the Senate, Ninety-Eighth 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: Mid-Illinois Medical District Commission

Start Date: March 29, 2013

End Date: June 30, 2017

Name: Gordon John Mazzotti

Residence: 201 West Main Cross, Taylorville, IL 62568

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Andy Manar

[April 11, 2013]

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0177**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Northeastern Illinois University

Start Date: March 29, 2013

End Date: January 21, 2019

Name: Robert A. Biggins

Residence: 0N644 Alta Lane, Winfield, IL 60190

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Michael Connelly

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0178**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Northeastern Illinois University

Start Date: March 29, 2013

End Date: January 21, 2019

Name: Barbara Fumo

Residence: 751 Monroe Ave., River Forest, IL 60305

Annual Compensation: Expenses

[April 11, 2013]

Per diem: Not Applicable

Nominee's Senator: Senator Kimberly A. Lightford

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0179**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Northeastern Illinois University

Start Date: March 29, 2013

End Date: January 21, 2019

Name: Marvin Garcia

Residence: 2557 W. Haddon Ave., Chicago, IL 60622

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William Delgado

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0180**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Eastern Illinois University

Start Date: March 29, 2013

End Date: January 21, 2019

Name: William E. Dano III

Residence: 529 Danbury Dr., Oswego, IL 60543

[April 11, 2013]



Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Sue Rezin

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0181**

To the Honorable Members of the Senate, Ninety-Eighth 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: State Board of Elections

Start Date: July 1, 2013

End Date: June 30, 2017

Name: Charles Scholz

Residence: 2127 Aldo Blvd., Quincy, IL 62301

Annual Compensation: \$37,571

Per diem: Not Applicable

Nominee's Senator: Senator John M. Sullivan

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0182**

To the Honorable Members of the Senate, Ninety-Eighth 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: State Board of Elections

Start Date: July 1, 2013

End Date: June 30, 2017

[April 11, 2013]

Name: Betty J. Coffrin

Residence: 1104 Tanglewood Dr., Charleston, IL 61920

Annual Compensation: \$37,571

Per diem: Not Applicable

Nominee's Senator: Senator Dale A. Righter

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0183**

To the Honorable Members of the Senate, Ninety-Eighth 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: State Board of Elections

Start Date: July 1, 2013

End Date: June 30, 2017

Name: Ernest L. Gowen

Residence: 20428 Doria Lane, Olympia Fields, IL 60461

Annual Compensation: \$37,571

Per diem: Not Applicable

Nominee's Senator: Senator Michael E. Hastings

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0184**

To the Honorable Members of the Senate, Ninety-Eighth 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: State Board of Elections

Start Date: July 1, 2013

[April 11, 2013]

End Date: June 30, 2017

Name: Casandra Watson

Residence: 8259 S. Carpenter St., Chicago, IL 60620

Annual Compensation: \$37,571

Per diem: Not Applicable

Nominee's Senator: Senator Jacqueline Y. Collins

Most Recent Holder of Office: Judith C. Rice

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0185**

To the Honorable Members of the Senate, Ninety-Eighth 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: Inspector General

Agency or Other Body: Illinois Department of Healthcare and Family Services

Start Date: March 18, 2013

End Date: January 16, 2017

Name: Bradley K. Hart

Residence: 11105 Walshville Trail, Hillsboro, IL 62049

Annual Compensation: Determined by the Agency

Per diem: Not Applicable

Nominee's Senator: Senator Andy Manar

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0186**

To the Honorable Members of the Senate, Ninety-Eighth 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

[April 11, 2013]

Agency or Other Body: Guardianship and Advocacy Commission

Start Date: March 27, 2013

End Date: June 30, 2014

Name: Lawrence Schlam

Residence: 29955 Oak Meadow Dr., Kingston, IL 60145

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Dave Syverson

Most Recent Holder of Office: Kenley Wade

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0187**

To the Honorable Members of the Senate, Ninety-Eighth 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: Board of Trustees of Illinois State University

Start Date: April 8, 2013

End Date: January 21, 2019

Name: Robert Churney

Residence: 1226 Hawkins Court, Bartlett, IL 60103

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Thomas Cullerton

Most Recent Holder of Office: Robert A. Dobski

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0188**

To the Honorable Members of the Senate, Ninety-Eighth 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.

[April 11, 2013]

Title of Office: Member

Agency or Other Body: Illinois Workforce Investment Board

Start Date: March 8, 2013

End Date: July 1, 2014

Name: Terry Wilkerson

Residence: Rural Route 2, Box 55, Dahlgren, IL 62828

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Gary Forby

Most Recent Holder of Office: Brooks Louis Lockhart

Superseded Appointment Message: Appointment Message 112 of the 98th General Assembly

**Appointment Message No. 0189**

To the Honorable Members of the Senate, Ninety-Eighth 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: Tri-County River Valley Development Authority Board

Start Date: April 9, 2013

End Date: January 18, 2016

Name: Martin J. Helfers

Residence: 400 Wildberry Drive, Normal, IL 61761

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William E. Brady

Most Recent Holder of Office: Original Appointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0190**

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

[April 11, 2013]

I, Judy Baar Topinka, Comptroller, 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: Executive Inspector General

Agency or Other Body: Office of the Comptroller

Start Date: July 1, 2013

End Date: June 30, 2018

Name: Michael J. Drake

Residence: 940 Williams Blvd., Springfield, IL 62704

Annual Compensation: \$101,008

Per diem: Not Applicable

Nominee's Senator: Senator Wm. Sam McCann

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

**Appointment Message No. 0191**

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

I, Judy Baar Topinka, Comptroller, 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: Director of Human Resources

Agency or Other Body: Office of the Comptroller

Start Date: April 1, 2013

End Date: Not Applicable

Name: Matthew Magalis

Residence: 3909 Kingsley Dr., Springfield, IL 62711

Annual Compensation: \$87,000

Per diem: Not Applicable

Nominee's Senator: Senator Wm. Sam McCann

Most Recent Holder of Office: Judy McAnarney

Superseded Appointment Message: Not Applicable

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

[April 11, 2013]

**READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME**

On motion of Senator Stadelman, **House Bill No. 1003** was taken up, read by title a second time and ordered to a third reading.

At the hour of 4:26 o'clock p.m., the Chair announced the Senate stand adjourned until Friday, April 12, 2013, at 11:00 o'clock a.m.