



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-NINTH GENERAL ASSEMBLY**

**28TH LEGISLATIVE DAY**

**WEDNESDAY, APRIL 15, 2015**

**12:17 O'CLOCK P.M.**

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The Senate met pursuant to adjournment.  
Senator Kimberly A. Lightford, Maywood, Illinois, presiding.  
Prayer by Pastor Shaun Lewis, Civil Servant Ministries, Springfield, Illinois.  
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, April 14, 2015, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

**MESSAGE FROM THE PRESIDENT**

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

JOHN J. CULLERTON  
SENATE PRESIDENT

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

April 15, 2015

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

Dear Mr. Secretary:

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

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

cc: Senate Minority Leader Christine Radogno

**PRESENTATION OF RESOLUTIONS**

**SENATE RESOLUTION NO. 320**

Offered by Senator Althoff and all Senators:  
Mourns the death of Viola Augusta Zimmerman.

**SENATE RESOLUTION NO. 321**

Offered by Senator Althoff and all Senators:  
Mourns the death of Henrietta Cecelia Nell.

**SENATE RESOLUTION NO. 322**

Offered by Senator Althoff and all Senators:  
Mourns the death of Edward F. Gilligan, Sr., of Harvard.

**SENATE RESOLUTION NO. 323**

Offered by Senator McCann and all Senators:  
Mourns the death of Susan Kay Browning of Perry.

**SENATE RESOLUTION NO. 324**

[April 15, 2015]

Offered by Senator McCann and all Senators:  
Mourns the death of Kenneth J. Lehr of Fidelity.

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

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

#### SENATE JOINT RESOLUTION NO. 21

WHEREAS, During the 98th General Assembly, House Joint Resolution 27 created the Teacher Recruiting and Retention Task Force to study the impact of Tier 2 pension benefits on the ability of school districts to recruit and retain teachers in public school classrooms; and

WHEREAS, The Teacher Recruiting and Retention Task Force was to report its findings and recommendations to the General Assembly on or before January 1, 2014; and

WHEREAS, The Teacher Recruiting and Retention Task Force needs additional time to complete its work; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the Teacher Recruiting and Retention Task Force shall submit a report, as required in House Joint Resolution 27 of the 98th General Assembly, no later than September 1, 2015; and be it further

RESOLVED, That with this reporting extension, the Teacher Recruiting and Retention Task Force shall continue to operate pursuant to House Joint Resolution 27 of the 98th General Assembly.

#### REPORTS FROM STANDING COMMITTEES

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **Senate Bill No. 1367**, 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 Biss, Chairperson of the Committee on Human Services, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Resolution 140

Senate Amendment No. 1 to Senate Bill 417  
Senate Amendment No. 1 to Senate Bill 1947

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

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **House Bill No. 1566**, reported the same back with the recommendation that the bill do pass.

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

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **Senate Bill No. 1410**, 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 Mulroe, Chairperson of the Committee on Public Health, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 344  
Senate Amendment No. 1 to Senate Bill 764  
Senate Amendment No. 2 to Senate Bill 1228  
Senate Amendment No. 1 to Senate Bill 1354

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

Senator Stadelman, Vice-Chairperson of the Committee on Transportation, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 1641

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

Senator Stadelman, Vice-Chairperson of the Committee on Transportation, to which was referred **Senate Resolution No. 139**, reported the same back with amendments having been adopted thereto, with the recommendation that the resolution, as amended, be adopted.

Under the rules, **Senate Resolution No. 139** was placed on the Secretary's Desk.

Senator Stadelman, Vice-Chairperson of the Committee on Transportation, to which was referred **Senate Joint Resolution No. 11**, reported the same back with amendments having been adopted thereto, with the recommendation that the resolution, as amended, be adopted.

Under the rules, **Senate Joint Resolution No. 11** was placed on the Secretary's Desk.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **Senate Bill No. 1746**, 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 the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 156  
Senate Amendment No. 1 to Senate Bill 1866  
Senate Amendment No. 2 to Senate Bill 1877

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

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **Senate Bill No. 1380**, 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 the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 3 to Senate Bill 728  
Senate Amendment No. 1 to Senate Bill 1854

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

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **House Bills Numbered 219, 220, 299, 405 and 1363**, reported the same back with the recommendation that the bills do pass.

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

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

Senate Amendment No. 1 to Senate Bill 567

Senate Amendment No. 1 to Senate Bill 622

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

### 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 a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 3430

A bill for AN ACT concerning regulation.

Passed the House, April 14, 2015.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bill No. 3430** was taken up, ordered printed and placed on first reading.

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

**House Bill No. 113**, sponsored by Senator Connelly, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 163**, sponsored by Senator Delgado, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 165**, sponsored by Senator Delgado, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 248**, sponsored by Senator McCarter, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 404**, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 439**, sponsored by Senator Muñoz, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2477**, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2569**, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2641**, sponsored by Senator Steans, was taken up, read by title a first time and referred to the Committee on Assignments.

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

**House Bill No. 2643**, sponsored by Senator Steans, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2644**, sponsored by Senator Steans, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 2915**, sponsored by Senator Rose, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3137**, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3194**, sponsored by Senator Kotowski, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3203**, sponsored by Senator Sullivan, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3540**, sponsored by Senator Forby, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3552**, sponsored by Senator Delgado, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3556**, sponsored by Senator McConnaughay, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3624**, sponsored by Senator Steans, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3693**, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3695**, sponsored by Senator Hunter, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3823**, sponsored by Senator Holmes, 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 Link, **Senate Bill No. 1529** 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. 1680** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.  
There being no further amendments, the bill was ordered to a third reading.

On motion of Senator T. Cullerton, **Senate Bill No. 1683** 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. 1732** 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 Althoff, **Senate Bill No. 1745** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Biss, **Senate Bill No. 1754** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1754**

AMENDMENT NO. 1. Amend Senate Bill 1754 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by changing Section 5-30 as follows:

(305 ILCS 5/5-30)

Sec. 5-30. Care coordination.

(a) At least 50% of recipients eligible for comprehensive medical benefits in all medical assistance programs or other health benefit programs administered by the Department, including the Children's Health Insurance Program Act and the Covering ALL KIDS Health Insurance Act, shall be enrolled in a care coordination program by no later than January 1, 2015. For purposes of this Section, "coordinated care" or "care coordination" means delivery systems where recipients will receive their care from providers who participate under contract in integrated delivery systems that are responsible for providing or arranging the majority of care, including primary care physician services, referrals from primary care physicians, diagnostic and treatment services, behavioral health services, in-patient and outpatient hospital services, dental services, and rehabilitation and long-term care services. The Department shall designate or contract for such integrated delivery systems (i) to ensure enrollees have a choice of systems and of primary care providers within such systems; (ii) to ensure that enrollees receive quality care in a culturally and linguistically appropriate manner; and (iii) to ensure that coordinated care programs meet the diverse needs of enrollees with developmental, mental health, physical, and age-related disabilities.

(b) Payment for such coordinated care shall be based on arrangements where the State pays for performance related to health care outcomes, the use of evidence-based practices, the use of primary care delivered through comprehensive medical homes, the use of electronic medical records, and the appropriate exchange of health information electronically made either on a capitated basis in which a fixed monthly premium per recipient is paid and full financial risk is assumed for the delivery of services, or through other risk-based payment arrangements.

(c) To qualify for compliance with this Section, the 50% goal shall be achieved by enrolling medical assistance enrollees from each medical assistance enrollment category, including parents, children, seniors, and people with disabilities to the extent that current State Medicaid payment laws would not limit federal matching funds for recipients in care coordination programs. In addition, services must be more comprehensively defined and more risk shall be assumed than in the Department's primary care case management program as of the effective date of this amendatory Act of the 96th General Assembly.

(d) The Department shall report to the General Assembly in a separate part of its annual medical assistance program report, beginning April, 2012 until April, 2016, on the progress and implementation of the care coordination program initiatives established by the provisions of this amendatory Act of the 96th General Assembly. The Department shall include in its April 2011 report a full analysis of federal laws or regulations regarding upper payment limitations to providers and the necessary revisions or adjustments in rate methodologies and payments to providers under this Code that would be necessary to implement coordinated care with full financial risk by a party other than the Department.

(e) Integrated Care Program for individuals with chronic mental health conditions.

(1) The Integrated Care Program shall encompass services administered to recipients of medical assistance under this Article to prevent exacerbations and complications using cost-effective, evidence-based practice guidelines and mental health management strategies.

(2) The Department may utilize and expand upon existing contractual arrangements with integrated care plans under the Integrated Care Program for providing the coordinated care provisions of this Section.

(3) Payment for such coordinated care shall be based on arrangements where the State

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pays for performance related to mental health outcomes on a capitated basis in which a fixed monthly premium per recipient is paid and full financial risk is assumed for the delivery of services, or through other risk-based payment arrangements such as provider-based care coordination.

(4) The Department shall examine whether chronic mental health management programs and services for recipients with specific chronic mental health conditions do any or all of the following:

(A) Improve the patient's overall mental health in a more expeditious and cost-effective manner.

(B) Lower costs in other aspects of the medical assistance program, such as hospital admissions, emergency room visits, or more frequent and inappropriate psychotropic drug use.

(5) The Department shall work with the facilities and any integrated care plan participating in the program to identify and correct barriers to the successful implementation of this subsection (e) prior to and during the implementation to best facilitate the goals and objectives of this subsection (e).

(f) A hospital that is located in a county of the State in which the Department mandates some or all of the beneficiaries of the Medical Assistance Program residing in the county to enroll in a Care Coordination Program, as set forth in Section 5-30 of this Code, shall not be eligible for any non-claims based payments not mandated by Article V-A of this Code for which it would otherwise be qualified to receive, unless the hospital is a Coordinated Care Participating Hospital no later than 60 days after the effective date of this amendatory Act of the 97th General Assembly or 60 days after the first mandatory enrollment of a beneficiary in a Coordinated Care program. For purposes of this subsection, "Coordinated Care Participating Hospital" means a hospital that meets one of the following criteria:

(1) The hospital has entered into a contract to provide hospital services with one or more MCOs to enrollees of the care coordination program.

(2) The hospital has not been offered a contract by a care coordination plan that the Department has determined to be a good faith offer and that pays at least as much as the Department would pay, on a fee-for-service basis, not including disproportionate share hospital adjustment payments or any other supplemental adjustment or add-on payment to the base fee-for-service rate, except to the extent such adjustments or add-on payments are incorporated into the development of the applicable MCO capitated rates.

As used in this subsection (f), "MCO" means any entity which contracts with the Department to provide services where payment for medical services is made on a capitated basis.

(g) No later than August 1, 2013, the Department shall issue a purchase of care solicitation for Accountable Care Entities (ACE) to serve any children and parents or caretaker relatives of children eligible for medical assistance under this Article. An ACE may be a single corporate structure or a network of providers organized through contractual relationships with a single corporate entity. The solicitation shall require that:

(1) An ACE operating in Cook County be capable of serving at least 40,000 eligible individuals in that county; an ACE operating in Lake, Kane, DuPage, or Will Counties be capable of serving at least 20,000 eligible individuals in those counties and an ACE operating in other regions of the State be capable of serving at least 10,000 eligible individuals in the region in which it operates. During initial periods of mandatory enrollment, the Department shall require its enrollment services contractor to use a default assignment algorithm that ensures if possible an ACE reaches the minimum enrollment levels set forth in this paragraph.

(2) An ACE must include at a minimum the following types of providers: primary care, specialty care, hospitals, and behavioral healthcare.

(3) An ACE shall have a governance structure that includes the major components of the health care delivery system, including one representative from each of the groups listed in paragraph (2).

(4) An ACE must be an integrated delivery system, including a network able to provide the full range of services needed by Medicaid beneficiaries and system capacity to securely pass clinical information across participating entities and to aggregate and analyze that data in order to coordinate care.

(5) An ACE must be capable of providing both care coordination and complex case management, as necessary, to beneficiaries. To be responsive to the solicitation, a potential ACE must outline its care coordination and complex case management model and plan to reduce the cost of care.

(6) In the first 18 months of operation, unless the ACE selects a shorter period, an ACE shall be paid care coordination fees on a per member per month basis that are projected to be cost neutral to the State during the term of their payment and, subject to federal approval, be eligible to share in additional savings generated by their care coordination.



(7) In months 19 through 36 of operation, unless the ACE selects a shorter period, an ACE shall be paid on a pre-paid capitation basis for all medical assistance covered services, under contract terms similar to Managed Care Organizations (MCO), with the Department sharing the risk through either stop-loss insurance for extremely high cost individuals or corridors of shared risk based on the overall cost of the total enrollment in the ACE. The ACE shall be responsible for claims processing, encounter data submission, utilization control, and quality assurance.

(8) In the fourth and subsequent years of operation, an ACE shall convert to a Managed Care Community Network (MCCN), as defined in this Article, or Health Maintenance Organization pursuant to the Illinois Insurance Code, accepting full-risk capitation payments.

The Department shall allow potential ACE entities 5 months from the date of the posting of the solicitation to submit proposals. After the solicitation is released, in addition to the MCO rate development data available on the Department's website, subject to federal and State confidentiality and privacy laws and regulations, the Department shall provide 2 years of de-identified summary service data on the targeted population, split between children and adults, showing the historical type and volume of services received and the cost of those services to those potential bidders that sign a data use agreement. The Department may add up to 2 non-state government employees with expertise in creating integrated delivery systems to its review team for the purchase of care solicitation described in this subsection. Any such individuals must sign a no-conflict disclosure and confidentiality agreement and agree to act in accordance with all applicable State laws.

During the first 2 years of an ACE's operation, the Department shall provide claims data to the ACE on its enrollees on a periodic basis no less frequently than monthly.

Nothing in this subsection shall be construed to limit the Department's mandate to enroll 50% of its beneficiaries into care coordination systems by January 1, 2015, using all available care coordination delivery systems, including Care Coordination Entities (CCE), MCCNs, or MCOs, nor be construed to affect the current CCEs, MCCNs, and MCOs selected to serve seniors and persons with disabilities prior to that date.

Nothing in this subsection precludes the Department from considering future proposals for new ACEs or expansion of existing ACEs at the discretion of the Department.

(h) Department contracts with MCOs and other entities reimbursed by risk based capitation shall have a minimum medical loss ratio of 85%, shall require the entity to establish an appeals and grievances process for consumers and providers, and shall require the entity to provide a quality assurance and utilization review program. Entities contracted with the Department to coordinate healthcare regardless of risk shall be measured utilizing the same quality metrics. The quality metrics may be population specific. Any contracted entity serving at least 5,000 seniors or people with disabilities or 15,000 individuals in other populations covered by the Medical Assistance Program that has been receiving full-risk capitation for a year shall be accredited by a national accreditation organization authorized by the Department within 2 years after the date it is eligible to become accredited. The requirements of this subsection shall apply to contracts with MCOs entered into or renewed or extended after June 1, 2013.

(h-5) The Department shall monitor and enforce compliance with MCOs with agreements they have entered into with providers on issues that include, but are not limited to, timeliness of payment, payment rates, and processes for obtaining prior approval. The Department may impose sanctions on MCOs for violating provisions of those agreements that include, but are not limited to, financial penalties, suspension of enrollment of new enrollees, and termination of the MCO's contract with the Department. As used in this subsection (h-5), "MCO" has the meaning ascribed to that term in Section 5-30.1 of this Code.

(i) Unless otherwise required by federal law, Medicaid Managed Care Entities shall not divulge, directly or indirectly, including by sending a bill or explanation of benefits, information concerning the sensitive health services received by enrollees of the Medicaid Managed Care Entity to any person other than providers and care coordinators caring for the enrollee and employees of the entity in the course of the entity's internal operations. The Medicaid Managed Care Entity may divulge information concerning the sensitive health services if the enrollee who received the sensitive health services requests the information from the Medicaid Managed Care Entity and authorized the sending of a bill or explanation of benefits. Communications including, but not limited to, statements of care received or appointment reminders either directly or indirectly to the enrollee from the health care provider, health care professional, and care coordinators, remain permissible.

For the purposes of this subsection, the term "Medicaid Managed Care Entity" includes Care Coordination Entities, Accountable Care Entities, Managed Care Organizations, and Managed Care Community Networks.

For purposes of this subsection, the term "sensitive health services" means mental health services, substance abuse treatment services, reproductive health services, family planning services, services for

sexually transmitted infections and sexually transmitted diseases, and services for sexual assault or domestic abuse. Services include prevention, screening, consultation, examination, treatment, or follow-up.

Nothing in this subsection shall be construed to relieve a Medicaid Managed Care Entity or the Department of any duty to report incidents of sexually transmitted infections to the Department of Public Health or to the local board of health in accordance with regulations adopted under a statute or ordinance or to report incidents of sexually transmitted infections as necessary to comply with the requirements under Section 5 of the Abused and Neglected Child Reporting Act or as otherwise required by State or federal law.

The Department shall create policy in order to implement the requirements in this subsection.  
(Source: P.A. 97-689, eff. 6-14-12; 98-104, eff. 7-22-13; 98-651, eff. 6-16-14.)

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 Harmon, **Senate Bill No. 1764** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cunningham, **Senate Bill No. 1775** 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. 1781** 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. 1782** 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. 1786** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Trotter, **Senate Bill No. 1798** 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 1798**

AMENDMENT NO. 1. Amend Senate Bill 1798 by replacing everything after the enacting clause with the following:

"Section 5. The Correctional Budget and Impact Note Act is amended by changing Sections 1, 2, 3, 4, 5, and 7 as follows:

(25 ILCS 70/1) (from Ch. 63, par. 42.81)

Sec. 1. This Act shall be known and may be cited as the Correctional Budget and Racial Impact Note Act.

(Source: P.A. 83-1031.)

(25 ILCS 70/2) (from Ch. 63, par. 42.82)

Sec. 2. Budget impact and racial note required.

(a) Every bill which creates a new criminal offense for which a sentence to the Department of Corrections may be imposed; or which enhances any class or category of offense to a higher grade or penalty for which a sentence to the Department of Corrections is authorized; or which requires a mandatory commitment to the Department of Corrections, shall have prepared for it prior to second reading in the house of introduction a brief explanatory statement or note which shall include a reliable estimate of the probable impact of such bill upon: (i) the number of criminal cases per year the bill will affect; (ii) the members of racial minority groups by ethnicity; (iii) the overall resident population and operations of the Department of Corrections; (iv) ~~and~~ the probable impact which such bill will have upon the Department's annual budget; and (v) any other matter the Department considers appropriate.

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(b) Every bill that (i) creates a new criminal offense for which a commitment to a juvenile detention facility, sentence of probation, intermediate sanctions, or community service may be imposed or (ii) enhances any class or category of offense to any grade or penalty for which adjudication, commitment, or disposition by a circuit court to the custody of a Probation and Court Services Department may result shall have prepared for it prior to second reading in the house of introduction a brief explanatory statement or note that shall include a reliable estimate of the probable impact of the bill upon: (i) the number of criminal cases per year the bill will affect; (ii) the members of racial minority groups by ethnicity; (iii) the overall probation caseload Statewide; (iv) and the probable impact the bill will have on staffing needs and upon the annual budgets of the Illinois Supreme Court and the counties of this State ; and (v) any other matter the Administrative Office of the Illinois Courts considers appropriate.

(Source: P.A. 89-198, eff. 7-21-95.)

(25 ILCS 70/3) (from Ch. 63, par. 42.83)

Sec. 3. ~~The Upon the request of the sponsor of any bill described in subsection (a) of Section 2, the Director of the Department of Corrections, or any person within the Department whom the Director may designate, shall prepare and file a written statement setting forth the information specified in subsection (a) of Section 2. The Upon the request of the sponsor of any bill described in subsection (b) of Section 2, the Director of the Administrative Office of the Illinois Courts, or any person the Director may designate, shall prepare and file a written statement setting forth the information specified in subsection (b) of Section 2.~~

The statement prepared by the Director of Corrections or Director of the Administrative Office of the Illinois Courts, as the case may be, shall be designated a Correctional Budget and Racial Impact Note and shall be furnished to the sponsor within 10 calendar days thereafter, except that whenever, because of the complexity of the bill, additional time is required for the preparation of the note, the Department of Corrections or Administrative Office of the Illinois Courts may so notify the sponsor and request an extension of time not to exceed 5 additional days within which such note is to be furnished. Such extension shall not extend beyond May 15 following the date of the request.

(Source: P.A. 92-16, eff. 6-28-01.)

(25 ILCS 70/4) (from Ch. 63, par. 42.84)

Sec. 4. Whenever the sponsor of any measure is of the opinion that no Correctional Budget and Racial Impact Note is necessary, any member of either house may thereafter request that a note be obtained, and in such case the matter shall be decided by a majority vote of those present and voting in the house of which he is a member.

(Source: P.A. 83-1031.)

(25 ILCS 70/5) (from Ch. 63, par. 42.85)

Sec. 5. The note shall be factual in nature, as brief and concise as may be, and shall provide as reliable an estimate, in terms of population and dollar impact, as is possible under the circumstances. The note shall include both the immediate effect, and if determinable or reasonably foreseeable, the long-range effect of the measure.

If, after careful investigation, it is determined that no population or dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no such estimate can be given. A brief summary or work sheet of computations used in arriving at the Budget and Racial Impact Note figures shall be supplied.

(Source: P.A. 90-655, eff. 7-30-98.)

(25 ILCS 70/7) (from Ch. 63, par. 42.87)

Sec. 7. The fact that a Correctional Budget and Racial Impact Note is prepared for any bill shall not preclude or restrict the appearance before any committee of the General Assembly, of any official or authorized employee of any State board, commission, department, agency or other entity who desires to be heard in support of or in opposition to the measure.

(Source: P.A. 83-1031)."

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 Morrison, **Senate Bill No. 1763** 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 1763**

AMENDMENT NO. 1. Amend Senate Bill 1763 as follows:

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on page 10, line 14, after "reports", by inserting ", upon request by a person who has access to the unfounded report as provided in 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 Althoff, **Senate Bill No. 1804** 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. 1805** 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. 1806** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **Senate Bill No. 1820** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **Senate Bill No. 1821** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Raoul, **Senate Bill No. 1824** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1824**

AMENDMENT NO. 1. Amend Senate Bill 1824 on page 4, line 11, by inserting after "county," the following:  
"park district, conservation district,".

**AMENDMENT NO. 2 TO SENATE BILL 1824**

AMENDMENT NO. 2. Amend Senate Bill 1824 on page 4, by replacing lines 19 and 20 with the following:  
"wolf, or coyote.".

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 Althoff, **Senate Bill No. 1826** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1826**

AMENDMENT NO. 1. Amend Senate Bill 1826 as follows:

on page 9, line 24, by replacing "9" with "7 9"; and

on page 10, by replacing lines 2 and 3 with:

"State of Illinois, one member ~~3 members~~ shall be a qualified medical director ~~directors~~, and 2 members shall be hospital administrators."; and

on page 10, by replacing lines 4 through 7 with:

"(b) Members shall be appointed to a ~~4-year~~ 3-year term; ~~except, initial appointees shall serve the following terms: 3 members shall serve for one year, 3 members shall serve for 2 years, and 3 members shall serve for 3 years.~~ A member whose term has"; and

on page 10, line 11, by replacing "8" with "10 8"; and

on page 10, by replacing line 14 with "~~Initial terms shall begin upon the effective date of this Act.~~"; and

on page 10, by replacing line 23 with "the medical director ~~directors~~ to the Board ~~board~~."; and

by replacing line 25 on page 10 through line 2 on page 11 with:

"member of the Board from office for neglect of any duty required by law, for incompetence, or for unprofessional or dishonorable conduct."; and

on page 11, below line 9, by inserting as follows:

"(g) Four members of the Board shall constitute a quorum. A vacancy in the membership of the Board shall not impair the right of a quorum to exercise all the rights and perform all the duties of the Board."; and

on page 11, line 10, by replacing "(g)" with "(h)".

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 Althoff, **Senate Bill No. 1827** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

#### **AMENDMENT NO. 2 TO SENATE BILL 1827**

AMENDMENT NO. 2. Amend Senate Bill 1827 as follows:

on page 23, by replacing line 12 with the following:

"dental assistant operating under the supervision and full responsibility of a"; and

on page 23, by replacing lines 18 and 19 with the following:

"Department: a dentist utilizing dental assistants shall be on site and available and not supervise more than 4 dental assistants at any one time".

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Biss, **Senate Bill No. 1847** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Steans, **Senate Bill No. 1800** 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 1800**

AMENDMENT NO. 1. Amend Senate Bill 1800 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by changing Section 11-20-16 as follows:  
(65 ILCS 5/11-20-16)

Sec. 11-20-16. Retail food establishments.

(a) A municipality in a county having a population of 2,000,000 or more inhabitants must regulate and inspect retail food establishments in the municipality. A municipality must regulate and inspect retail food establishments in accordance with applicable federal and State laws pertaining to the operation of retail food establishments including but not limited to the Illinois Food Handling Regulation Enforcement Act, the Illinois Food, Drug and Cosmetic Act, the Sanitary Food Preparation Act, the regulations of the Illinois Department of Public Health, and local ordinances and regulations. This subsection shall not apply to a municipality that is served by a certified local health department other than a county certified local health department.

A home rule unit may not regulate retail food establishments in a less restrictive manner than as provided in this Section. This Section is a limitation of home rule powers under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of the powers and functions exercised by the State.

(b) A municipality may enter into an intergovernmental agreement with a county that provides for the county's certified local health department to perform any or all inspection functions for the municipality. The municipality must pay the county's reasonable costs. A municipality may enter into an intergovernmental agreement with a local health district, as defined in Section 11 of the Public Health District Act and that serves the entire municipality, to regulate and inspect retail food establishments for the municipality. An intergovernmental agreement shall not preclude a municipality or local health district from continuing to license retail food establishments within its jurisdiction.

(b-5) Notwithstanding subsections (a) and (b) of this Section, a retail food establishment that presents a low relative risk of causing foodborne illness according to the criteria set forth in 77 Ill. Adm. Code Part 615 and is located in a municipality having a population of 2,000,000 or more shall either (1) receive one inspection every 2 years; or (2) if required by the local health department, submit one self-inspection report every 2 years. A local health department under this subsection must develop the self-inspection form and submit it to the Department of Public Health for approval before it may be used.

(c) For the purpose of this Section, "retail food establishment" includes a food service establishment, a temporary food service establishment, and a retail food store as defined in the Food Service Sanitation Code, 77 Ill. Adm. Code Part 750, and the Retail Food Store Sanitation Code, 77 Ill. Adm. Code Part 760. (Source: P.A. 98-193, eff. 8-6-13.)

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 Link, **Senate Bill No. 1810** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

**AMENDMENT NO. 2 TO SENATE BILL 1810**

AMENDMENT NO. 2. Amend Senate Bill 1810 as follows:

on page 5, line 23, by deleting "shall not, as a"; and

on page 5, by deleting line 24; and

on page 5, line 25, by deleting "damages, and"; and

on page 6, line 7, by replacing "without fee" with "without fee"; and

on page 6, line 11, after, "omissions," by inserting "except for willful and wanton misconduct,".

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

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On motion of Senator Sullivan, **Senate Bill No. 1861** 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 1861**

AMENDMENT NO. 1. Amend Senate Bill 1861 as follows:

on page 1, line 5, by replacing "Sections 5, 14, and 14.1" with "Sections 5 and 14.1"; and

by replacing line 1 on page 12 through line 18 on page 19 with the following:

"(205 ILCS 5/14.1) (from Ch. 17, par. 321.1)

Sec. 14.1. Quasi-Reorganization of Capital ~~Upon a Change in Control.~~

(a) For the purposes of declaring dividends pursuant to Section 14(8)(b) of this Act upon a change in control, if a bank:

(1) incurs a change in ownership of more than 50% of its voting stock; and

(2) has a deficit in its net profits then on hand at the time of such change in ownership; and

(3) receives the prior written approval of the ~~Secretary Commissioner~~; such bank may restate its asset and liability accounts to fair value for the purpose of reorganizing the capital accounts of the bank so that net profits then on hand are restated to zero; provided that in no event may total capital be increased as a result of a capital reorganization made pursuant to this Section.

(b) A bank may reorganize its capital accounts pursuant to item (3) of subsection (a) of this Section without a change in control to the same extent and in the same manner authorized for national banks, subject to the same limitations and restrictions as are applicable to national banks, upon receiving the prior written approval of the Secretary.

(Source: P.A. 87-841.)"

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 Harmon, **Senate Bill No. 1882** 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 1882**

AMENDMENT NO. 1. Amend Senate Bill 1882 on page 9, by replacing lines 21 through 25 with "interest of the public, and benefit the general welfare. A currency exchange, group of currency exchanges, or".

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 Harris, **Senate Bill No. 1898** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1898**

AMENDMENT NO. 1. Amend Senate Bill 1898 as follows:

by replacing line 23 on page 2 through line 4 on page 3 with "law, and the application is denied after a review of eligibility, which may include facial recognition comparison, the applicant shall not be entitled to a refund of any fees paid."; and

on page 12, by replacing lines 7 through 14 with the following:

"(b) Every original, renewal, or duplicate (i) identification card issued to a person who has reached his or her 65th birthday shall be permanent and need not be renewed and (ii) Illinois Person with a Disability

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Identification Card issued to a qualifying person shall expire 10 years thereafter. The Secretary of State shall promulgate rules setting forth the conditions and criteria for"; and

on page 12, line 17, by replacing "By" with "Beginning"; and

on page 15, line 14, by replacing "By" with "Beginning"; and

on page 18, by replacing lines 16 through 22 with "or rejected after a review of eligibility, which may include facial recognition comparison, the applicant shall not be entitled to a refund of any fees paid, said fee shall be returned to said applicant."

**AMENDMENT NO. 2 TO SENATE BILL 1898**

AMENDMENT NO. 2. Amend Senate Bill 1898 as follows:

on page 12, by replacing lines 21 through 26 with the following:

"(1) as provided under subsection (a) or (b) of this Section; or  
(2) on the date the applicant's authorized stay in the United States terminates."; and

on page 15, by replacing lines 18 through 22 with the following:

"(1) as provided under subsection (a), (f), (g), or (i) of this Section; or  
(2) on the date the applicant's authorized stay in the United States terminates."

Senator Harris offered the following amendment and moved its adoption:

**AMENDMENT NO. 3 TO SENATE BILL 1898**

AMENDMENT NO. 3. Amend Senate Bill 1898 as follows:

on page 12, by replacing lines 21 through 26 with the following:

"(1) as provided under subsection (a) or (b) of this Section; or  
(2) on the date the applicant's authorized stay in the United States terminates."; and

on page 15, by replacing lines 17 through 22 with the following:

"(1) as provided under subsection (a), (f), (g), or (i) of this Section; or  
(2) on the date the applicant's authorized stay in the United States terminates."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments Numbered 1, 2 and 3 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Sullivan, **Senate Bill No. 1899** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **Senate Bill No. 1906** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1906**

AMENDMENT NO. 1. Amend Senate Bill 1906 on page 6, line 16, by replacing "2016" with "2015".

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 Harmon, **Senate Bill No. 1907** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Harmon, **Senate Bill No. 1908** 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 Connelly, **Senate Bill No. 1932** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hastings, **Senate Bill No. 1941** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on State Government and Veterans Affairs, adopted and ordered printed:

**AMENDMENT NO. 1 TO SENATE BILL 1941**

AMENDMENT NO. 1. Amend Senate Bill 1941 on page 4, line 22, by replacing "mental health" with "medical".

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. 1942** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Noland, **Senate Bill No. 1518** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 1518**

AMENDMENT NO. 1. Amend Senate Bill 1518 as follows:

on page 11, by replacing lines 3 through 6 with "than 5,000 and not more than 10,000 according to the 2010 federal census;"; and

on page 11, by replacing lines 11 through 12 with "the Agency ~~within 6 months after January 1, 2014 (the effective date of Public Act 98-146)~~ to modify an".

Senator Noland offered the following amendment and moved its adoption:

**AMENDMENT NO. 2 TO SENATE BILL 1518**

AMENDMENT NO. 2. Amend Senate Bill 1518 as follows:

on page 11, by replacing lines 3 through 6 with "than 10,000 according to the 2010 federal census;"; and

on page 11, by replacing lines 11 through 12 with "the Agency ~~within 6 months after January 1, 2014 (the effective date of Public Act 98-146)~~ to modify an".

The motion prevailed.

And the amendment was adopted and ordered printed.

Floor Amendment No. 3 was held in the Committee on Assignments.

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 Biss, **Senate Bill No. 1564** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

**AMENDMENT NO. 2 TO SENATE BILL 1564**

AMENDMENT NO. 2. Amend Senate Bill 1564 on page 1, line 16, by changing "~~and~~" to "and"; and

on page 1, line 23, by changing "; and" to ". It is also the public policy of the State of Illinois"; and

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on page 4, line 13, after "Notwithstanding", by adding "this or".

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Bertino-Tarrant, **Senate Bill No. 9** 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 9**

AMENDMENT NO. 1. Amend Senate Bill 9 as follows:

on page 2, line 23, by replacing "Class 3" with "Class 4"; and

by deleting line 1 on page 3 through line 8 on page 7.

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 Morrison, **Senate Bill No. 30** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Morrison, **Senate Bill No. 32** 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 32**

AMENDMENT NO. 1. Amend Senate Bill 32 by replacing everything after the enacting clause with the following:

"Section 5. The Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act is amended by changing Sections 1.5 and 2 as follows:

(720 ILCS 675/1.5)

Sec. 1.5. Distribution of alternative nicotine products and vapor products to and possession by persons under 18 years of age prohibited.

(a) For the purposes of this Section:

"Alternative nicotine product" means any non-combustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. "Alternative nicotine product" does not include any vapor product, smokeless tobacco, or other tobacco product as these terms are defined in this Act and cigarettes, nor any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug and Cosmetic Act.

"Vapor product" means any non-combustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic chemical or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. "Vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. "Vapor product" does not include any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug and Cosmetic Act.

~~,"alternative nicotine product" means a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. "Alternative nicotine product" excludes cigarettes, smokeless tobacco, or other tobacco products as these terms are defined in Section 1 of this Act and any product approved by the United States Food and Drug Administration as a non-tobacco product for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.~~

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(b) A person, either directly or indirectly by an agent or employee, or by a vending machine owned by the person or located in the person's establishment, may not sell, offer for sale, give, or furnish any alternative nicotine product or vapor product, or any cartridge or component of an alternative nicotine product or vapor product, to a person under 18 years of age.

(c) Before selling, offering for sale, giving, or furnishing an alternative nicotine product or vapor product, or any cartridge or component of an alternative nicotine product or vapor product, to another person, the person selling, offering for sale, giving, or furnishing the alternative nicotine product or vapor product shall verify that the person is at least 18 years of age by:

(1) examining from any person that appears to be under 27 years of age a

government-issued photographic identification that establishes the person is at least 18 years of age or

(2) for sales made through the Internet or other remote sales methods, performing an age verification through an independent, third-party age verification service that compares information available from public records to the personal information entered by the person during the ordering process that establishes the person is 18 years of age or older.

(d) A minor under 18 years of age shall not possess an alternative nicotine product or vapor product.

(Source: P.A. 98-350, eff. 1-1-14.)

(720 ILCS 675/2) (from Ch. 23, par. 2358)

(Text of Section after amendment by P.A. 98-1055)

Sec. 2. Penalties.

(a) Any person who violates subsection (a) or (a-5) of Section 1 or subsection (b) or (c) of Section 1.5 of this Act is guilty of a petty offense. For the first offense in a 24-month period, the person shall be fined \$200 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the second offense in a 24-month period, the person shall be fined \$400 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the third offense in a 24-month period, the person shall be fined \$600 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the fourth or subsequent offense in a 24-month period, the person shall be fined \$800 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the purposes of this subsection, the 24-month period shall begin with the person's first violation of the Act. The penalties in this subsection are in addition to any other penalties prescribed under the Cigarette Tax Act and the Tobacco Products Tax Act of 1995.

(a-5) Any person who violates subsection (a) or (a-5) of Section 1 or subsection (b) or (c) of Section 1.5 of this Act is guilty of a petty offense. For the first offense, the retailer shall be fined \$200 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the second offense, the retailer shall be fined \$400 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the third offense, the retailer shall be fined \$600 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the fourth or subsequent offense in a 24-month period, the retailer shall be fined \$800 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the purposes of this subsection, the 24-month period shall begin with the person's first violation of the Act. The penalties in this subsection are in addition to any other penalties prescribed under the Cigarette Tax Act and the Tobacco Products Tax Act of 1995.

(a-6) For the purpose of this Act, a training program that facilitates compliance with minimum-age tobacco laws must include at least the following elements: (i) it must explain that only individuals displaying valid identification demonstrating that they are 18 years of age or older shall be eligible to purchase cigarettes or tobacco products; (ii) it must explain where a clerk can check identification for a date of birth; and (iii) it must explain the penalties that a clerk and retailer are subject to for violations of the Prevention of Tobacco Use by Minors and Sale and Distribution of Tobacco Products Act.

(b) If a minor violates subsection (a-7) of Section 1 or subsection (d) of Section 1.5 he or she is guilty of a petty offense and the court may impose a sentence of 25 hours of community service and a fine of \$50 for a first violation. If a minor violates subsection (a-6) of Section 1, he or she is guilty of a Class A misdemeanor.

(c) A second violation by a minor of subsection (a-7) of Section 1 or subsection (d) of Section 1.5 that occurs within 12 months after the first violation is punishable by a fine of \$75 and 50 hours of community service.

(d) A third or subsequent violation by a minor of subsection (a-7) of Section 1 or subsection (d) of Section 1.5 that occurs within 12 months after the first violation is punishable by a \$200 fine and 50 hours of community service.

(e) Any second or subsequent violation not within the 12-month time period after the first violation is punishable as provided for a first violation.

(f) If a minor is convicted of or placed on supervision for a violation of subsection (a-6) or (a-7) of Section 1, the court may, in its discretion, and upon recommendation by the State's Attorney, order that minor and his or her parents or legal guardian to attend a smoker's education or youth diversion program if that program is available in the jurisdiction where the offender resides. Attendance at a smoker's education or youth diversion program shall be time-credited against any community service time imposed for any first violation of subsection (a-7) of Section 1. In addition to any other penalty that the court may impose for a violation of subsection (a-7) of Section 1, the court, upon request by the State's Attorney, may in its discretion require the offender to remit a fee for his or her attendance at a smoker's education or youth diversion program.

(f-1) If a minor is convicted of or placed on supervision for a violation of subsection (d) of Section 1.5, the court may, in its discretion, and upon recommendation by the State's Attorney order that minor and his or her parents or legal guardian to attend a youth diversion program if that program is available in the jurisdiction where the offender resides. Attendance at a youth diversion program shall be time-credited against any community service time imposed for any first violation of subsection (d) of Section 1.5. In addition to any other penalty that the court may impose for a violation of subsection (d) of Section 1.5, the court, upon request by the State's Attorney, may in its discretion require the offender to remit a fee for his or her attendance at a youth diversion program.

(g) For purposes of this Section:

"Smoker's", "smoker's education program" or "youth diversion program" includes, but is not limited to, a seminar designed to educate a person on the physical and psychological effects of smoking tobacco products and the health consequences of smoking tobacco products that can be conducted with a locality's youth diversion program.

"Youth diversion program" includes, but is not limited to, a seminar designed to educate a person on the physical and psychological effects of using nicotine products, alternative nicotine products, and vapor products and the health consequences of using nicotine products, alternative nicotine products, and vapor products that can be conducted with a locality's youth diversion program.

(h) All moneys collected as fines for violations of subsection (a), (a-5), (a-6), or (a-7) of Section 1 or subsection (b), (c), or (d) of Section 1.5 shall be distributed in the following manner:

(1) one-half of each fine shall be distributed to the unit of local government or other entity that successfully prosecuted the offender; and

(2) one-half shall be remitted to the State to be used for enforcing this Act.

Any violation of subsection (a) or (a-5) of Section 1 or subsection (b) or (c) of Section 1.5 shall be reported to the Department of Revenue within 7 business days. (Source: P.A. 98-350, eff. 1-1-14; 98-1055, eff. 1-1-16.)"

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 Clayborne, **Senate Bill No. 52** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Executive.

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

#### **AMENDMENT NO. 2 TO SENATE BILL 52**

AMENDMENT NO.   2  . Amend Senate Bill 52, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 29-3 as follows:  
(105 ILCS 5/29-3) (from Ch. 122, par. 29-3)

Sec. 29-3. Transportation in school districts. School boards of community consolidated districts, community unit districts, consolidated districts, consolidated high school districts, optional elementary unit districts, combined high school - unit districts, combined school districts if the combined district includes any district which was previously required to provide transportation, and any newly created elementary or high school districts resulting from a high school - unit conversion, a unit to dual conversion, or a multi-unit conversion if the newly created district includes any area that was previously required to provide transportation shall provide free transportation for pupils residing at a distance of one and one-half miles or more from any school to which they are assigned for attendance maintained within the district,

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except for those pupils for whom the school board shall certify to the State Board of Education that adequate transportation for the public is available.

For the purpose of this Act 1 1/2 miles distance shall be from the exit of the property where the pupil resides to the point where pupils are normally unloaded at the school attended; such distance shall be measured by determining the shortest distance on normally traveled roads or streets.

Such school board may comply with the provisions of this Section by providing free transportation for pupils to and from an assigned school and a pick-up point located not more than one and one-half miles from the home of each pupil assigned to such point.

For the purposes of this Act "adequate transportation for the public" shall be assumed to exist for such pupils as can reach school by walking, one way, along normally traveled roads or streets less than 1 1/2 miles irrespective of the distance the pupil is transported by public transportation.

In addition to the other requirements of this Section, each school board may provide free transportation for any pupil residing within 1 1/2 miles from the school attended where conditions are such that walking, either to or from the school to which a pupil is assigned for attendance or to or from a pick-up point or bus stop, constitutes a serious hazard to the safety of the pupil due to either (i) vehicular traffic or rail crossings or (ii) a significant risk of violent crime. Such transportation shall not be provided if adequate transportation for the public is available.

The determination as to what constitutes a serious safety hazard shall be made by the school board, in accordance with guidelines promulgated by the Illinois Department of Transportation regarding vehicular traffic or rail crossings or in accordance with guidelines adopted by the Department of State Police regarding a significant risk of violent crime, in consultation with the State Superintendent of Education. A school board, on written petition of the parent or guardian of a pupil for whom adequate transportation for the public is alleged not to exist because the pupil is required to walk along normally traveled roads or streets where walking is alleged to constitute a serious safety hazard due to either (i) vehicular traffic or rail crossings or (ii) a significant risk of violent crime, or who is required to walk between the pupil's home and assigned school or between the pupil's home or assigned school and a pick-up point or bus stop along roads or streets where walking is alleged to constitute a serious safety hazard due to either (i) vehicular traffic or rail crossings or (ii) a significant risk of violent crime, shall conduct a study and make findings, which the Department of Transportation, with respect to vehicular traffic or rail crossings, or the local police, with respect to a significant risk of violent crime, shall review and approve or disapprove as provided in this Section, to determine whether a serious safety hazard exists as alleged in the petition. The Department of Transportation shall review the findings of the school board concerning vehicular traffic or rail crossings and shall approve or disapprove the school board's determination that a serious safety hazard exists within 30 days after the school board submits its findings to the Department of Transportation. The local police shall review the findings of the school board concerning a significant risk of violent crime and shall approve or disapprove the school board's determination that a serious safety hazard exists within 30 days after the school board submits its findings to the Department of State Police. The school board shall annually review the conditions and determine whether or not the hazardous conditions remain unchanged. The State Superintendent of Education may request that the Illinois Department of Transportation or the local police verify that the conditions have not changed. No action shall lie against the school board, the State Superintendent of Education, ~~or~~ the Illinois Department of Transportation or the local police for decisions made in accordance with this Section. The provisions of the Administrative Review Law and all amendments and modifications thereof and the rules adopted pursuant thereto shall apply to and govern all proceedings instituted for the judicial review of final administrative decisions of the Department of Transportation or the local police under this Section.

The changes made to this Section by this amendatory Act of the 99th General Assembly do not apply to a school district organized under Article 34 of this Code.

(Source: P.A. 94-439, eff. 8-4-05; 95-903, eff. 8-25-08.)

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

Senator Clayborne offered the following amendment and moved its adoption:

**AMENDMENT NO. 3 TO SENATE BILL 52**

AMENDMENT NO. 3. Amend Senate Bill 52, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 29-3 as follows:  
(105 ILCS 5/29-3) (from Ch. 122, par. 29-3)

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Sec. 29-3. Transportation in school districts. School boards of community consolidated districts, community unit districts, consolidated districts, consolidated high school districts, optional elementary unit districts, combined high school - unit districts, combined school districts if the combined district includes any district which was previously required to provide transportation, and any newly created elementary or high school districts resulting from a high school - unit conversion, a unit to dual conversion, or a multi-unit conversion if the newly created district includes any area that was previously required to provide transportation shall provide free transportation for pupils residing at a distance of one and one-half miles or more from any school to which they are assigned for attendance maintained within the district, except for those pupils for whom the school board shall certify to the State Board of Education that adequate transportation for the public is available.

For the purpose of this Act 1 1/2 miles distance shall be from the exit of the property where the pupil resides to the point where pupils are normally unloaded at the school attended; such distance shall be measured by determining the shortest distance on normally traveled roads or streets.

Such school board may comply with the provisions of this Section by providing free transportation for pupils to and from an assigned school and a pick-up point located not more than one and one-half miles from the home of each pupil assigned to such point.

For the purposes of this Act "adequate transportation for the public" shall be assumed to exist for such pupils as can reach school by walking, one way, along normally traveled roads or streets less than 1 1/2 miles irrespective of the distance the pupil is transported by public transportation.

In addition to the other requirements of this Section, each school board may provide free transportation for any pupil residing within 1 1/2 miles from the school attended where conditions are such that walking, either to or from the school to which a pupil is assigned for attendance or to or from a pick-up point or bus stop, constitutes a serious hazard to the safety of the pupil due to either (i) vehicular traffic or rail crossings or (ii) a course or pattern of criminal activity, as defined in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act. Such transportation shall not be provided if adequate transportation for the public is available.

The determination as to what constitutes a serious safety hazard shall be made by the school board, in accordance with guidelines promulgated by the Illinois Department of Transportation regarding vehicular traffic or rail crossings or in accordance with guidelines regarding a course or pattern of criminal activity, as determined by the local law enforcement agency, in consultation with the State Superintendent of Education. A school board, on written petition of the parent or guardian of a pupil for whom adequate transportation for the public is alleged not to exist because the pupil is required to walk along normally traveled roads or streets where walking is alleged to constitute a serious safety hazard due to either (i) vehicular traffic or rail crossings or (ii) a course or pattern of criminal activity, or who is required to walk between the pupil's home and assigned school or between the pupil's home or assigned school and a pick-up point or bus stop along roads or streets where walking is alleged to constitute a serious safety hazard due to either (i) vehicular traffic or rail crossings or (ii) a course or pattern of criminal activity, shall conduct a study and make findings, which the Department of Transportation, with respect to vehicular traffic or rail crossings, or the State Board of Education, in consultation with the local law enforcement agency, with respect to a course or pattern of criminal activity, shall review and approve or disapprove as provided in this Section, to determine whether a serious safety hazard exists as alleged in the petition. The Department of Transportation shall review the findings of the school board concerning vehicular traffic or rail crossings and shall approve or disapprove the school board's determination that a serious safety hazard exists within 30 days after the school board submits its findings to the Department of Transportation. The State Board of Education, in consultation with the local law enforcement agency, shall review the findings of the school board concerning a course or pattern of criminal activity and shall approve or disapprove the school board's determination that a serious safety hazard exists within 30 days after the school board submits its findings to the State Board. The school board shall annually review the conditions and determine whether or not the hazardous conditions remain unchanged. The State Superintendent of Education may request that the Illinois Department of Transportation or the local law enforcement agency verify that the conditions have not changed. No action shall lie against the school board, the State Superintendent of Education, or the Illinois Department of Transportation, the State Board of Education, or a local law enforcement agency for decisions made in accordance with this Section. The provisions of the Administrative Review Law and all amendments and modifications thereof and the rules adopted pursuant thereto shall apply to and govern all proceedings instituted for the judicial review of final administrative decisions of the Department of Transportation, the State Board of Education, or a local law enforcement agency under this Section. At all points, except when otherwise mentioned in this Section, the local enforcement agency is authorized to determine what constitutes a course or pattern of criminal activity.

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(Source: P.A. 94-439, eff. 8-4-05; 95-903, eff. 8-25-08.)

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 Amendments Numbered 2 and 3 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Silverstein, **Senate Bill No. 66** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

**AMENDMENT NO. 2 TO SENATE BILL 66**

AMENDMENT NO. 2. Amend Senate Bill 66 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Smart Phone Theft Protection Act.

Section 5. Definitions. As used in this Act:

"Appropriate law enforcement official" means the sheriff of the county where a dealer is located or, if the dealer is located within a municipality, the police chief of the municipality, provided, however, that the sheriff or police chief may designate an appropriate official of the county or municipality as applicable.

"Internet marketplace" or "online platform" means a digitally accessible platform that facilitates commercial transactions between buyers and community-rated sellers where the operator or the platform does not take possession of, or title to, the goods bought or sold.

"Law enforcement agency" means a duly authorized local, county, State, or federal law enforcement agency.

"Repair and refurbishment program" means a program, offered by a wireless telephone service provider, manufacturer, or retailer who is not primarily engaged in purchasing personal property of any type from a person who is not a wholesaler, through which used or previously owned wireless communications devices are restored to good working order.

"Trade-in program" means a program offered by a wireless telephone service provider, manufacturer, or retailer who is not primarily engaged in purchasing personal property of any type from a person who is not a wholesaler, pursuant to which used wireless communications devices are accepted from customers for trade-in when purchasing a new device or in exchange for a noncash credit usable only for the purchase of goods or services from the wireless telephone service provider, manufacturer, or retailer or a rebate from a manufacturer on the purchase of one of the manufacturer's wireless communications devices.

"Wireless communications device" means a hand-held cellular phone or other hand-held mobile device that (1) is built on a smart phone mobile operating system; (2) possesses advanced computing capability; (3) enables network connectivity; (4) enables the user to engage in voice communications via commercial mobile radio service, as defined in 47 CFR 20.3; and (5) is capable of operating on a long-term evolution network and successor wireless data network communication standards. Capabilities a wireless communication device may possess include, but are not limited to, built-in applications, Internet access, digital voice service, text messaging, email, and web browsing. "Wireless communications device" does not include a phone commonly referred to as a feature or messaging phone, a laptop computer, a tablet device, or a device that has only electronic reading capability.

"Wireless communications device dealer" or "dealer" means an individual, partnership, limited partnership, limited liability company, corporation, or other entity engaged in the business of buying or selling used wireless communications devices.

"Wireless communications device manufacturer" or "manufacturer" means an individual, partnership, limited partnership, limited liability company, corporation, or other entity engaged in the business of manufacturing wireless communications devices.

"Wireless telephone service provider" means a provider of wireless telephone services and its authorized dealers, distributors, and agents.

Section 10. Wireless communications devices; acquisition for resale; purchase or acquisition record required.

(a) Every wireless communications device dealer, including an agent, employee, or representative of the dealer, but not an internet marketplace, shall keep a written record at the time of each purchase or acquisition of a used wireless communications device for resale. The record must include the following:

- (1) an accurate account or description of the wireless communications device purchased or acquired;
- (2) the date, time, and place or the online platform the wireless communications device was purchased or acquired;
- (3) the name and address of the person selling or delivering the wireless communications device;
- (4) the number of the check or electronic transfer used to purchase the wireless communications device;
- (5) the number from an identification document issued by any state, federal, or foreign government if the document includes the person's photograph, full name, birth date, and signature; and
- (6) a statement signed by the seller, under penalty of perjury, attesting that the wireless communications device is not stolen and is free of any liens or encumbrances and the seller has the right to sell it.

(a-5) A wireless communications device dealer covered by this Section may maintain the records required by subsection (a) of this Section in an electronic form approved by the appropriate law enforcement official.

(b) Records required to be maintained under this Section shall be retained by the wireless communications device dealer for a period of 3 years.

(c) The record, as well as the wireless communications device purchased or received, shall at all reasonable times be available for inspection by any law enforcement agency.

(d) No record is required for wireless communications devices purchased from merchants, manufacturers, or wholesale dealers having an established place of business, but a bill of sale or other evidence of open or legitimate purchase of the wireless communications device shall be obtained and kept by the wireless communications device dealer, which must be shown upon demand to any law enforcement agency.

(e) Except as otherwise provided in this Section, a wireless communications device dealer or the dealer's agent, employee, or representative may not disclose personal information received pursuant to subsection (a) concerning a customer without the customer's consent unless the disclosure is made in response to a request from a law enforcement agency. A wireless communications device dealer must implement reasonable safeguards to protect the security of the personal information and prevent unauthorized access to or disclosure of the information. For purposes of this Section, "personal information" is any individually identifiable information gathered in connection with a record under subsection (a).

Section 15. Records; prohibitions. A wireless communications device dealer, including an agent, employee, or representative of the dealer, shall not:

- (1) make any false entry in the records of transactions involving a used wireless communications device;
- (2) falsify, obliterate, destroy, or remove from the place of business the records, books, or accounts relating to used wireless communications device transactions;
- (3) refuse to allow the appropriate law enforcement agency to inspect records or any used wireless communications device in the dealer's possession during the ordinary hours of business or other times acceptable to both parties;
- (4) fail to maintain a record of each used wireless communications device transaction for 3 years; or
- (5) purchase a used wireless communications device from a person under the age of 18 years.

Section 20. Payment for used wireless communications devices. A wireless communications device dealer shall pay for purchases of all used wireless communications devices by check mailed to a specific address or by electronic transfer.

Section 25. Investigative holds; confiscation of property.



(a) Whenever a law enforcement official from any agency has probable cause to believe that a wireless communications device in the possession of a wireless communications device dealer is stolen or is evidence of a crime and notifies the dealer not to sell the item, the dealer shall not process or sell the item or remove or allow its removal from the premises. This investigative hold must be confirmed in writing by the originating agency within 72 hours and remain in effect for 120 days from the date of initial notification, until the investigative hold is canceled or renewed, or until a law enforcement notification to confiscate or directive to release is issued, whichever comes first.

(b) If a wireless communications device is identified as stolen or as evidence in a criminal case, a law enforcement official may:

- (1) physically confiscate and remove the wireless communications device from the wireless communications device dealer pursuant to a written notification;
- (2) place the wireless communications device on hold or extend the hold under subsection (a) and leave the device at the premises; or
- (3) direct its release to a registered owner or owner's agent.

(c) When an item is confiscated, the law enforcement agency doing so shall provide identification upon request of the wireless communications device dealer, and shall provide the name and telephone number of the confiscating agency and investigator and the case number related to the confiscation.

(d) When an investigative hold or notification to confiscate is no longer necessary, the law enforcement official or designee shall notify the wireless communications device dealer.

(e) A wireless communications device dealer may sell or otherwise dispose of the wireless communications device if: (1) a notification to confiscate is not issued during the investigative hold; or (2) a law enforcement official does not physically remove the wireless communications device from the premises within 15 calendar days from issuance of a notification to confiscate.

(f) If a wireless communications device dealer is required to hold the wireless communications device at the direction of law enforcement for purposes of investigation or prosecution, or if the device is seized by law enforcement, the wireless communications device dealer and any other victim is entitled to seek restitution, including any out-of-pocket expenses for storage and lost profit, in any criminal case that may arise from the investigation against the individual who sold the wireless communications device to the wireless communications device dealer.

#### Section 30. Video security cameras required.

(a) Each wireless communications device dealer shall install and maintain at each physical location video surveillance cameras, still digital cameras, or similar devices positioned to record or photograph a frontal view showing a readily identifiable image of the face of each seller of a wireless communications device who enters the physical location.

(b) The video camera or still digital camera must be kept in operating condition and must be shown upon request to a properly identified law enforcement officer for inspection. The camera must record and display the accurate date and time. The video camera or still digital camera must be turned on at all times when the physical location is open for business and at any other time when wireless communications devices are purchased or sold.

(c) Recordings and images required by subsection (a) shall be retained by the wireless communications device dealer for a minimum period of 120 days and shall at all reasonable times be open to the inspection of any properly identified law enforcement officer.

Section 35. Penalty. A wireless communications device dealer, or the agent, employee, or representative of the wireless communications device dealer, who intentionally violates a provision of this Act is guilty of a business offense and shall be fined more than \$500 but not more than \$1,000.

#### Section 40. Application of Act.

(a) This Act does not apply with respect to a wireless communications device returned pursuant to the return policies of the wireless communications device dealer, wireless telephone service provider, manufacturer, or retailer from whom it was originally purchased.

(b) This Act does not apply to:

- (1) a wireless telephone service provider who acquires wireless communications devices as part of a trade-in or a repair and refurbishment program; or
- (2) a manufacturer who acquires wireless communications devices as part of a trade-in program.

(c) This Act does not apply to wireless communications device dealers regulated under the Pawnbroker Regulation Act.

(d) This Act does not alter or affect a dealer's separate obligations under the Resale Dealers Act, if applicable, except that any violation under this Act, by a person covered by the Resale Dealers Act, which has the same or similar elements as a violation under the Resale Dealers Act shall be punished as provided under the Resale Dealers Act."

Floor Amendment No. 3 was held in the Committee on Assignments.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Silverstein, **Senate Bill No. 67** 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 67**

AMENDMENT NO. 1. Amend Senate Bill 67 by replacing everything after the enacting clause with the following:

"Section 5. The Liquor Control Act of 1934 is amended by adding Section 6-34.5 as follows:

(235 ILCS 5/6-34.5 new)

Sec. 6-34.5. Powdered alcohol.

(a) For the purposes of this Section, "powdered alcohol" means any powder or crystalline substance containing alcohol, as defined in Section 1-3.01 of this Act, produced for human consumption.

(b) No person shall sell, offer for sale, or deliver, receive, or purchase for resale in this State any product consisting of or containing powdered alcohol.

(c) Any person who knowingly violates this Section is guilty of a Class A misdemeanor for a first offense and a Class 4 felony for a second or subsequent offense."

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. 90** 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 90**

AMENDMENT NO. 1. Amend Senate Bill 90 by replacing everything after the enacting clause with the following:

"Section 5. The Probate Act of 1975 is amended by changing Sections 4-1 and 11a-18 as follows:

(755 ILCS 5/4-1) (from Ch. 110 1/2, par. 4-1)

Sec. 4-1. Capacity of testator.}

(a) Every person who has attained the age of 18 years and is of sound mind and memory has power to bequeath by will the real and personal estate which he has at the time of his death.

(b) Except as stated herein, there is a rebuttable presumption that a will or codicil is void if it was executed or modified after the testator is adjudicated disabled under Article XIa of this Act. The rebuttable presumption is overcome by clear and convincing evidence that the testator had the capacity to execute the will or codicil at the time the will or codicil was executed. The rebuttable presumption does not apply if the will or codicil was completed in compliance with subsection (d-5) of Section 11a-18 of this Act. This subsection (b) applies only to wills or codicils executed or modified after the effective date of this amendatory Act of the 99th General Assembly.

(Source: P.A. 80-808.)

(755 ILCS 5/11a-18) (from Ch. 110 1/2, par. 11a-18)

Sec. 11a-18. Duties of the estate guardian.

(a) To the extent specified in the order establishing the guardianship, the guardian of the estate shall have the care, management and investment of the estate, shall manage the estate frugally and shall apply the income and principal of the estate so far as necessary for the comfort and suitable support and education of the ward, his minor and adult dependent children, and persons related by blood or marriage who are dependent upon or entitled to support from him, or for any other purpose which the court deems to be for

the best interests of the ward, and the court may approve the making on behalf of the ward of such agreements as the court determines to be for the ward's best interests. The guardian may make disbursement of his ward's funds and estate directly to the ward or other distributee or in such other manner and in such amounts as the court directs. If the estate of a ward is derived in whole or in part from payments of compensation, adjusted compensation, pension, insurance or other similar benefits made directly to the estate by the Veterans Administration, notice of the application for leave to invest or expend the ward's funds or estate, together with a copy of the petition and proposed order, shall be given to the Veterans' Administration Regional Office in this State at least 7 days before the hearing on the application.

(a-5) The probate court, upon petition of a guardian, other than the guardian of a minor, and after notice to all other persons interested as the court directs, may authorize the guardian to exercise any or all powers over the estate and business affairs of the ward that the ward could exercise if present and not under disability. The court may authorize the taking of an action or the application of funds not required for the ward's current and future maintenance and support in any manner approved by the court as being in keeping with the ward's wishes so far as they can be ascertained. The court must consider the permanence of the ward's disabling condition and the natural objects of the ward's bounty. In ascertaining and carrying out the ward's wishes the court may consider, but shall not be limited to, minimization of State or federal income, estate, or inheritance taxes; and providing gifts to charities, relatives, and friends that would be likely recipients of donations from the ward. The ward's wishes as best they can be ascertained shall be carried out, whether or not tax savings are involved. Actions or applications of funds may include, but shall not be limited to, the following:

(1) making gifts of income or principal, or both, of the estate, either outright or in trust;

(2) conveying, releasing, or disclaiming his or her contingent and expectant interests in property, including marital property rights and any right of survivorship incident to joint tenancy or tenancy by the entirety;

(3) releasing or disclaiming his or her powers as trustee, personal representative, custodian for minors, or guardian;

(4) exercising, releasing, or disclaiming his or her powers as donee of a power of appointment;

(5) entering into contracts;

(6) creating for the benefit of the ward or others, revocable or irrevocable trusts of his or her property that may extend beyond his or her disability or life;

(7) exercising options of the ward to purchase or exchange securities or other property;

(8) exercising the rights of the ward to elect benefit or payment options, to terminate, to change beneficiaries or ownership, to assign rights, to borrow, or to receive cash value in return for a surrender of rights under any one or more of the following:

(i) life insurance policies, plans, or benefits,

(ii) annuity policies, plans, or benefits,

(iii) mutual fund and other dividend investment plans,

(iv) retirement, profit sharing, and employee welfare plans and benefits;

(9) exercising his or her right to claim or disclaim an elective share in the estate of his or her deceased spouse and to renounce any interest by testate or intestate succession or by inter vivos transfer;

(10) changing the ward's residence or domicile; or

(11) modifying by means of codicil or trust amendment the terms of the ward's will or any revocable trust created by the ward, as the court may consider advisable in light of changes in applicable tax laws.

The guardian in his or her petition shall briefly outline the action or application of funds for which he or she seeks approval, the results expected to be accomplished thereby, and the tax savings, if any, expected to accrue. The proposed action or application of funds may include gifts of the ward's personal property or real estate, but transfers of real estate shall be subject to the requirements of Section 20 of this Act. Gifts may be for the benefit of prospective legatees, devisees, or heirs apparent of the ward or may be made to individuals or charities in which the ward is believed to have an interest. The guardian shall also indicate in the petition that any planned disposition is consistent with the intentions of the ward insofar as they can be ascertained, and if the ward's intentions cannot be ascertained, the ward will be presumed to favor reduction in the incidents of various forms of taxation and the partial distribution of his or her estate as provided in this subsection. The guardian shall not, however, be required to include as a beneficiary or fiduciary any person who he has reason to believe would be excluded by the ward. A guardian shall be required to investigate and pursue a ward's eligibility for governmental benefits.

(b) Upon the direction of the court which issued his letters, a guardian may perform the contracts of his ward which were legally subsisting at the time of the commencement of the ward's disability. The court may authorize the guardian to execute and deliver any bill of sale, deed or other instrument.

(c) The guardian of the estate of a ward shall appear for and represent the ward in all legal proceedings unless another person is appointed for that purpose as guardian or next friend. This does not impair the power of any court to appoint a guardian ad litem or next friend to defend the interests of the ward in that court, or to appoint or allow any person as the next friend of a ward to commence, prosecute or defend any proceeding in his behalf. Without impairing the power of the court in any respect, if the guardian of the estate of a ward and another person as next friend shall appear for and represent the ward in a legal proceeding in which the compensation of the attorney or attorneys representing the guardian and next friend is solely determined under a contingent fee arrangement, the guardian of the estate of the ward shall not participate in or have any duty to review the prosecution of the action, to participate in or review the appropriateness of any settlement of the action, or to participate in or review any determination of the appropriateness of any fees awarded to the attorney or attorneys employed in the prosecution of the action.

(d) Adjudication of disability shall not revoke or otherwise terminate a trust which is revocable by the ward. A guardian of the estate shall have no authority to revoke a trust that is revocable by the ward, except that the court may authorize a guardian to revoke a Totten trust or similar deposit or withdrawable capital account in trust to the extent necessary to provide funds for the purposes specified in paragraph (a) of this Section. If the trustee of any trust for the benefit of the ward has discretionary power to apply income or principal for the ward's benefit, the trustee shall not be required to distribute any of the income or principal to the guardian of the ward's estate, but the guardian may bring an action on behalf of the ward to compel the trustee to exercise the trustee's discretion or to seek relief from an abuse of discretion. This paragraph shall not limit the right of a guardian of the estate to receive accountings from the trustee on behalf of the ward.

(d-5) Upon a verified petition by the plenary or limited guardian of the estate or the request of the ward that is accompanied by a current physician's report that states the ward possesses testamentary capacity, the court may enter an order authorizing the ward to execute a will or codicil. In so ordering, the court shall authorize the guardian to retain independent counsel for the ward with whom the ward may execute or modify a will or codicil.

(e) Absent court order pursuant to the Illinois Power of Attorney Act directing a guardian to exercise powers of the principal under an agency that survives disability, the guardian will have no power, duty or liability with respect to any property subject to the agency. This subsection (e) applies to all agencies, whenever and wherever executed.

(f) Upon petition by any interested person (including the standby or short-term guardian), with such notice to interested persons as the court directs and a finding by the court that it is in the best interest of the disabled person, the court may terminate or limit the authority of a standby or short-term guardian or may enter such other orders as the court deems necessary to provide for the best interest of the disabled person. The petition for termination or limitation of the authority of a standby or short-term guardian may, but need not, be combined with a petition to have another guardian appointed for the disabled person. (Source: P.A. 95-331, eff. 8-21-07.)"

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 McCann, **Senate Bill No. 106** having been printed, was taken up, read by title a second time.

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

**AMENDMENT NO. 1 TO SENATE BILL 106**

AMENDMENT NO. 1. Amend Senate Bill 106 as follows:

on page 1, by replacing line 5 with "Sections 2.30, 2.30b, 2.33, and 2.33a and by adding Section 2.30c as follows:"; and

on page 4, by inserting immediately below line 3 the following:

"(520 ILCS 5/2.30c new)

Sec. 2.30c. Bobcat hunting and trapping permit; fee. Before any person may lawfully hunt or trap a bobcat, he or she shall first obtain a "Bobcat Hunting and Trapping Permit" in accordance with regulations

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set forth in an administrative rule of the Department. The fee for a Bobcat Hunting and Trapping Permit, if any, shall not exceed \$5. The Department may limit the number of Bobcat Hunting and Trapping Permits that are made available each season and take other actions to regulate harvest in accordance with Sections 1.3 and 2.30 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 Morrison, **Senate Bill No. 13** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

#### **AMENDMENT NO. 2 TO SENATE BILL 13**

AMENDMENT NO. 2. Amend Senate Bill 13 by replacing everything after the enacting clause with the following:

"Section 5. The Child Care Act of 1969 is amended by adding Section 8.5 as follows:  
(225 ILCS 10/8.5 new)

Sec. 8.5. Reporting suspected abuse or neglect. The Department shall address through rules and procedures the failure of individual staff at child care facilities or child welfare agencies to report suspected abuse or neglect of children within the child care facility as required by the Abused and Neglected Child Reporting Act.

The rules and procedures shall include provisions for when the Department learns of the child care facility's staff's failure to report suspected abuse or neglect of children and the actions the Department will take to ensure the child care facility takes immediate action with the individual staff involved, if the failure to report suspected abuse and neglect was a single incident or part of a larger incident involving additional staff members who failed to report, or if the failure to report suspected abuse and neglect is a system-wide problem within the child care facility or child welfare agency. The rules and procedure shall also include the use of corrective action plans and the use of supervisory teams to review staff and facility understanding of their reporting requirements.

The Department shall adopt rules by July 1, 2016."

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

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

On motion of Senator Haine, **Senate Bill No. 1571** 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 45; NAYS 3.

The following voted in the affirmative:

Althoff	Haine	Link	Radogno
Barickman	Harmon	Manar	Raoul
Bertino-Tarrant	Harris	Martinez	Silverstein
Biss	Hastings	McCann	Stadelman
Bivins	Holmes	McConnaughay	Steans
Brady	Hunter	McGuire	Sullivan
Clayborne	Hutchinson	Morrison	Syverson
Collins	Jones, E.	Mulroe	Trotter
Connelly	Koehler	Muñoz	Mr. President
Cullerton, T.	Kotowski	Murphy	

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Cunningham	Landek	Noland
Forby	Lightford	Nybo

The following voted in the negative:

Duffy  
McCarter  
Rose

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

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

On motion of Senator Mulroe, **Senate Bill No. 1588** 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	Delgado	Lightford	Nybo
Anderson	Duffy	Link	Oberweis
Barickman	Forby	Luechtefeld	Radogno
Bennett	Haine	Manar	Raoul
Bertino-Tarrant	Harmon	Martinez	Rezin
Biss	Harris	McCann	Righter
Bivins	Hastings	McCarter	Rose
Brady	Holmes	McConnaughay	Silverstein
Bush	Hunter	McGuire	Steans
Clayborne	Hutchinson	Morrison	Sullivan
Collins	Jones, E.	Mulroe	Syverson
Connelly	Koehler	Muñoz	Trotter
Cullerton, T.	Kotowski	Murphy	Mr. President
Cunningham	Landek	Noland	

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

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

At the hour of 1:16 o'clock p.m., Senator Link, presiding.

On motion of Senator Mulroe, **Senate Bill No. 1589** 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	Duffy	Manar	Rezin
Anderson	Forby	Martinez	Righter

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Barickman	Haine	McCann	Rose
Bennett	Harris	McCarter	Silverstein
Bertino-Tarrant	Hastings	McConnaughay	Stadelman
Biss	Holmes	McGuire	Steans
Bivins	Hunter	Morrison	Sullivan
Brady	Hutchinson	Mulroe	Syverson
Bush	Jones, E.	Muñoz	Trotter
Clayborne	Koehler	Murphy	Van Pelt
Collins	Kotowski	Noland	Mr. President
Connelly	LaHood	Nybo	
Cullerton, T.	Landek	Oberweis	
Cunningham	Link	Radogno	
Delgado	Luechtefeld	Raoul	

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

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

### SENATE BILL RECALLED

On motion of Senator Koehler, **Senate Bill No. 1590** was recalled from the order of third reading to the order of second reading.

Senator Koehler offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 1590

AMENDMENT NO. 2. Amend Senate Bill 1590, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 1, line 4, by replacing "5." with "10."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Collins, **Senate Bill No. 1591** 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	Forby	Manar	Rezin
Anderson	Haine	Martinez	Righter
Barickman	Harmon	McCann	Rose
Bennett	Harris	McCarter	Silverstein
Bertino-Tarrant	Hastings	McConnaughay	Stadelman
Biss	Holmes	McGuire	Steans
Bivins	Hunter	Morrison	Sullivan
Brady	Hutchinson	Mulroe	Syverson
Bush	Jones, E.	Muñoz	Trotter
Clayborne	Koehler	Murphy	Van Pelt
Collins	Kotowski	Noland	Mr. President
Cullerton, T.	LaHood	Nybo	

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Cunningham	Lightford	Oberweis
Delgado	Link	Radogno
Duffy	Luechtefeld	Raoul

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

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

On motion of Senator Anderson, **Senate Bill No. 1603** 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 58; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Link	Radogno
Anderson	Forby	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Bennett	Harmon	Martinez	Righter
Bertino-Tarrant	Harris	McCann	Rose
Biss	Hastings	McCarter	Silverstein
Bivins	Holmes	McConnaughay	Stadelman
Brady	Hunter	McGuire	Steans
Bush	Hutchinson	Morrison	Sullivan
Clayborne	Jones, E.	Mulroe	Syverson
Collins	Koehler	Muñoz	Trotter
Connelly	Kotowski	Murphy	Van Pelt
Cullerton, T.	LaHood	Noland	Mr. President
Cunningham	Landek	Nybo	
Delgado	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 Radogno, **Senate Bill No. 1605** 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:

Anderson	Forby	Luechtefeld	Radogno
Barickman	Haine	Manar	Raoul
Bennett	Harmon	Martinez	Rezin
Bertino-Tarrant	Harris	McCann	Righter
Biss	Hastings	McCarter	Rose
Bivins	Holmes	McConnaughay	Silverstein
Brady	Hunter	McGuire	Stadelman
Bush	Hutchinson	Morrison	Steans
Clayborne	Jones, E.	Mulroe	Sullivan

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Collins	Koehler	Muñoz	Syverson
Connelly	Kotowski	Murphy	Trotter
Cullerton, T.	LaHood	Noland	Van Pelt
Cunningham	Lightford	Nybo	Mr. President
Delgado	Link	Oberweis	

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

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

On motion of Senator Althoff, **Senate Bill No. 1612** 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	Duffy	Link	Radogno
Anderson	Forby	Luechtefeld	Raoul
Barickman	Haine	Manar	Righter
Bennett	Harmon	Martinez	Silverstein
Bertino-Tarrant	Harris	McCann	Stadelman
Biss	Hastings	McCarter	Steans
Bivins	Holmes	McConnaughay	Sullivan
Brady	Hunter	McGuire	Syverson
Bush	Hutchinson	Morrison	Trotter
Clayborne	Jones, E.	Mulroe	Van Pelt
Collins	Koehler	Muñoz	Mr. President
Connelly	Kotowski	Murphy	
Cullerton, T.	LaHood	Noland	
Cunningham	Landek	Nybo	
Delgado	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 McGuire, **Senate Bill No. 1620** 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	Delgado	Lightford	Nybo
Anderson	Duffy	Link	Oberweis
Barickman	Forby	Luechtefeld	Radogno
Bennett	Haine	Manar	Raoul
Bertino-Tarrant	Harmon	Martinez	Righter
Biss	Harris	McCann	Silverstein
Bivins	Hastings	McCarter	Stadelman

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Brady	Holmes	McConnaughay	Steans
Bush	Hunter	McGuire	Sullivan
Clayborne	Hutchinson	Morrison	Syverson
Collins	Jones, E.	Mulroe	Trotter
Connelly	Koehler	Muñoz	Van Pelt
Cullerton, T.	Kotowski	Murphy	Mr. President
Cunningham	LaHood	Noland	

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

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

On motion of Senator Stadelman, **Senate Bill No. 1645** 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	Duffy	Link	Raoul
Anderson	Forby	Luechtefeld	Rezin
Barickman	Haine	Manar	Righter
Bennett	Harmon	Martinez	Rose
Bertino-Tarrant	Harris	McCann	Silverstein
Biss	Hastings	McConnaughay	Stadelman
Bivins	Holmes	McGuire	Steans
Brady	Hunter	Morrison	Sullivan
Bush	Hutchinson	Mulroe	Syverson
Clayborne	Jones, E.	Muñoz	Trotter
Collins	Koehler	Murphy	Van Pelt
Connelly	Kotowski	Noland	Mr. President
Cullerton, T.	LaHood	Nybo	
Cunningham	Landek	Oberweis	
Delgado	Lightford	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 Steans, **Senate Bill No. 1673** 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	Delgado	Landek	Nybo
Anderson	Duffy	Lightford	Oberweis
Barickman	Forby	Link	Radogno
Bennett	Haine	Luechtefeld	Rezin
Bertino-Tarrant	Harmon	Manar	Righter

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Biss	Harris	Martinez	Rose
Bivins	Hastings	McCann	Silverstein
Brady	Holmes	McCarter	Stadelman
Bush	Hunter	McConnaughay	Steans
Clayborne	Hutchinson	McGuire	Sullivan
Collins	Jones, E.	Morrison	Trotter
Connelly	Koehler	Muñoz	Van Pelt
Cullerton, T.	Kotowski	Murphy	Mr. President
Cunningham	LaHood	Noland	

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

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

On motion of Senator T. Cullerton, **Senate Bill No. 1684** 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; Present 1.

The following voted in the affirmative:

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

The following voted present:

Nybo

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. 1707** 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:

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

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 Rose, **Senate Bill No. 1714** was recalled from the order of third reading to the order of second reading.

Senator Rose offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1714

AMENDMENT NO. 1. Amend Senate Bill 1714 on page 14, line 4, by replacing "November 9, 1999" with "November 29, 1999".

The motion prevailed.

And the amendment was adopted and ordered printed.

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

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

On motion of Senator Rose, **Senate Bill No. 1717** 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	Duffy	Link	Raoul
Anderson	Forby	Luechtefeld	Rezin
Barickman	Haine	Manar	Righter
Bennett	Harmon	Martinez	Rose
Bertino-Tarrant	Harris	McCann	Silverstein
Biss	Hastings	McCarter	Stadelman
Bivins	Holmes	McConnaughay	Steans
Brady	Hunter	McGuire	Sullivan
Bush	Hutchinson	Morrison	Syerson
Clayborne	Jones, E.	Mulroe	Trotter

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Collins	Koehler	Muñoz	Van Pelt
Connelly	Kotowski	Murphy	Mr. President
Cullerton, T.	LaHood	Noland	
Cunningham	Landek	Oberweis	
Delgado	Lightford	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 Steans, **Senate Bill No. 1728** 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	Duffy	Lightford	Nybo
Anderson	Forby	Link	Oberweis
Barickman	Haine	Luechtefeld	Radogno
Bennett	Harmon	Manar	Raoul
Bertino-Tarrant	Harris	Martinez	Rezin
Biss	Hastings	McCann	Righter
Bivins	Holmes	McCarter	Rose
Brady	Hunter	McConnaughay	Silverstein
Bush	Hutchinson	McGuire	Stadelman
Collins	Jones, E.	Morrison	Steans
Connelly	Koehler	Mulroe	Sullivan
Cullerton, T.	Kotowski	Muñoz	Trotter
Cunningham	LaHood	Murphy	Van Pelt
Delgado	Landek	Noland	

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

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

On motion of Senator Althoff, **Senate Bill No. 1734** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Link	Oberweis
Anderson	Haine	Luechtefeld	Radogno
Barickman	Harmon	Manar	Raoul
Bennett	Harris	Martinez	Rezin
Bertino-Tarrant	Hastings	McCann	Righter
Biss	Holmes	McCarter	Rose
Bivins	Hunter	McConnaughay	Silverstein
Brady	Hutchinson	McGuire	Stadelman

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Bush	Jones, E.	Morrison	Steans
Clayborne	Koehler	Mulroe	Sullivan
Collins	Kotowski	Muñoz	Trotter
Connelly	LaHood	Murphy	Van Pelt
Cullerton, T.	Landek	Noland	Mr. President
Delgado	Lightford	Nybo	

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. 1739** 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	Duffy	Link	Radogno
Anderson	Forby	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Bennett	Harmon	Martinez	Righter
Bertino-Tarrant	Harris	McCann	Rose
Biss	Hastings	McCarter	Silverstein
Bivins	Holmes	McConnaughay	Stadelman
Brady	Hunter	McGuire	Steans
Bush	Hutchinson	Morrison	Sullivan
Clayborne	Jones, E.	Mulroe	Trotter
Collins	Koehler	Muñoz	Van Pelt
Connelly	Kotowski	Murphy	Mr. President
Cullerton, T.	LaHood	Noland	
Cunningham	Landek	Nybo	
Delgado	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 Althoff, **Senate Bill No. 1741** 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	Duffy	Luechtefeld	Raoul
Anderson	Forby	Manar	Rezin
Barickman	Haine	Martinez	Righter
Bennett	Harmon	McCann	Rose
Bertino-Tarrant	Harris	McCarter	Silverstein
Biss	Hastings	McConnaughay	Stadelman

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Bivins	Holmes	McGuire	Steans
Brady	Hunter	Morrison	Sullivan
Bush	Hutchinson	Mulroe	Syverson
Clayborne	Jones, E.	Muñoz	Trotter
Collins	Koehler	Murphy	Van Pelt
Connelly	Kotowski	Noland	Mr. President
Cullerton, T.	LaHood	Nybo	
Cunningham	Lightford	Oberweis	
Delgado	Link	Radogno	

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

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

On motion of Senator Althoff, **Senate Bill No. 1743** 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	Duffy	Luechtefeld	Raoul
Anderson	Forby	Manar	Rezin
Barickman	Haine	Martinez	Righter
Bennett	Harmon	McCann	Rose
Bertino-Tarrant	Harris	McCarter	Silverstein
Biss	Hastings	McConnaughay	Stadelman
Bivins	Holmes	McGuire	Steans
Brady	Hunter	Morrison	Sullivan
Bush	Hutchinson	Mulroe	Syverson
Clayborne	Jones, E.	Muñoz	Trotter
Collins	Koehler	Murphy	Van Pelt
Connelly	Kotowski	Noland	Mr. President
Cullerton, T.	LaHood	Nybo	
Cunningham	Lightford	Oberweis	
Delgado	Link	Radogno	

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

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

On motion of Senator Nybo, **Senate Bill No. 1582** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 50; NAYS 2; Present 2.

The following voted in the affirmative:

Althoff	Delgado	Lightford	Radogno
Anderson	Forby	Link	Raoul
Bennett	Haine	Luechtefeld	Rezin

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Bertino-Tarrant	Harmon	Manar	Righter
Biss	Harris	Martinez	Rose
Bivins	Hastings	McConnaughay	Silverstein
Brady	Holmes	McGuire	Stadelman
Bush	Hunter	Morrison	Steans
Clayborne	Hutchinson	Mulroe	Sullivan
Collins	Jones, E.	Muñoz	Syverson
Connelly	Koehler	Murphy	Mr. President
Cullerton, T.	Kotowski	Noland	
Cunningham	LaHood	Nybo	

The following voted in the negative:

Duffy  
McCarter

The following voted present:

Trotter  
Van Pelt

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

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

#### 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. 369

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 2790

A bill for AN ACT concerning health.

HOUSE BILL NO. 3363

A bill for AN ACT concerning business.

HOUSE BILL NO. 3543

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 3667

A bill for AN ACT concerning finance.

HOUSE BILL NO. 3718

A bill for AN ACT concerning courts.

Passed the House, April 15, 2015.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 369, 2790, 3363, 3543, 3667 and 3718** were taken up, ordered printed and placed on first reading.

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

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

HOUSE BILL NO. 1335

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A bill for AN ACT concerning health.

HOUSE BILL NO. 1490

A bill for AN ACT concerning State government.

HOUSE BILL NO. 2547

A bill for AN ACT concerning revenue.

HOUSE BILL NO. 2567

A bill for AN ACT concerning courts.

HOUSE BILL NO. 3241

A bill for AN ACT concerning land.

HOUSE BILL NO. 3560

A bill for AN ACT concerning State government.

Passed the House, April 15, 2015.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 1335, 1490, 2547, 2567, 3241 and 3560** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 2698

A bill for AN ACT concerning employment.

HOUSE BILL NO. 2705

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3977

A bill for AN ACT concerning criminal law.

Passed the House, April 15, 2015.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2698, 2705 and 3977** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

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

HOUSE BILL NO. 2731

A bill for AN ACT concerning public aid.

HOUSE BILL NO. 3103

A bill for AN ACT concerning business.

HOUSE BILL NO. 3184

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 3213

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3425

A bill for AN ACT concerning business.

Passed the House, April 15, 2015.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 2731, 3103, 3184, 3213 and 3425** were taken up, ordered printed and placed on first reading.

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

**House Bill No. 1446**, sponsored by Senator Morrison, was taken up, read by title a first time and referred to the Committee on Assignments.

**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:

Committee Amendment No. 2 to Senate Bill 368  
 Committee Amendment No. 1 to Senate Bill 1282  
 Committee Amendment No. 1 to Senate Bill 1595  
 Committee Amendment No. 1 to Senate Bill 1733  
 Committee Amendment No. 2 to Senate Bill 1815  
 Committee Amendment No. 3 to Senate Bill 1858

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

Floor Amendment No. 1 to Senate Bill 47  
 Floor Amendment No. 3 to Senate Bill 66  
 Floor Amendment No. 2 to Senate Bill 223  
 Floor Amendment No. 1 to Senate Bill 225  
 Floor Amendment No. 1 to Senate Bill 374  
 Floor Amendment No. 1 to Senate Bill 418  
 Floor Amendment No. 1 to Senate Bill 636  
 Floor Amendment No. 1 to Senate Bill 637  
 Floor Amendment No. 2 to Senate Bill 986  
 Floor Amendment No. 2 to Senate Bill 1057  
 Floor Amendment No. 2 to Senate Bill 1268  
 Floor Amendment No. 2 to Senate Bill 1334  
 Floor Amendment No. 2 to Senate Bill 1339  
 Floor Amendment No. 2 to Senate Bill 1487  
 Floor Amendment No. 3 to Senate Bill 1564  
 Floor Amendment No. 2 to Senate Bill 1625  
 Floor Amendment No. 1 to Senate Bill 1629  
 Floor Amendment No. 1 to Senate Bill 1775  
 Floor Amendment No. 2 to Senate Bill 1775  
 Floor Amendment No. 1 to Senate Bill 1793

**REPORT FROM COMMITTEE ON ASSIGNMENTS**

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 15, 2015 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Energy and Public Utilities: **Floor Amendment No. 3 to Senate Bill 66.**

Environment and Conservation: **Floor Amendment No. 2 to Senate Bill 1508.**

Executive: **Floor Amendment No. 1 to Senate Bill 636; Floor Amendment No. 1 to Senate Bill 637; Floor Amendment No. 2 to Senate Bill 1339.**

Licensed Activities and Pensions: **Committee Amendment No. 1 to Senate Bill 1595.**

Revenue: **Committee Amendment No. 2 to Senate Bill 368.**

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Senator Clayborne, Chairperson of the Committee on Assignments, during its April 15, 2015 meeting, reported that the following Legislative Measures have been approved for consideration:

**Floor Amendment No. 3 to Senate Bill 29**  
**Floor Amendment No. 3 to Senate Bill 1518**

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

**COMMITTEE MEETING ANNOUNCEMENT**

The Chair announced the following committee to meet at 3:15 o'clock p.m.:

Executive in Room 212

**READING BILL OF THE SENATE A THIRD TIME**

On motion of Senator Morrison, **Senate Bill No. 1751** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 54; NAYS None.

The following voted in the affirmative:

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

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

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

**SENATE BILL RECALLED**

On motion of Senator Silverstein, **Senate Bill No. 1877** was recalled from the order of third reading to the order of second reading.

Senator Silverstein offered the following amendment and moved its adoption:

**AMENDMENT NO. 2 TO SENATE BILL 1877**

AMENDMENT NO. 2. Amend Senate Bill 1877, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 3, line 20, after "instrument.", by inserting the following:

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"This Section does not modify or limit any obligation a trustee may have to furnish a copy of a trust instrument to the Attorney General under the Charitable Trust Act or the Solicitation for Charity Act."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Righter, **Senate Bill No. 1893** 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	Duffy	Lightford	Radogno
Anderson	Forby	Link	Raoul
Barickman	Haine	Manar	Rezin
Bennett	Harmon	McCann	Righter
Bertino-Tarrant	Harris	McCarter	Rose
Bivins	Hastings	McConnaughay	Silverstein
Brady	Holmes	McGuire	Stadelman
Bush	Hunter	Morrison	Steans
Clayborne	Hutchinson	Mulroe	Sullivan
Collins	Jones, E.	Muñoz	Syverson
Connelly	Koehler	Murphy	Trotter
Cullerton, T.	Kotowski	Noland	Van Pelt
Cunningham	LaHood	Nybo	Mr. President
Delgado	Landek	Oberweis	

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

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

On motion of Senator Righter, **Senate Bill No. 1894** 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	Forby	Luechtefeld	Rezin
Anderson	Haine	Manar	Righter
Barickman	Harmon	Martinez	Rose
Bennett	Harris	McCann	Silverstein
Bertino-Tarrant	Hastings	McCarter	Stadelman
Biss	Holmes	McConnaughay	Steans
Bivins	Hunter	McGuire	Sullivan
Brady	Hutchinson	Morrison	Syverson

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Bush	Jones, E.	Mulroe	Trotter
Collins	Koehler	Muñoz	Van Pelt
Connelly	Kotowski	Murphy	Mr. President
Cullerton, T.	LaHood	Noland	
Cunningham	Landek	Nybo	
Delgado	Lightford	Oberweis	
Duffy	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 Morrison, **Senate Bill No. 1921** 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 58; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Link	Radogno
Anderson	Forby	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Bennett	Harmon	Martinez	Righter
Bertino-Tarrant	Harris	McCann	Rose
Biss	Hastings	McCarter	Silverstein
Bivins	Holmes	McConnaughay	Stadelman
Brady	Hunter	McGuire	Steans
Bush	Hutchinson	Morrison	Sullivan
Clayborne	Jones, E.	Mulroe	Syverson
Collins	Koehler	Muñoz	Trotter
Connelly	Kotowski	Murphy	Van Pelt
Cullerton, T.	LaHood	Noland	Mr. President
Cunningham	Landek	Nybo	
Delgado	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 Bivins, **Senate Bill No. 1938** 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	Forby	Luechtefeld	Rezin
Anderson	Haine	Manar	Righter
Barickman	Harmon	Martinez	Rose
Bennett	Harris	McCann	Silverstein
Bertino-Tarrant	Hastings	McCarter	Stadelman

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Biss	Holmes	McConnaughay	Stears
Bivins	Hunter	McGuire	Sullivan
Brady	Hutchinson	Morrison	Syverson
Bush	Jones, E.	Mulroe	Trotter
Clayborne	Koehler	Muñoz	Van Pelt
Collins	Kotowski	Murphy	Mr. President
Connelly	LaHood	Noland	
Cullerton, T.	Landek	Oberweis	
Cunningham	Lightford	Radogno	
Delgado	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 Connelly, **Senate Bill No. 29** was recalled from the order of third reading to the order of second reading.

Senator Connelly offered the following amendment and moved its adoption:

#### AMENDMENT NO. 3 TO SENATE BILL 29

AMENDMENT NO. 3. Amend Senate Bill 29, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 2, on page 3, line 9, by deleting "that".

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

On motion of Senator Sullivan, **Senate Bill No. 82** 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	Duffy	Link	Oberweis
Anderson	Forby	Luechtefeld	Radogno
Barickman	Haine	Manar	Raoul
Bennett	Harmon	Martinez	Rezin
Bertino-Tarrant	Harris	McCann	Righter
Biss	Hastings	McCarter	Rose
Brady	Holmes	McConnaughay	Silverstein
Bush	Hunter	McGuire	Stadelman
Clayborne	Hutchinson	Morrison	Stears
Collins	Jones, E.	Mulroe	Sullivan
Connelly	Koehler	Muñoz	Syverson
Cullerton, T.	Kotowski	Murphy	Trotter
Cunningham	LaHood	Noland	Mr. President
Delgado	Lightford	Nybo	

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

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

On motion of Senator Biss, **Senate Bill No. 681** 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 58; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Link	Radogno
Anderson	Forby	Luechtefeld	Raoul
Barickman	Haine	Manar	Rezin
Bennett	Harmon	Martinez	Righter
Bertino-Tarrant	Harris	McCann	Rose
Biss	Hastings	McCarter	Silverstein
Bivins	Holmes	McConnaughay	Stadelman
Brady	Hunter	McGuire	Steans
Bush	Hutchinson	Morrison	Sullivan
Clayborne	Jones, E.	Mulroe	Syverson
Collins	Koehler	Muñoz	Trotter
Connelly	Kotowski	Murphy	Van Pelt
Cullerton, T.	LaHood	Noland	Mr. President
Cunningham	Landek	Nybo	
Delgado	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 Harmon, **Senate Bill No. 718** 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 58; NAYS None.

The following voted in the affirmative:

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

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Cunningham  
Delgado

Landek  
Lightford

Nybo  
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.

### READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator J. Cullerton, **Senate Bill No. 4**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 14**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 17**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 120**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 121**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 122**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 123**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 124**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 125**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 126**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 127**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 128**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 129**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 130**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 131**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 132**, 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 J. Cullerton, **Senate Bill No. 635**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 638**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 639**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 640**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 641**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 642**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 643**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 644**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 646**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 647**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 648**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Cullerton, **Senate Bill No. 649**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. No. 881**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 882**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 883**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 884**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 885**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 886**, having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 887**, having been printed, was taken up, read by title a second time and ordered to a third reading.



































On motion of Senator Radogno, **Senate Bill No. 1181**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1182**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1183**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1184**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1185**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1186**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1187**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1188**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1189**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1190**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1191**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1192**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1193**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1194**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1195**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1196**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1197**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

On motion of Senator Radogno, **Senate Bill No. 1327**, having been printed, was taken up, read by  
 title a second time and ordered to a third reading.

**MESSAGE FROM THE PRESIDENT**

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

[April 15, 2015]



JOHN J. CULLERTON  
SENATE PRESIDENT

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

April 15, 2015

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

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Don Harmon to temporarily replace Senator Steven Landek as a member of the Senate Revenue Committee. This appointment will automatically expire upon adjournment of the Senate Revenue Committee.

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

cc: Senate Minority Leader Christine Radogno

At the hour of 3:19 o'clock p.m., the Chair announced the Senate stand adjourned until Thursday, April 16, 2015, at 12:00 o'clock noon.

[April 15, 2015]