



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-EIGHTH GENERAL ASSEMBLY

92ND LEGISLATIVE DAY

WEDNESDAY, MARCH 5, 2014

12:07 O'CLOCK P.M.

SENATE
Daily Journal Index
92nd Legislative Day

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The Senate met pursuant to adjournment.
Senator John M. Sullivan, Rushville, Illinois, presiding.
Prayer by Father Robert Jallas, St. Agnes Catholic Church, Springfield, Illinois.
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, March 4, 2014, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Report #11-14 Pursuant to the Taxpayer Accountability and Budget Stabilization Act, submitted by the Office of the Auditor General.

Small Business Contracts Act Fiscal Year 2013 Annual Report, submitted by the Chief Procurement Office.

2013 Report on the Center for Comprehensive Health Planning, submitted by the Department of Public Health.

2013 Annual Report of the Business Information Center, submitted by the Department of Commerce and Economic Opportunity.

Business Enterprise Program for Minorities, Females and Persons with Disabilities Annual Report, Fiscal Year 2013, submitted by the Department of Central Management Services.

Service Disabled Veteran-Owned and Veteran-Owned Small Business Program Fiscal Year 2013 Annual Report, submitted by the Department of Central Management Services.

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

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to Senate Bill 3077
Senate Committee Amendment No. 1 to Senate Bill 3259
Senate Committee Amendment No. 1 to Senate Bill 3312
Senate Committee Amendment No. 1 to Senate Bill 3393
Senate Committee Amendment No. 1 to Senate Bill 3409

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

Senate Floor Amendment No. 2 to Senate Bill 2932

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 970

Offered by Senator Duffy and all Senators:
Mourns the death of Harold E. Lipofsky.

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

[March 5, 2014]

REPORTS FROM STANDING COMMITTEES

Senator Koehler, Chairperson of the Committee on Agriculture and Conservation, to which was referred **Senate Bill No. 3333**, reported the same back with the recommendation that the bill do pass.

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

Senator Koehler, Chairperson of the Committee on Agriculture and Conservation, to which was referred **Senate Bills Numbered 2658 and 3000**, 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 Koehler, Chairperson of the Committee on Agriculture and Conservation, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 2903

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 **Senate Bills Numbered 3009, 3216 and 3421**, reported the same back with the recommendation that the bills do pass.

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

Senator Delgado, Chairperson of the Committee on Education, to which was referred **Senate Bills Numbered 3214 and 3274**, reported the same back with the recommendation that the bills do pass.

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

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **Senate Bills Numbered 2659, 2763 and 3055**, 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 Frerichs, Chairperson of the Committee on Higher Education, to which was referred **Senate Bill No. 2765**, 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 Raoul, Chairperson of the Committee on Judiciary, to which was referred **Senate Bills Numbered 1941, 3023, 3096, 3231, 3265 and 3290**, 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 Bills Numbered 2782 and 3228**, 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 Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 2956 and 3332**, reported the same back with the recommendation that the bills do pass.

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

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Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bill No. 2937**, 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 E. Jones III, Chairperson of the Committee on Local Government, to which was referred **Senate Bills Numbered 3294, 3314, 3387 and 3408**, reported the same back with the recommendation that the bills do pass.

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

Senator Collins, Chairperson of the Committee on Financial Institutions, to which was referred **Senate Bill No. 3423**, reported the same back with the recommendation that the bill do pass.

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

Senator Forby, Chairperson of the Committee on Labor and Commerce, to which was referred **Senate Bills Numbered 3038 and 3125**, 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 Bills Numbered 2648 and 3411**, 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.

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 adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 56

WHEREAS, Autism spectrum disorders can affect all individuals, regardless of racial, ethnic, economic, and social groups; and

WHEREAS, About 1 in 88 children have been identified with an autism spectrum disorder; and

WHEREAS, About 1 in 6 children in the United States had a developmental disability in 2006-2008; and

WHEREAS, Autism spectrum disorders are more common than pediatric cancer, diabetes, and AIDS combined; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we urge the administrators of all museums and zoos in the State of Illinois to have a day during the month of April, which is Autism Awareness Month, dedicated to individuals with autism spectrum disorders for the purpose of urging the public to become more aware and educated on autism spectrum disorders and to give families with a loved one affected by autism spectrum disorder a day where they can enjoy museums and zoos at their leisure; and be it further

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RESOLVED, That suitable copies of this resolution be made available to every museum and zoo in the State of Illinois.

Adopted by the House, March 4, 2014.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 56 was referred to the Committee on Assignments.

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

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 59

WHEREAS, During the 98th General Assembly, the Truancy in Chicago Public Schools Task Force was established pursuant to House Joint Resolution 1 to examine issues and make recommendations related to current State Board of Education and City of Chicago School District 299 policies regarding truancy and excessive absences; and

WHEREAS, Further work is needed on these issues; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Truancy in Chicago Public Schools Task Force is extended; and be it further

RESOLVED, That the Truancy in Chicago Public Schools Task Force shall submit a report, as established in its authorizing resolution, on or before July 31, 2014; and be it further

RESOLVED, That with this reporting extension, the Truancy in Chicago Public Schools Task Force shall continue to operate pursuant to its enabling resolution.

Adopted by the House, March 4, 2014.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 59 was referred to the Committee on Assignments.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 3672, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 3784, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4208, sponsored by Senator Biss, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4277, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

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House Bill No. 4462, sponsored by Senator Sandoval, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4523, sponsored by Senator Sullivan, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4534, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4585, sponsored by Senator Harris, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4590, sponsored by Senator Brady, was taken up, read by title a first time and referred to the Committee on Assignments.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator E. Jones III, **Senate Bill No. 2854** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Link, **Senate Bill No. 2997** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Link, **Senate Bill No. 3027** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Silverstein, **Senate Bill No. 3028** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Link, **Senate Bill No. 3029** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 3029

AMENDMENT NO. 1. Amend Senate Bill 3029 by replacing everything after the enacting clause with the following:

"Section 5. The Consumer Deposit Account Act is amended by changing Section 2 as follows:

(205 ILCS 605/2) (from Ch. 17, par. 502)

Sec. 2. Identification and numbering of consumer - deposit account. ~~All financial institutions that provide checks, drafts, or similar orders of withdrawal, which are drawn against funds held by those financial institutions in a consumer deposit account opened subsequent to January 1, 1982, shall cause the month and year in which the account was opened to be displayed clearly on the face of each check, draft, or order. For all consumer-deposit accounts opened after January 1, 1982, all new checks, drafts, or orders drawn on financial institution accounts shall clearly display on the face of each check, draft, or order a number . Each , commencing with number 101, with each check, draft, or similar order shall thereafter provided to be numbered consecutively; except that when a consumer deposit account at any financial institution in Illinois has been voluntarily closed by the customer, the number displayed on the checks, drafts, or orders for a new consumer deposit account opened within 30 days thereafter, titled in the same manner as, and with same owners as the closed account may commence with a number that is not greater than the next consecutive number higher than the highest consecutive number displayed on a check, draft, or order processed through the closed account. This Section shall not apply to temporary checks, drafts, or orders of withdrawal provided by financial institutions upon the opening of a consumer deposit account.~~

No liability or penalty shall be imposed on any financial institution or printer for an unintentional failure to comply with this Act.

(Source: P.A. 87-1143.)

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Section 10. The Check Printer and Check Number Act is amended by changing Section 10 as follows:
(205 ILCS 690/10)

~~Sec. 10. Identification and numbering of consumer - deposit account. Any person who sells or distributes checks, drafts, or similar orders of withdrawal, which may be drawn against funds held by financial institutions in a consumer deposit account opened subsequent to January 1, 1993, shall cause the month and year in which the account was opened to be displayed clearly on the face of each check, draft, or order. For all consumer-deposit accounts opened after January 1, 1993, all new checks, drafts, or orders designed to be drawn on financial institution accounts shall clearly display on the face of each check, draft, or order a number Each, commencing with number 101, with each check, draft, or similar order shall thereafter provided to be numbered consecutively; except that when a consumer deposit account at any financial institution in Illinois has been voluntarily closed by the customer, the number displayed on the checks, drafts, or orders for a new consumer deposit account opened within 30 days thereafter, titled in the same manner as, and with same owners as the closed account may commence with a number that is not greater than the next consecutive number higher than the highest consecutive number displayed on a check, draft, or order processed through the closed account. This Section shall not apply to temporary checks, drafts, or orders of withdrawal provided by financial institutions upon the opening of a consumer deposit account.~~

No liability or penalty shall be imposed on any financial institution or person for an unintentional failure to comply with this Act.

(Source: P.A. 87-1143.)

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 Hutchinson, **Senate Bill No. 3224** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Mulroe, **Senate Bill No. 1941** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Althoff, **Senate Bill No. 2648** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 2648

AMENDMENT NO. 1. Amend Senate Bill 2648 by replacing everything after the enacting clause with the following:

"Section 5. The Prevailing Wage Act is amended by adding Section 1.5 as follows:

(820 ILCS 130/1.5 new)

Sec. 1.5. Administration and rulemaking authority. The Department of Labor shall administer this Act. The Department shall adopt rules necessary to effectuate the purposes of this Act."

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 Silverstein, **Senate Bill No. 2659** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 2659

AMENDMENT NO. 1. Amend Senate Bill 2659 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by adding Section 11-1432 as follows:

(625 ILCS 5/11-1432 new)

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Sec. 11-1432. Prohibit smoking in a motor vehicle with a minor present.

(a) For purposes of this Section:

"Smoking" means to inhale, exhale, burn, or carry a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic, or other combustible substance.

(b) A person shall not operate or be in actual physical control of a motor vehicle while a person in the motor vehicle is smoking if a person under 18 years of age is in the motor vehicle. This provision does not apply to the operator of a motorcycle or a motor vehicle with a convertible or removable roof in top-down, topless, or open air mode.

(c) A police officer may not stop or detain a motor vehicle or its driver solely for a violation or suspected violation of this Section.

(d) A violation of this Section is a petty offense with a fine not to exceed \$100."

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 Righter, **Senate Bill No. 2765** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 2765

AMENDMENT NO. 1. Amend Senate Bill 2765 by replacing everything after the enacting clause with the following:

"Section 5. The Eastern Illinois University Law is amended by changing Section 10-92 as follows:

(110 ILCS 665/10-92)

(Section scheduled to be repealed on July 1, 2019)

Sec. 10-92. Tuition ~~affordability discount waiver limitation~~ ~~pilot~~ program.

(a) The General Assembly makes all of the following findings:

(1) Both access and affordability are important points in the Illinois Public Agenda for College and Career Success.

(2) This State is in the top quartile with respect to the percentage of family income needed to pay for college.

(3) Research suggests that as loan amounts increase, versus grants-in-aid, the probability of college attendance decreases.

(4) There is further research indicating socioeconomic status may affect the willingness of students to use loans to attend college.

(5) Strategic use of tuition discounting ~~waivers~~ will decrease the amount of loans that students must use to pay for tuition.

(6) A modest, individually tailored tuition discount ~~waiver~~ can make the difference in choosing to attend college and would enhance college access for low (up to 150% of the federal poverty level) and middle income (151% to 300% of the federal poverty level) families.

(7) Even if the federally calculated financial need for college attendance is met, the federally determined Expected Family Contribution can still be a daunting amount.

(8) This State is the second largest exporter of students in the country.

(9) Illinois students need to be kept in this State. State universities in other states have adopted pricing and incentives that make college expenses for residents of this State less than in this State.

(10) A mechanism is needed to stop the outflow of Illinois students to institutions in other states, assisting in State efforts to maintain and educate a highly trained workforce.

(11) By being competitive on costs of attendance, this State can bring out-of-state students to this State.

(12) The ~~pilot~~ program established under this Section will allow Eastern Illinois University to compete for highly qualified students who may reside in other states by mitigating the effect of cost differences.

(13) Modest tuition discounts ~~waivers~~, individually targeted and tailored, result in enhanced revenue for university programs.

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(14) By increasing Eastern Illinois University's capacity to strategically use tuition discounting ~~waivers~~

, the University will be capable of creating enhanced tuition revenue by increasing enrollment yields.

(15) The Board of Higher Education's current institutional tuition waiver limitation is

3% of total available undergraduate tuition revenue.

(b) The Board shall establish a pilot program to increase the Board of Higher Education's institutional tuition waiver limitation for the university over a 4-year period to increase access to college and make college more affordable for undergraduate students. Under the pilot program, the institutional tuition waiver limitation shall be increased by 2 percentage points in the 2012-2013 academic year, 2 percentage points in the 2013-2014 academic year, 2 percentage points in the 2014-2015 academic year, and one percentage point in the 2015-2016 academic year, resulting in an institutional tuition waiver limitation of 10% in the fourth year of the pilot program and thereafter.

(c) The pilot program shall require that students who receive a tuition discount waiver under the pilot program be accepted to the university through normal admissions standards and processes. Individual tuition discounts ~~waivers~~ granted under the pilot program must not exceed \$2,500 per academic year. The pilot program shall provide a maximum of one discount waiver per academic year for a maximum of 4 years to each student in the pilot program who maintains satisfactory academic progress. ~~The pilot program shall be terminated after the 2015-2016 academic year, with no new students receiving waivers. However, notwithstanding the Board of Higher Education's institutional tuition waiver limitation, existing students receiving waivers under the pilot program are eligible to maintain those waivers, with satisfactory academic progress, under the 4-year limitation, after the 2015-2016 academic year due to maintenance of effort within their 4-year window. Sunset dates for discounted waiver support shall be based upon the first academic year in which a student receives a discount waiver. The sunset dates are as follows for each annual cohort of pilot program participants:~~

(1) Cohort 1: the beginning year is 2012-2013 and the terminal year is 2015-2016.

(2) Cohort 2: the beginning year is 2013-2014 and the terminal year is 2016-2017.

(3) Cohort 3: the beginning year is 2014-2015 and the terminal year is 2017-2018.

(4) Cohort 4: the beginning year is 2015-2016 and the terminal year is 2018-2019.

(d) ~~Every 2 years, the~~ The Board shall ~~annually~~ report to the Board of Higher Education on the pilot program's impact on tuition revenue, enrollment goals, and increasing access and affordability on such dates as the Board of Higher Education shall determine.

(e) The Board of Higher Education may adopt any rules that are necessary to implement this Section.

(f) ~~(Blank). This Section is repealed on July 1, 2019.~~

(Source: P.A. 97-290, eff. 8-10-11.)".

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 Biss, **Senate Bill No. 2937** 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 2937

AMENDMENT NO. 1. Amend Senate Bill 2937 as follows:

on page 1, line 5, by replacing "amended" with "amended by changing Section 15 and"; and

on page 1, by inserting immediately below line 5 the following:

"(725 ILCS 167/15)

Sec. 15. Exceptions. This Act does not prohibit the use of a drone by a law enforcement agency:

(1) To counter a high risk of a terrorist attack by a specific individual or organization if the United States Secretary of Homeland Security determines that credible intelligence indicates that there is that risk.

(2) If a law enforcement agency first obtains a search warrant based on probable cause issued under Section 108-3 of the Code of Criminal Procedure of 1963. The warrant must be limited to a period of 45 days, renewable by the judge upon a showing of good cause for subsequent periods of 45 days.

(3) If a law enforcement agency possesses reasonable suspicion that, under particular

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circumstances, swift action is needed to prevent imminent harm to life, or to forestall the imminent escape of a suspect or the destruction of evidence. The use of a drone under this paragraph (3) is limited to a period of 48 hours. Within 24 hours of the initiation of the use of a drone under this paragraph (3), the chief executive officer of the law enforcement agency must report in writing the use of a drone to the local State's Attorney.

(4) If a law enforcement agency is attempting to locate a missing person, and is not also undertaking a criminal investigation.

(5) If a law enforcement agency is using a drone solely for crime scene and traffic crash scene photography. Crime scene and traffic crash photography must be conducted in a geographically confined and time-limited manner to document specific occurrences. The use of a drone under this paragraph (5) on private property requires either a search warrant based on probable cause under Section 108-3 of the Code of Criminal Procedure of 1963 or lawful consent to search. The use of a drone under this paragraph (5) on lands, highways, roadways, or areas belonging to this State or political subdivisions of this State does not require a search warrant or consent to search. Any law enforcement agency operating a drone under this paragraph (5) shall make every reasonable attempt to only photograph the crime scene or traffic crash scene and avoid other areas.

(6) If a law enforcement agency is using a drone during a disaster or public health emergency, as defined by Section 4 of the Illinois Emergency Management Agency Act. The use of a drone under this paragraph (6) does not require an official declaration of a disaster or public health emergency prior to use. A law enforcement agency may use a drone under this paragraph (6) to obtain information necessary for the determination of whether or not a disaster or public health emergency should be declared, to monitor weather or emergency conditions, to survey damage, or to otherwise coordinate response and recovery efforts. The use of a drone under this paragraph (6) is permissible during the disaster or public health emergency and during subsequent response and recovery efforts.
(Source: P.A. 98-569, eff. 1-1-14.)".

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 Biss, **Senate Bill No. 3000** having been printed, was taken up, read by title a second time.

The following amendments were offered in the Committee on Agriculture and Conservation, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 3000

AMENDMENT NO. 1. Amend Senate Bill 3000 as follows:

on page 2, by replacing lines 5 through 11 with "are expended."

AMENDMENT NO. 2 TO SENATE BILL 3000

AMENDMENT NO. 2. Amend Senate Bill 3000, AS AMENDED, as follows:

on page 1, line 5, by replacing "Resource" with "Resources"; and

by replacing line 9 on page 1 with the following:

""Fund" means the Natural Resources Restoration"; and

on page 1, line 11, by replacing "Resource" with "Resources"; and

by replacing line 13 on page 1 with the following:

"Natural Resources Restoration Trust Fund to receive"; and

on page 3, line 22, by replacing "Resource" with "Resources".

There being no further amendments, the foregoing Amendments Numbered 1 and 2 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Morrison, **Senate Bill No. 3009** having been printed, was taken up, read by title a second time and ordered to a third reading.

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On motion of Senator Biss, **Senate Bill No. 3055** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 3055

AMENDMENT NO. 1. Amend Senate Bill 3055 by replacing everything after the enacting clause with the following:

"Section 5. The Water Well and Pump Installation Contractor's License Act is amended by changing Section 2 as follows:

(225 ILCS 345/2) (from Ch. 111, par. 7103)

(Section scheduled to be repealed on January 1, 2022)

Sec. 2. As used in this Act, unless the context otherwise requires:

(1) "Water well" and "well" mean any excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise constructed when the intended use of such excavation is for the location, diversion, artificial recharge, or acquisition of ground water, but such term does not include an excavation made for the purpose of obtaining or prospecting for oil, natural gas, minerals or products of mining or quarrying or for inserting media to repressure oil or natural gas bearing formation or for storing petroleum, natural gas or other products, or monitoring wells;

(2) "Ground water" means water of under-ground aquifers, streams, channels, artesian basins, reservoirs, lakes and other water under the surface of the ground whether percolating or otherwise;

(3) "Drill" and "drilling" mean all acts necessary to the construction of a water well including the sealing of unused water well holes;

(4) "Water Well Contractor" and "Contractor" mean any person who contracts to drill, alter or repair any water well;

(5) "Water Well Pump Installation" means the selection of and the procedure employed in the placement and preparation for operation of equipment and materials utilized in withdrawing or obtaining water from a well for any use, including all construction involved in making entrance to the well and establishing such seals and safeguards as may be necessary to protect such water from contamination and all construction involved in connecting such wells and pumping units or pressure tanks in the water supply systems of buildings served by such well, including repair to any existing installation;

(6) "Water Well Pump Installation Contractor" means any person engaged in the business of installing or repairing pumps and pumping equipment owned by others;

(7) "Water Well and Pump Installation Contractor" means any person engaged in both businesses described in subsections 4, 5, and 6 above;

(8) "Department" means the Department of Public Health of this State;

(9) "Director" means the Director of the Department of Public Health;

(10) "Board" means the Water Well and Pump Installation Contractors Licensing Board created by Section 6 of this Act;

(11) "Person" includes any natural person, partnership, association, trust and public or private corporation;

(12) "Monitoring well" means a water well intended for the purpose of determining groundwater quality or quantity;

(13) "Closed loop well" means a sealed, watertight loop of pipe buried outside of a building foundation intended to recirculate a liquid solution through a heat exchanger but is limited to the construction of the bore hole, piping in the bore hole, heat exchange fluid, and the grouting of the bore hole and does not include the piping and appurtenances used in any other capacity. "Closed loop well" does not include any horizontal closed loop well systems where grouting is not necessary by law or standard industry practice;

(14) "Closed loop well contractor" means any person who installs closed loop wells for another person. "Closed loop well contractor" does not include the employee of a closed loop contractor.

(Source: P.A. 97-363, eff. 8-15-11.)

Section 10. The Illinois Water Well Construction Code is amended by changing Sections 3, 5, and 6 as follows:

(415 ILCS 30/3) (from Ch. 111 1/2, par. 116.113)

Sec. 3. Definitions. As used in this Act, unless the context otherwise requires:

[March 5, 2014]

(a) "Construction" means all acts necessary to obtaining ground water by any method, including without limitation the location of and the excavation for the well, but not including prospecting, surveying or other acts preparatory thereto, nor the installation of pumps and pumping equipment.

(b) "Department" means the Department of Public Health.

(c) "Director" means the Director of Public Health.

(d) "Modification" means the alteration of the structure of an existing water well, including, but not limited to, deepening, elimination of a buried suction line, installation of a liner, replacing, repairing, or extending casing, or replacement of a well screen. Pertaining to closed loop wells, "modification" also means any alteration to the construction of the bore hole of an existing closed loop well, including, but not limited to, regrouting and installation of additional bore holes any change, replacement or other alteration of any water well which shall be contrary to the rules and regulations regarding the construction of a well.

(e) "Water well" means any excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise constructed when the intended use of such excavation is for the location, diversion, artificial recharge, or acquisition of ground water, but such term does not include an excavation made for the purpose of obtaining or prospecting for oil, natural gas, minerals or products of mining or quarrying or for inserting media to repressure oil or natural gas bearing formation or for storing petroleum, natural gas or other products or for observation or any other purpose in connection with the development or operation of a gas storage project.

(f) "Public water system", "community water system", "non-community water system", "semi-private water system" and "private water system" have the meanings ascribed to them in the Illinois Groundwater Protection Act.

(g) "Potential route", "potential primary source" and "potential secondary source" have the meanings ascribed to them in the Environmental Protection Act.

(h) "Closed loop well" means a sealed, watertight loop of pipe buried outside of a building foundation intended to recirculate a liquid solution through a heat exchanger but is limited to the construction of the bore hole, piping in the bore hole, heat exchange fluid, and the grouting of the bore hole and does not include the piping and appurtenances used in any other capacity. "Closed loop well" does not include any horizontal closed loop well systems where grouting is not necessary by law or standard industry practice.

(i) "Monitoring well" means a water well intended for the purpose of determining groundwater quality or quantity.

(j) "Closed loop well contractor" means any person who installs closed loop wells for another person. "Closed loop well contractor" does not include the employee of a closed loop contractor.

(Source: P.A. 97-363, eff. 8-15-11.)

(415 ILCS 30/5) (from Ch. 111 1/2, par. 116.115)

Sec. 5. Department powers and duties.

The Department has general supervision and authority over the location, construction and modification of water wells, closed loop wells and monitoring wells and for the administration of this Act. With respect thereto it shall:

(a) Adopt and publish, and from time to time amend rules and regulations as hereinafter provided;

(b) Commencing no later than January 1, 1988, issue permits for the construction, modification, abandonment, or

change in depth of any water well other than community public water systems and monitoring wells;

(b-5) Commencing no later than one year after the effective date of this amendatory Act of the 97th General Assembly, issue permits for the construction, modification, and abandonment of closed loop wells; and

(c) Exercise such other powers as are practical and reasonably necessary to carry out and enforce the provisions of this Act.

(Source: P.A. 97-363, eff. 8-15-11.)

(415 ILCS 30/6) (from Ch. 111 1/2, par. 116.116)

Sec. 6. Rules and regulations. The Department shall adopt and amend rules and regulations reasonably necessary to effectuate the policy declared by this Act. Such rules and regulations shall provide criteria for the proper location and construction of any water well, closed loop well or monitoring well and shall, no later than January 1, 1988, provide for the issuance of permits for the construction, modification, and abandonment operation of water wells other than community public water systems and monitoring wells. The Department shall by regulation require a one time fee, not to exceed \$100, for permits for construction, modification, or abandonment of water wells. The Department shall by rule require a one-time fee for permits for the construction, modification, or abandonment of closed loop wells.

(Source: P.A. 97-363, eff. 8-15-11.)

[March 5, 2014]

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 Hastings, **Senate Bill No. 3096** 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. 3228** having been printed, was taken up, read by title a second time.

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

AMENDMENT NO. 1 TO SENATE BILL 3228

AMENDMENT NO. 1. Amend Senate Bill 3228 on page 1, line 5, by changing "and 4-10" to "4-10, and 4-12": and

on page 31, by inserting immediately below line 19 the following:

"(755 ILCS 45/4-12) (from Ch. 110 1/2, par. 804-12)

Sec. 4-12. Saving clause. This Act does not in any way invalidate any health care agency executed or any act of any agent done, or affect any claim, right or remedy that accrued, prior to September 22, 1987.

This amendatory Act of the 96th General Assembly does not in any way invalidate any health care agency executed or any act of any agent done, or affect any claim, right, or remedy that accrued, prior to the effective date of this amendatory Act of the 96th General Assembly.

This amendatory Act of the 98th General Assembly does not in any way invalidate any health care agency executed or any act of any agent done, or affect any claim, right, or remedy that accrued, prior to the effective date of this amendatory Act of the 98th General Assembly.

(Source: P.A. 96-1195, 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 Haine, **Senate Bill No. 3265** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Holmes, **Senate Bill No. 3274** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McGuire, **Senate Bill No. 3290** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McConnaughay, **Senate Bill No. 3294** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McConnaughay, **Senate Bill No. 3387** having been printed, was taken up, read by title a second time and ordered to a third reading.

PRESENTATION OF RESOLUTION

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

SENATE JOINT RESOLUTION NO. 58

WHEREAS, The members of the Illinois Senate wish to commend CVS Caremark on its decision to stop selling tobacco products in its stores; and

[March 5, 2014]

WHEREAS, CVS Caremark has decided to stop selling tobacco products at its more than 7,600 stores across the United States by October 1, 2014, making it the first national pharmacy chain to take this step in support of the health and well-being of its patients and customers; and

WHEREAS, Decades of tobacco control efforts have greatly reduced the prevalence of cigarette smoking, but the rate of reduction in smoking prevalence has stalled in recent years; 42 million people continue to smoke; and

WHEREAS, The impact of tobacco on our nation's children is striking - 90% of adult smokers began at or before age 18 and an estimated 5,600,000 kids alive today will die prematurely as a result of tobacco-related disease unless current trends are reversed; and

WHEREAS, Studies have demonstrated a relationship between tobacco use and geographic density of stores that sell cigarettes; reducing the density of stores that sell tobacco can help reduce smoking among young people; and

WHEREAS, CVS Caremark's decision to cease tobacco sales underscores its role in the United States' evolving healthcare system; pharmacies are becoming more involved in chronic disease management to help those with high blood pressure, high cholesterol, and diabetes - all conditions that are exacerbated by smoking; and

WHEREAS, Smoking is the leading cause of premature disease and death in the United States, killing more than 480,000 Americans and costing the nation an estimated \$289,000,000,000 in medical costs and lost productivity annually; and

WHEREAS, CVS Caremark has also pledged to help millions of Americans quit smoking; this spring the company will launch a national smoking cessation program with the goal of helping millions of Americans quit smoking and get healthy; 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 we encourage pharmacies throughout the State to stop selling tobacco products in their stores; and be it further

RESOLVED, That a suitable copy of this resolution be presented to CVS Caremark as an expression of our gratitude.

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 2905
 Senate Committee Amendment No. 1 to Senate Bill 2934
 Senate Committee Amendment No. 1 to Senate Bill 2971
 Senate Committee Amendment No. 1 to Senate Bill 3301
 Senate Committee Amendment No. 1 to Senate Bill 3311
 Senate Committee Amendment No. 1 to Senate Bill 3322
 Senate Committee Amendment No. 1 to Senate Bill 3412

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 500
 Senate Floor Amendment No. 1 to Senate Bill 640

At the hour of 12:45 o'clock p.m., the Chair announced that the Senate stand at ease.

[March 5, 2014]

AT EASE

At the hour of 12:56 o'clock p.m., the Senate resumed consideration of business.
 Senator Sullivan, presiding.

REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, reported the following Senate Resolutions have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Resolution No. 634.**

Education: **Senate Resolution No. 638; Senate Joint Resolution No. 44.**

Energy: **Senate Resolutions Numbered 635 and 912.**

Executive: **Senate Resolutions Numbered 855 and 969.**

Higher Education: **Senate Resolution No. 903; Senate Joint Resolution No. 49.**

Insurance: **Senate Resolution No. 662.**

Public Health: **Senate Joint Resolution No. 53.**

State Government and Veterans Affairs: **Senate Resolution No. 837; Senate Joint Resolution No. 51.**

Transportation: **Senate Resolution No. 639; Senate Joint Resolutions Numbered 47, 48 and 56.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **SENATE BILL 3565.**

Criminal Law: **SENATE BILLS 3434, 3445, 3446, 3469, 3470, 3502, 3522, 3538, 3547 and 3558.**

Education: **SENATE BILLS 3497, 3508, 3533, 3534, 3540, 3541, 3554 and 3573.**

Energy: **SENATE BILLS 3436, 3437, 3456, 3457, 3483, 3484, 3485, 3492 and 3562.**

Environment: **SENATE BILLS 3431 and 3546.**

Executive: **SENATE BILLS 3426, 3427, 3439, 3461, 3478, 3479, 3481, 3482, 3493, 3496, 3501, 3515, 3517, 3539, 3549, 3555, 3563, 3567, 3568 and 3569.**

Financial Institutions: **Senate Bill No. 3566.**

Higher Education: **Senate Bills Numbered 3441, 3451, 3452, 3526, 3527, 3528 and 3553.**

Human Services: **Senate Bill No. 3429.**

Insurance: **Senate Bill No. 3504.**

Judiciary: **Senate Bills Numbered 3438, 3444, 3467, 3468, 3475, 3495, 3499, 3500, 3532, 3537, 3559, 3560 and 3561.**

[March 5, 2014]

Labor and Commerce: **Senate Bills Numbered 3514 and 3530.**

Licensed Activities and Pensions: **Senate Bills Numbered 3430, 3486, 3488, 3491, 3551 and 3575.**

Local Government: **Senate Bills Numbered 3425, 3454, 3503, 3507, 3510, 3518, 3552 and 3557.**

Public Health: **Senate Bills Numbered 3432, 3440, 3450, 3512, 3516, 3520, 3524 and 3531.**

Revenue: **Senate Bills Numbered 3428, 3447, 3448, 3449, 3464, 3476, 3480, 3498, 3535, 3536, 3564 and 3574.**

Special Committee on Watercraft Safety: **Senate Bill No. 3433.**

State Government and Veterans Affairs: **Senate Bills Numbered 3443, 3462 and 3521.**

Transportation: **Senate Bills Numbered 3471 and 3548.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Resolution 684

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

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, to which was referred **Senate Bills Numbered 118, 216, 346, 641, 1996, 1998, 1999, 2000, 2001, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2013, 2014 and 2015** on April 16, 2013, reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 118, 216, 346, 641, 1996, 1998, 1999, 2000, 2001, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2013, 2014 and 2015** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, to which was referred **Senate Bills Numbered 274, 1997, 2002, 2011, 2012 and 2016** on April 30, 2013, reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 274, 1997, 2002, 2011, 2012 and 2016** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 5, 2014 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Criminal Law: **Senate Committee Amendment No. 2 to Senate Bill 2583.**

Environment: **Senate Committee Amendment No. 1 to Senate Bill 2966.**

Executive: **Senate Floor Amendment No. 1 to Senate Bill 451; Senate Committee Amendment No. 1 to Senate Bill 2584; Senate Committee Amendment No. 1 to Senate Bill 2797; Senate Committee Amendment No. 2 to Senate Bill 2797; Senate Committee Amendment No. 1 to Senate Bill 3072; Senate Committee Amendment No. 2 to Senate Bill 3129; Senate Committee**

[March 5, 2014]

Amendment No. 1 to Senate Bill 3312; Senate Committee Amendment No. 1 to Senate Bill 3409; Senate Committee Amendment No. 1 to Senate Bill 3413.

Higher Education: **Senate Committee Amendment No. 1 to Senate Bill 2846; Senate Committee Amendment No. 1 to Senate Bill 3017.**

Human Services: **Senate Floor Amendment No. 1 to Senate Bill 739.**

Judiciary: **Senate Committee Amendment No. 1 to Senate Bill 3286.**

Licensed Activities and Pensions: **Senate Floor Amendment No. 1 to Senate Bill 638; Senate Floor Amendment No. 1 to Senate Bill 2774; Senate Committee Amendment No. 1 to Senate Bill 3077.**

Local Government: **Senate Committee Amendment No. 1 to Senate Bill 3106.**

Revenue: **Senate Floor Amendment No. 1 to Senate Bill 345; Senate Floor Amendment No. 1 to Senate Bill 500; Senate Committee Amendment No. 2 to Senate Bill 2977; Senate Committee Amendment No. 1 to Senate Bill 3259; Senate Committee Amendment No. 1 to Senate Bill 3285; Senate Committee Amendment No. 1 to Senate Bill 3382.**

State Government and Veterans Affairs: **Senate Committee Amendment No. 1 to Senate Bill 3042; Senate Committee Amendment No. 1 to Senate Bill 3393.**

Transportation: **Senate Floor Amendment No. 2 to Senate Bill 2932.**

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. 4262

A bill for AN ACT concerning education.

HOUSE BILL NO. 4334

A bill for AN ACT concerning finance.

HOUSE BILL NO. 4336

A bill for AN ACT concerning education.

HOUSE BILL NO. 4340

A bill for AN ACT concerning education.

HOUSE BILL NO. 4403

A bill for AN ACT concerning healthcare.

HOUSE BILL NO. 4405

A bill for AN ACT concerning health.

HOUSE BILL NO. 4417

A bill for AN ACT concerning criminal law.

Passed the House, March 5, 2014.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4262, 4334, 4336, 4340, 4403, 4405, 4417 and 42623** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

[March 5, 2014]

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. 4522
A bill for AN ACT concerning education.
HOUSE BILL NO. 4530
A bill for AN ACT concerning local government.
HOUSE BILL NO. 4569
A bill for AN ACT concerning State government.
HOUSE BILL NO. 4586
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4606
A bill for AN ACT concerning safety.
HOUSE BILL NO. 4649
A bill for AN ACT concerning criminal law.
Passed the House, March 5, 2014.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4522, 4530, 4569, 4586, 4606 and 4649** were taken up, ordered printed and placed on first reading.

READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Koehler, **Senate Bill No. 2980** 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	Haine	Link	Radogno
Bertino-Tarrant	Harmon	Luechtefeld	Raoul
Biss	Harris	Manar	Rezin
Bivins	Hastings	Martinez	Righter
Bush	Holmes	McCann	Rose
Clayborne	Hunter	McCarter	Sandoval
Collins	Hutchinson	McConnaughay	Silverstein
Connely	Jacobs	McGuire	Stadelman
Cullerton, T.	Jones, E.	Morrison	Stears
Cunningham	Koehler	Mulroe	Sullivan
Delgado	Kotowski	Muñoz	Syverson
Duffy	LaHood	Murphy	Trotter
Forby	Landek	Noland	Mr. President
Frerichs	Lightford	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 Martinez, **Senate Bill No. 2998** 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:

[March 5, 2014]

YEAS 56; NAYS None.

The following voted in the affirmative:

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

On motion of Senator Mulroe, **Senate Bill No. 3022** 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 57; NAYS None.

The following voted in the affirmative:

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

[March 5, 2014]

On motion of Senator Althoff, **Senate Bill No. 3035** 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 57; NAYS None.

The following voted in the affirmative:

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

On motion of Senator Althoff, **Senate Bill No. 3036** 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 57; NAYS None.

The following voted in the affirmative:

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

[March 5, 2014]

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

On motion of Senator Holmes, **Senate Bill No. 3048** 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 56; NAYS None.

The following voted in the affirmative:

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

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. 3057** 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 57; NAYS None.

The following voted in the affirmative:

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

[March 5, 2014]

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. 3071** 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 56; NAYS None.

The following voted in the affirmative:

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

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. 3074** 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 56; NAYS None.

The following voted in the affirmative:

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

[March 5, 2014]

Duffy	Landek	Radogno
Forby	Lightford	Raoul
Frerichs	Link	Rezin

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. 3095** 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; NAY 1.

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	Sandoval
Clayborne	Hunter	McConnaughay	Silverstein
Collins	Hutchinson	McGuire	Steans
Connelly	Jacobs	Morrison	Sullivan
Cullerton, T.	Jones, E.	Mulroe	Syverson
Cunningham	Koehler	Muñoz	Trotter
Delgado	Kotowski	Murphy	Van Pelt
Duffy	LaHood	Noland	Mr. President
Forby	Lightford	Oberweis	

The following voted in the negative:

Landek

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. 3113** 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; Present 1.

The following voted in the affirmative:

Althoff	Haine	Link	Raoul
Barickman	Harmon	Luechtefeld	Rezin
Biss	Harris	Manar	Righter
Bivins	Hastings	Martinez	Rose
Bush	Holmes	McCann	Sandoval
Clayborne	Hunter	McCarter	Silverstein

[March 5, 2014]

Collins	Hutchinson	McConnaughay	Stadelman
Connelly	Jacobs	McGuire	Steans
Cullerton, T.	Jones, E.	Morrison	Sullivan
Cunningham	Koehler	Mulroe	Syverson
Delgado	Kotowski	Muñoz	Trotter
Duffy	LaHood	Murphy	Van Pelt
Forby	Landek	Noland	Mr. President
Frerichs	Lightford	Radogno	

The following voted present:

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 Collins, **Senate Bill No. 3156** 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 56; NAYS None.

The following voted in the affirmative:

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

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 Biss, **Senate Bill No. 3234** 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 57; NAYS None.

The following voted in the affirmative:

[March 5, 2014]

Althoff	Haine	Luechtefeld	Rezin
Barickman	Harmon	Manar	Righter
Bertino-Tarrant	Harris	Martinez	Rose
Biss	Hastings	McCann	Sandoval
Bivins	Holmes	McCarter	Silverstein
Bush	Hunter	McConnaughay	Stadelman
Clayborne	Hutchinson	McGuire	Steans
Collins	Jacobs	Morrison	Sullivan
Connelly	Jones, E.	Mulroe	Syverson
Cullerton, T.	Koehler	Muñoz	Trotter
Cunningham	Kotowski	Murphy	Van Pelt
Delgado	LaHood	Noland	Mr. President
Duffy	Landek	Oberweis	
Forby	Lightford	Radogno	
Frerichs	Link	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 Link, **Senate Bill No. 1681** was recalled from the order of third reading to the order of second reading.

Senator Link offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO SENATE BILL 1681

AMENDMENT NO. 3. Amend Senate Bill 1681, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Regional Fire Protection Agency Act.

Section 5. Purpose and creation.

(a) Purpose. The General Assembly finds the consolidation of fire protection services on a regional basis provided by fire departments throughout the State of Illinois to be an economic benefit. Therefore, this Act establishes procedures for the creation of Regional Fire Protection Agencies that encompass wider service areas by combining existing fire departments and extending service areas of these departments into under-served geographic areas. It is the expressed intent of the General Assembly that Regional Fire Protection Agencies shall achieve a net savings in the cost of providing fire protection services, emergency medical services, and related services in the expanded service area by reducing and eliminating costs including, but not limited to, duplicative or excessive administrative and operational services, equipment, facilities, and capital expenditures, without a reduction in the quality or level of these services.

(b) Creation. A Regional Fire Protection Agency may be formed by filing voter-initiated petitions for the purposes of integrating existing service areas of contiguous units of local government providing fire protection services to achieve the purposes of this Act.

Section 10. Definitions. The definitions in this Section apply throughout this Act unless the context clearly requires otherwise:

"Board" means the governing body of a Regional Fire Protection Agency.

"Fire protection jurisdiction" means a fire protection district, municipal fire department, or service organized under Section 5-1056.1 of the Counties Code, Sections 195 and 200 of the Illinois Township Code, Section 10-2.1 of the Illinois Municipal Code, or the Illinois Fire Protection District Act.

"Joint Committee" means the group consisting of the parties appointed by the Court in accordance with the procedures of this Act after a petition has been filed to create a Regional Fire Protection Agency. The Joint Committee meets for the limited purpose of negotiating the terms of an intergovernmental agreement to create and implement a Regional Fire Protection Agency.

[March 5, 2014]

"Property Tax" or "Tax" has the same meaning as the term "Tax", as defined in Section 1-145 of the Property Tax Code.

"Regional Fire Protection Agency" or "Agency" means a fire protection organization formed pursuant to this Act that combines 2 or more units of local government with a unified command and operations that has boundaries that are coextensive with 2 or more adjacent units of local government and has been created by a referendum under this Act.

"Special Mediator" means an individual who possesses the qualifications specified in this Act and shall facilitate the negotiation of an intergovernmental agreement to create a Regional Fire Protection Agency.

Section 15. Elections and referenda. When a referendum is submitted under this Act for approval or rejection by the electors, the time and manner of conducting a referendum, including petition signature requirements, shall be in accordance with the general election law of the State. The creation of any Regional Fire Protection Agency by referendum shall be secured by an intergovernmental agreement that includes terms that meet the standards set forth in Section 25 of this Act.

Section 20. Notice to the Office of the State Fire Marshal.

The Office of the State Fire Marshal shall be served notice as to any plans of 2 or more units of local government to combine fire protection or emergency medical services, or both, as follows:

(1) Whenever a county clerk or other election authority places upon a ballot the question of creating or altering an Agency or fire protection jurisdiction, the clerk or other election authority shall notify the Office of the State Fire Marshal that the proposition is to be put before the electorate. The notice shall be sent to the Office of the State Fire Marshal within 10 business days after the question is certified to the clerk or other election authority.

(2) Whenever the governing bodies of 2 or more adjacent fire protection jurisdictions conduct a public hearing to consider a plan to combine 2 or more fire protection jurisdiction service areas by intergovernmental agreement, the clerk of each unit of local government to be party to such an intergovernmental agreement shall notify the Office of the State Fire Marshal that the units of local government are considering such a plan. The notice shall be sent to the Office of the State Fire Marshal within 10 business days after notice of the meeting is published.

(3) Whenever the governing bodies of 2 or more adjacent fire protection jurisdictions enter into an agreement to combine 2 or more fire protection jurisdiction service areas by intergovernmental agreement, the clerk of each unit of local government to be party to such an intergovernmental agreement shall notify the Office of the State Fire Marshal that the units of local government have entered into the intergovernmental agreement. The notice shall be sent to the Office of the State Fire Marshal within 10 business days after notice of the meeting is published.

Section 25. Creation of an Agency by petition and referendum.

(a) Petition. A Regional Fire Protection Agency may exclusively be formed upon petition signed by the lesser of: (i) at least 100 legal voters in each of the units of local government proposed to be combined; or (ii) 10% of the legal voters in each of the units of local government to be included in the Regional Fire Protection Agency. The petition shall be filed in the circuit court of the county in which the greater part of the land of the proposed Regional Fire Protection Agency shall be situated. The petition shall set forth the names of the units of local government proposed to be included, the name of the proposed Regional Fire Protection Agency, the benefits of consolidating the units of local government within a Regional Fire Protection Agency, the names of the representatives of the petitioners from each unit of local government who shall be authorized to serve on the Joint Committee, and up to 3 alternate representatives from each unit of local government in the event a designated representative ceases to be an elector of their jurisdiction or resigns from the Joint Committee. Upon its filing, the petition shall be presented to the court, and the court shall fix the date and hour for a hearing.

(b) Notice of Hearing. Upon the filing of the petition, the court shall set a hearing date that is at least 4 weeks, but not more than 8 weeks, after the date the petition is filed. The court, clerk, petitioner's counsel, or sheriff shall, upon order of the court, give notice 21 days before the hearing in one or more daily or weekly newspapers of general circulation in each county where an affected unit of local government is organized. The notice must describe the units of local government to be included and shall state that if the conditions required by this Section are met, then the proposition for the creation of the Agency shall be submitted to the voters of the units of local government in the proposed Agency by order of the court.

(c) Hearing and referendum. At the hearing, the court shall first determine whether the petition is supported by the required number of valid signatures of legal voters within the contiguous units of local

government. If the petition is proper, then the court shall remand the matter to a Special Mediator who shall mediate the negotiations regarding the terms of an intergovernmental agreement by the members of the Joint Committee as provided in subsection (d) of this Section. The Special Mediator shall be a member of the bar of the State of Illinois or a member of the faculty of an accredited law school. The Special Mediator shall have practiced law for at least 7 years and be knowledgeable about municipal, labor, employment, and election law. The Special Mediator shall be free of any conflicts of interest. The Special Mediator shall have strong mediation skills and the temperament and training to listen well, facilitate communication, and assist with negotiations. Special Mediators shall have sufficient experience and familiarity with municipal, labor, employment, and election law to provide a credible evaluation and assessment of relative positions. The Special Mediator assigned to mediate the Joint Committee's negotiations shall be selected by the members of the Joint Committee from a panel of 7 individuals provided by the Joint Labor Management Committee, as it is defined in Section 50 of the Fire Department Promotion Act. The panel shall be randomly selected by the Joint Labor Management Committee from a master list maintained by the Joint Labor Management Committee consisting of at least 14 qualified Special Mediators. If the members fail to agree, the court shall appoint the Special Mediator. The Joint Committee may elect to conduct negotiations without the assistance of the Special Mediator upon a majority vote of the Joint Committee. To certify a question for referendum, the court must find that: (i) based upon a preponderance of the evidence, at least 2 of the 3 Joint Committee representatives appointed by the court for each unit of local government included in the proposed Agency have executed an intergovernmental agreement that includes terms that are in compliance with the requirements under subsection (d) of this Section; (ii) the terms of an agreed-upon intergovernmental agreement have been approved by the requisite governing bodies of each of the units of local government; and (iii) should the terms of an agreed-upon intergovernmental agreement change the terms of the collective bargaining agreement for a bargaining unit of employees of any local unit of government of the proposed Regional Fire Protection Agency, any affected collective bargaining units must also approve all such changes in the terms of the collective bargaining agreement.

(d) Joint Committee. The court shall allow appointments to the Joint Committee as follows:

(1) A representative of each unit of local government included within the proposed service area of the proposed Agency.

(2) A representative of each collective bargaining unit that is a party to a collective bargaining agreement with a unit of local government to provide fire suppression or emergency medical services, or both, included within the proposed Agency.

(3) A representative for the petitioners from each unit of local government included within the proposed Agency, as designated by the petition, or, if none are designated or willing to serve, then chosen by the court from among the legal voters that signed the petition.

(e) Joint Committee Negotiations. After remand, the Special Mediator shall schedule a meeting of the Joint Committee and facilitate the members in negotiating the terms of an intergovernmental agreement. The first order of business shall be to establish a financial baseline for the current costs of fire and emergency medical services provided by the units of local government party to the Joint Committee. To this end, each unit of local government party to the Joint Committee shall disclose to the Joint Committee the total aggregate expenditures it allocates for providing all fire, rescue, and emergency medical services. These expenditures shall include, but are not be limited to, the following cost factors: (i) all expenses from the corporate fund and other operational funds related to fire protection services, whether direct or indirect, for the current fiscal year; and (ii) all costs, whether direct or indirect, paid from other funds, including, but not limited to, capital or building funds, pension funds, workers' compensation funds, health insurance funds, enterprise funds, administrative funds, and all other funds from which money is, or may be, paid or transferred to pay for the administration and compensation or benefits for employees or persons assigned to provide fire or emergency medical services or related services, equipment, and buildings and their maintenance or operation and debt service for any expenditures related to these or related cost factors.

The Special Mediator or the court, or both if necessary, shall facilitate the computation and production of this financial baseline unless the Joint Committee elects to conduct negotiations without the assistance of the Special Mediator. The financial baseline shall serve as the predicate to: (i) the annual contributions to be made by each unit of local government to the costs of providing fire and emergency medical services to the service area established for the proposed Regional Fire Protection Agency; and (ii) for the court's findings pursuant to subsection (f) of this Section.

The Joint Committee may take note or give due consideration to available resources, studies, and plans that may facilitate the resolution of issues relating to the terms of an agreement. Negotiations may continue for a period of 90 days or, if the court determines that additional time will facilitate agreement, longer.

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If no agreement is reached, the court shall dismiss the petition. If an agreement is reached, the court shall schedule an evidentiary hearing with notice to determine if the terms of the agreement are in compliance with the requirements of subsection (f) of this Section. The expenses of the Special Mediator shall be apportioned equally among the included units of local government unless the parties agree otherwise in the intergovernmental agreement.

If the intergovernmental agreement has been approved by the governing bodies of at least 2 units of local government included in the original petition, then the petition may proceed, provided that the agreement is also executed by at least 2 of 3 Joint Committee representatives from each affected unit of local government included in the original petition. The units of local government that did not consent to inclusion shall be dismissed, and an amended petition on behalf of the consenting units of local government shall be scheduled for an evidentiary hearing.

The persons or entities, or their duly authorized representatives, that shall have standing to present evidence at the hearing are the petitioners, the units of local government that sought to be included in the proposed Agency, and the representatives of each collective bargaining unit that is a party to a collective bargaining agreement with a fire protection jurisdiction within a unit of local government included within the proposed Agency.

If the court finds, by a preponderance of the evidence, that the petition is supported by a proper intergovernmental agreement, the court shall enter an order certifying the proposition to the proper election officials, who shall submit the question of the creation of the proposed Agency to the legal voters of each included unit of local government at the next election. Notice of the election shall be given and the election conducted in the manner provided by the general election law. The notice shall state the boundaries of the proposed Agency.

The question shall be submitted in substantially the following form:

Shall the service areas of (names of existing units of local government to be combined) be combined to create the (name of the Regional Fire Protection Agency)?
Responses shall be recorded as "Yes" or "No".

A written statement of the election results shall be filed with the court. If, in each unit of local government included within the boundaries of the Regional Fire Protection Agency, a majority of the voters voting on the question favor the proposition, then the court shall issue an order stating that the Agency has been approved.

(f) Intergovernmental agreement; minimum standards of service. The terms of the intergovernmental agreement shall ensure that all of the following standards of service are met:

(1) The formation of the Agency shall result in no net increase in the cost of fire protection services and emergency medical services to the units of local government in the proposed Agency due to the reduction or elimination of duplicative administrative costs, operational costs, equipment costs, or capital expenditures unless members of the Joint Committee can demonstrate that an increase in the cost to a participating unit of local government is justified by a corresponding increase in the level of services provided under the terms of the intergovernmental agreement.

(2) The formation of the Agency shall not increase the average response times in any included unit of local government.

(3) Agencies shall have no independent ability to levy taxes and shall rely on the fiscal support and contributions from component fire protection jurisdictions, as required under the terms of the intergovernmental agreement.

(4) The Agency shall apply savings in costs as follows: A minimum of 50% of cost savings shall be contributed, pro rata, to the Firemen's Pension Fund of each included unit of local government as applicable. Those contributions shall be applied as a credit to reduce the unfunded accrued liability of the Fund, if one exists. If no unfunded accrued liabilities exist, a minimum of 50% of the savings in costs shall be divided pro rata and applied to reduce the Firemen's Pension Fund contributions otherwise required of the unit of local government under the Pension Code, unless otherwise agreed to in the terms of the intergovernmental agreement.

Section 30. Judicial notice. All courts in this State shall take judicial notice of the existence of any Agency organized under this Act, and every such Agency shall constitute a body corporate that may sue or be sued in all courts.

Section 35. Support. Notwithstanding any provision of this Act, a Regional Fire Protection Agency may receive supplementary funding, fiscal support, or other revenue or property consideration from the State, including the Office of the State Fire Marshal, a county, or any other unit of local government, to defray

the expenses of organizing a new Agency or as may be deemed necessary or appropriate, and may be appropriated by that entity to the Agency.

Section 40. Enforcement of an intergovernmental agreement. In the event of a default of payment, the Agency shall be authorized to secure collection of promised contributions from the defaulting unit of local government by court order authorizing the interception of or turning over of: (1) monies deposited or to be deposited into any fund of the defaulting unit of local government; or (2) grants or other revenues or taxes expected to be received by the unit of local government from the State, county, or federal government, including taxes imposed by the governmental unit pursuant to a grant of authority by the State, such as property, sales or use taxes or utility taxes.

Any interception authorized under this Section by the Agency shall be valid and binding from the time the interception order is made until the defaulting unit of local government has paid in full its past due obligations to the Agency and has been current in its obligations to the Agency for a minimum of 12 months. The revenues, monies, and other funds intercepted and to be intercepted by the Agency shall immediately be subject to the Agency's lien. The lien shall be valid and binding against all parties having claims of any kind in tort, contract, or otherwise against the defaulting unit of local government, irrespective of whether such parties have notice. Under any such interception, a defaulting unit of local government may bind itself to impose rates, charges, or taxes to the fullest extent permitted by applicable law. Any ordinance, resolution, trust agreement, or other instrument by which a lien is created shall be filed in the records of the Agency.

The State Treasurer, the State Comptroller, the Department of Revenue, the Department of Transportation, and any county official charged with collecting and disbursing property taxes shall deposit or cause to be deposited any amount of grants or other revenues or taxes expected to be received by the defaulting unit of local government from that official or entity that has been pledged to the defaulting unit of local government, directly into a designated escrow account established by the Agency at a trust company or bank having trust powers, unless otherwise prohibited by law. The court order authorizing that disposition shall, within 10 days after issuance, be filed with the official or entity with custody of the garnished grants or other revenues or taxes.

Section 45. Initial startup.

(a) An Agency shall commence operations no later than 90 days after the date of the election unless an alternative date is agreed to by the terms of the intergovernmental agreement and shall operate for the purposes set forth in the intergovernmental agreement. An Agency's governing body shall consist of representatives designated by the governing bodies of the participating units of local government as set forth in this Act, and shall be considered to be formed upon approval of the governing body of each member unit of local government unless otherwise agreed to by the terms of the intergovernmental agreement.

(b) The Regional Fire Protection Agency shall be governed by a 5-member Board of Trustees. Each trustee shall be a resident of a unit of local government within the Agency. The Board shall elect a Chairperson from among its members.

The number of trustees from each unit of local government shall be in proportion, as nearly as practicable, to the number of residents of the Agency who reside in that unit of local government in relation to the total population of the Agency. Thereafter, each trustee shall be succeeded by a resident of the same unit of local government and shall be appointed by the same appointing authority. The appropriate appointing authorities shall appoint 5 trustees of the Agency within 60 days after the entry of the order establishing the Agency. The trustees shall be electors in one of the units of local government of the Agency, provided that the Board shall consist of at least one trustee from each unit of local government, subject to the intergovernmental agreement, within the Regional Fire Protection Agency. The trustees shall hold the terms of office and shall have the powers and qualifications that are provided for trustees under Section 4 of the Fire Protection District Act.

In the event of a conflict between the terms of the intergovernmental agreement and the powers of the trustees otherwise provided by law, the terms of the intergovernmental agreement shall prevail and supersede.

(c) The Agency shall have the power, duties, and obligations of a fire protection district as otherwise provided by the Fire Protection District Act, except as modified or limited by the provisions of this Act or terms of the intergovernmental agreement. The Agency shall develop a budget funded at a level sufficient to ensure that the quality of services provided to the residents of the service area within the boundary of the included units of local government continues at a level equal to or greater than those provided prior to the modification.

(d) The establishment of an Agency as a separately-named unit of local government shall not prevent the units of local government within it from identifying their historical fire departments with the names of their localities. In that event, local fire departments shall be described as [local name] Branch of the [name of the Agency].

(e) Upon the formation of an Agency under this Act, the fire departments of the participating units of local government shall be operated under a single chain of command under the leadership of one fire chief appointed by the Board of the Agency. The manner in which chiefs and subordinate chief officers who are redundant under the single chain of command and who are eliminated or integrated into the new unified chain of command shall be defined within the terms of the intergovernmental agreement entered into by the parties. The chiefs and other chief officers shall retain any rights they may have as established by other applicable law, provided that positions shall not be available to any person who is already retired and receiving benefits under Article 4 of the Illinois Pension Code. Any proposed reduction to a bargaining unit position resulting from the abolishment of a non-bargaining unit position shall be subject to compliance with the bargaining rights of any affected collective bargaining representative.

Upon taking office, the fire chief of the Agency shall command all operations of the unified service area of the Agency. The District shall become a body politic and corporate with all the powers, rights, duties, and obligations vested in it under the terms of the intergovernmental agreement and as otherwise provided under the provisions of this Act.

(f) Upon the organization of the Agency, the duties of each included unit of local government relating to the operation of a fire department and emergency medical services within the boundaries of the Agency shall be transferred to the Board of the Agency to be exercised according to the terms of the intergovernmental agreement and as otherwise provided under the provisions of this Act.

(g) Unless otherwise agreed upon, all firefighters, emergency medical services personnel, and other personnel lawfully in the employment of any unit of local government included in the Agency shall maintain identity with the fire departments that they were serving on prior to the creation of the Regional Fire Protection Agency, but shall be subject to the unified chain of command established by the Board.

An Agency consisting of any fire department that employs full-time officers or members shall be subject to Sections 16.01 through 16.18 of the Fire Protection District Act unless the terms of the intergovernmental agreement agreed to by the included units of local government and included collective bargaining unit agents representing employees engaged in providing fire protection or emergency medical services, or both, within the Agency's service area provide otherwise.

(h) Contracts in effect between an exclusive bargaining agent representing employees engaged in providing fire protection or emergency medical services, or both, within the Agency's service area and a participating unit of local government shall continue according to their terms. Successor contracts shall be negotiated in accordance with the provisions of the Illinois Public Labor Relations Act. Upon agreement of any 2 or more units of local government and corresponding exclusive bargaining representatives, and approval of that agreement by a majority of the members of each respective bargaining unit who vote on the issue, any 2 or more bargaining units may be consolidated into a single bargaining unit.

(i) Any unit of local government that is included in an Agency shall be exempt from any reduction in the formula for distribution of income tax revenues under Section 901 of the Illinois Income Tax Act and personal property replacement tax revenues under subsection (c) of Section 201 of the Illinois Income Tax Act collected from local taxpayers by State agencies and redistributed to the units of local government based on the formula and laws in effect as of the effective date of this amendatory Act of the 98th General Assembly.

An Agency shall be eligible to receive the distribution of income tax revenues collected from local taxpayers according to the same formula applicable to municipalities.

Section 50. Levy of taxes; limitations; indebtedness.

(a) To carry out the purposes for which an Agency is created, the Agency Board is empowered to take all actions authorized by law and authorized under this Act for the purpose of enforcing payment of any and all contributions and payments required under the terms of an intergovernmental agreement executed under the provisions of this Act.

(b) The inclusion of any unit of local government into an Agency shall not affect the obligation of any contract entered into by the unit of local government unless otherwise agreed upon in the intergovernmental agreement. Such contracts shall remain the obligation of the unit of local government that incurred the obligation.

The inclusion of a unit of local government in an Agency shall not adversely affect proceedings for the collection or enforcement of any tax debt, or other obligation owed to the unit of local government. The

proceedings shall continue to finality as if no inclusion had taken place. The proceeds thereof shall be paid to the treasurer of the unit of local government, subject to the terms of the intergovernmental agreement.

All suits pending in any court on behalf of or against any participating unit of local government relating to the provision of fire or emergency medical services on the date that the unit of local government is joined into an Agency under this Act may be prosecuted or defended in the name of the unit of local government unless otherwise provided in the intergovernmental agreement. All judgments obtained for any unit of local government joined into an Agency shall be collected and enforced by the Agency for its benefit unless otherwise provided in the intergovernmental agreement.

The intergovernmental agreement shall define ownership interests and rights of each unit of local government's fire department related assets and liabilities.

Section 55. Petition to dissolve a District; referendum. The Board of an Agency established by referendum may certify and submit the question of dissolution of the Agency to the electors of the Agency. The Board may draft a ballot title, give notice as required by the general election law, and perform other duties as required to put the question before the voters of the Agency for their approval or rejection as a single ballot measure. The electorate consists of the voters voting within the boundaries of the existing Agency. A simple majority of the registered voters voting on the single ballot measure is required to approve dissolution of the Agency. The Agency seeking dissolution is liable for its proportionate share of the costs of the election.

The question shall be in substantially the following form:

Shall the [name of Regional Fire Protection Agency] be dissolved?

Votes shall be recorded as "Yes" or "No".

If a majority of the votes cast are in favor of the dissolution, the assets, liabilities, obligations, and personnel assigned or belonging to the Agency shall revert to the component units of local government comprising or contributing to the Agency, proportional to each unit of local government's contribution. All such transfers and reassignments shall be made in an expeditious and timely manner, and no longer than 120 days after the date upon which the Agency's dissolution vote was certified by local election authorities.

Section 60. Powers; exclusive. The powers provided by this Act for the creation of Regional Fire Protection Agencies do not prohibit a unit of local government from entering into an intergovernmental agreement to merge, consolidate, or otherwise cooperate with other units of local government to provide fire, rescue, or emergency medical services as otherwise provided by Section 10 of Article VII of the Illinois Constitution and the Illinois Intergovernmental Cooperation Act. However, the powers and benefits provided by this Act for the combination of fire protection or emergency medical services, or both, of 2 or more units of local government shall be limited to Regional Fire Protection Agencies operated according to the terms of an intergovernmental agreement that has been approved by referendum in accordance with this Act. The terms of any intergovernmental agreement of an Agency created by referendum shall supersede and control over any and all other intergovernmental agreements that may exist that relate to the provision of fire protection or emergency medical services, or both, in geographic areas incorporated within the service areas combined under the terms of a referendum approved intergovernmental agreement.

Section 65. Home rule. A home rule municipality may not administer fire protection services or emergency medical services, or both, in geographic areas incorporated within the service area of an Agency in a manner that is inconsistent with the terms of an intergovernmental agreement approved in accordance with this Act. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

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

READING BILLS OF THE SENATE A THIRD TIME

[March 5, 2014]

On motion of Senator Barickman, **Senate Bill No. 2608** 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 56; NAYS None.

The following voted in the affirmative:

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

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. 2612** 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 35; NAYS 19.

The following voted in the affirmative:

Bertino-Tarrant	Harmon	Link	Sandoval
Biss	Holmes	Manar	Silverstein
Bush	Hunter	Martinez	Stadelman
Clayborne	Hutchinson	McGuire	Steans
Collins	Jacobs	Morrison	Sullivan
Cullerton, T.	Jones, E.	Mulroe	Trotter
Delgado	Koehler	Muñoz	Van Pelt
Frerichs	Kotowski	Noland	Mr. President
Haine	Lightford	Raoul	

The following voted in the negative:

Barickman	Hastings	McCarter	Rezin
Bivins	LaHood	McConnaughay	Righter
Connelly	Landek	Murphy	Rose
Cunningham	Luechtefeld	Oberweis	Syverson
Duffy	McCann	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 Koehler, **Senate Bill No. 2633** 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 56; NAYS None.

The following voted in the affirmative:

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

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.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the appointment messages.

The motion prevailed.

EXECUTIVE SESSION

MOTION IN WRITING

Senator Muñoz submitted the following Motion in Writing:

Pursuant to Senate Rule 10-1(c), as the Chairman of the Executive Appointments Committee, I move to compile the following Appointment Messages to be acted on together by a single vote of the Senate:

AM 92 (Board of Trustees of Western Illinois University)
 AM 263 (State Banking Board of Illinois)
 AM 264 (Medical Licensing Board)
 AMs 318, 377 (Illinois Workforce Investment Board)
 AM 336 (Public Guardian of DuPage County)
 AMs 340, 341 (Abraham Lincoln Presidential Library Advisory Board)

[March 5, 2014]

AM 342 (Mid-Illinois Medical District Commission)
AM 355 (Illinois Comprehensive Health Insurance Board)
AMs 365, 366 (Workers' Compensation Medical Fee Advisory Board)

Date: **March 5, 2014**

ASSISTANT MAJORITY LEADER ANTONIO MUÑOZ
CHAIRMAN, EXECUTIVE APPOINTMENTS COMMITTEE

The Chair ordered the foregoing motion to be printed on the Senate Calendar.

CONSIDERATION OF MOTION IN WRITING

Pursuant to the Motion in Writing just filed, Senator Muñoz moved to compile the following Appointment Messages to be acted on together by a single vote of the Senate:

AM 92 (Board of Trustees of Western Illinois University)
AM 263 (State Banking Board of Illinois)
AM 264 (Medical Licensing Board)
AMs 318, 377 (Illinois Workforce Investment Board)
AM 336 (Public Guardian of DuPage County)
AMs 340, 341 (Abraham Lincoln Presidential Library Advisory Board)
AM 342 (Mid-Illinois Medical District Commission)
AM 355 (Illinois Comprehensive Health Insurance Board)
AMs 365, 366 (Workers' Compensation Medical Fee Advisory Board)

The motion prevailed.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Messages 92, 263, 264, 318, 336, 340, 341, 342, 355, 365, 366 and 377, reported the same back with the recommendation that the Senate advise and consent to the following appointments:

Appointment Message No. 0092

Title of Office: Member

Agency or Other Body: Board of Trustees of Western Illinois University

Start Date: February 25, 2013

End Date: January 21, 2019

Name: Roger Clawson

Residence: 3718 76th St. Ct., Moline, IL 61265

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Mike Jacobs

Most Recent Holder of Office: J. Michael Houston

[March 5, 2014]

Superseded Appointment Message: Not Applicable

Appointment Message No. 0263

Title of Office: Member

Agency or Other Body: State Banking Board of Illinois

Start Date: June 26, 2013

End Date: December 31, 2014

Name: Andrew Salk

Residence: 1900 North Leavitt St., Chicago, IL 60647

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Patricia Van Pelt

Most Recent Holder of Office: Original Appointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 0264

Title of Office: Member

Agency or Other Body: Medical Licensing Board

Start Date: June 26, 2013

End Date: January 1, 2016

Name: Constance Marks

Residence: 1717 S. Prairie Ave., Apt. 901, Chicago, IL 60616

Annual Compensation: Expenses

Per diem: Determined by the Secretary of Financial and Professional Regulation

Nominee's Senator: Senator Kwame Raoul

Most Recent Holder of Office: Robert M. Vanecko, M.D.

Superseded Appointment Message: Not Applicable

Appointment Message No. 0318

Title of Office: Member

Agency or Other Body: Illinois Workforce Investment Board

[March 5, 2014]

Start Date: September 6, 2013

End Date: July 1, 2015

Name: Justine Hood

Residence: 1868 Grove Street, Apt. E, Glenview, IL 60025

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Daniel Biss

Most Recent Holder of Office: Donald DeDobbelaere

Superseded Appointment Message: Not Applicable

Appointment Message No. 0336

Title of Office: Public Guardian

Agency or Other Body: DuPage County

Start Date: December 3, 2013

End Date: December 4, 2017

Name: Donald E. Puchalski

Residence: 1029 W. Compton Pt., Addison, IL 60101

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Thomas Cullerton

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 0340

Title of Office: Member

Agency or Other Body: Abraham Lincoln Presidential Library Advisory Board

Start Date: October 11, 2013

End Date: December 31, 2017

Name: Paula Kaufman

Residence: 1609 Lakeside Dr. Unit A, Champaign, IL 61821

Annual Compensation: Not Applicable

[March 5, 2014]

Per diem: Not Applicable

Nominee's Senator: Senator Michael W. Frerichs

Most Recent Holder of Office: William M. Thomas

Superseded Appointment Message: Not Applicable

Appointment Message No. 0341

Title of Office: Member

Agency or Other Body: Abraham Lincoln Presidential Library Advisory Board

Start Date: October 11, 2013

End Date: December 31, 2016

Name: David Spadafora

Residence: 222 E. Chestnut St., Apt. 4B, Chicago, IL 60611

Annual Compensation: Not Applicable

Per diem: Not Applicable

Nominee's Senator: Senator Kwame Raoul

Most Recent Holder of Office: Gary L. Hammons

Superseded Appointment Message: Not Applicable

Appointment Message No. 0342

Title of Office: Member

Agency or Other Body: Mid-Illinois Medical District Commission

Start Date: October 11, 2013

End Date: June 30, 2018

Name: Jennifer Lee

Residence: 4 Briarwood Ln., Rochester, IL 62563

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Andy Manar

Most Recent Holder of Office: Tom McLaughlin

Superseded Appointment Message: Not Applicable

[March 5, 2014]

Appointment Message No. 0355

Title of Office: Member

Agency or Other Body: Illinois Comprehensive Health Insurance Board

Start Date: October 11, 2013

End Date: July 1, 2016

Name: Eva Serrano

Residence: 324 S. Westlawn Ave., Aurora, IL 60506

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Jim Oberweis

Most Recent Holder of Office: James M. Meyer

Superseded Appointment Message: Not Applicable

Appointment Message No. 0365

Title of Office: Member

Agency or Other Body: Workers' Compensation Medical Fee Advisory Board

Start Date: December 6, 2013

End Date: December 5, 2017

Name: Diana Alvarez

Residence: 3625 Oak Park Ave., Berwyn, IL 60402

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Steven M. Landek

Most Recent Holder of Office: John Smolk

Superseded Appointment Message: Not Applicable

Appointment Message No. 0366

Title of Office: Member

Agency or Other Body: Workers' Compensation Medical Fee Advisory Board

Start Date: December 6, 2013

[March 5, 2014]

End Date: December 5, 2017

Name: David Menchetti

Residence: 7036 N. Tahoma Ave., Chicago, IL 60646

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Ira I. Silverstein

Most Recent Holder of Office: Eric Dean

Superseded Appointment Message: Not Applicable

Appointment Message No. 0377

Title of Office: Member (Other Agency Official)

Agency or Other Body: Illinois Workforce Investment Board

Start Date: December 23, 2013

End Date: July 1, 2015

Name: Francisco Menchaca

Residence: 3511 Arden Ave., Brookfield, IL 60513

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Steven M. Landek

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

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

YEAS 53; NAYS None; Present 2.

The following voted in the affirmative:

Althoff	Harmon	Luechtefeld	Rezin
Bertino-Tarrant	Harris	Manar	Righter
Biss	Hastings	Martinez	Rose
Bivins	Holmes	McCann	Sandoval
Bush	Hunter	McConnaughay	Silverstein
Clayborne	Hutchinson	McGuire	Stadelman
Collins	Jacobs	Morrison	Stears
Connelly	Jones, E.	Mulroe	Sullivan
Cullerton, T.	Koehler	Muñoz	Trotter
Cunningham	Kotowski	Murphy	Van Pelt

[March 5, 2014]

Delgado	LaHood	Noland	Mr. President
Forby	Landek	Oberweis	
Frerichs	Lightford	Radogno	
Haine	Link	Raoul	

The following voted present:

Duffy
McCarter

The motion prevailed.

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

On motion of Senator Muñoz, the Executive Session arose and the Senate resumed consideration of business.

Senator Sullivan, presiding.

MESSAGE 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. 4713

A bill for AN ACT concerning finance.

HOUSE BILL NO. 4741

A bill for AN ACT concerning local government.

HOUSE BILL NO. 4743

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 4767

A bill for AN ACT concerning education.

HOUSE BILL NO. 5323

A bill for AN ACT concerning education.

HOUSE BILL NO. 5415

A bill for AN ACT concerning criminal law.

Passed the House, March 5, 2014.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 4713, 4741, 4743, 4767, 5323 and 5415** were taken up, ordered printed and placed on first reading.

At the hour of 2:16 o'clock p.m., the Chair announced the Senate stand adjourned until Thursday, March 6, 2014, at 12:00 o'clock noon.

[March 5, 2014]