



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-NINTH GENERAL ASSEMBLY

112TH LEGISLATIVE DAY

WEDNESDAY, MAY 11, 2016

12:04 O'CLOCK P.M.

SENATE
Daily Journal Index
112th Legislative Day

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The Senate met pursuant to adjournment.
Senator John M. Sullivan, Rushville, Illinois, presiding.
Prayer by Lt. Colonel Charles Smith, Divisional Commander for the Chicago Metropolitan Division, Salvation Army, Chicago, Illinois.
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, May 10, 2016, be postponed, pending arrival of the printed Journal.
The motion prevailed.

LEGISLATIVE MEASURES FILED

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 150
Floor Amendment No. 1 to Senate Bill 3080

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

Committee Amendment No. 2 to House Bill 4576
Committee Amendment No. 1 to House Bill 6125

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

Floor Amendment No. 1 to House Bill 940
Floor Amendment No. 2 to House Bill 940
Floor Amendment No. 3 to House Bill 940
Floor Amendment No. 2 to House Bill 5729

MESSAGES 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

May 11, 2016

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 Scott Bennett as a member of the Senate Criminal Law Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Criminal Law Committee.

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

[May 11, 2016]

Senate President

cc: Senate Minority Leader Christine Radogno

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

JOHN J. CULLERTON
SENATE PRESIDENT

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

May 11, 2016

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 Napoleon Harris, III to temporarily replace Senator Steve Landek as a member of the Senate Local Government Committee. This appointment is effective immediately and 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

COMMUNICATION FROM THE MINORITY LEADER

DISTRICT OFFICE
1011 STATE STREET, SUITE 210
LEMONT, ILLINOIS 60439
PHONE: 630/243-0800
FAX: 630/243-0808

CAPITOL OFFICE:
309A STATE HOUSE
SPRINGFIELD, IL 62706
(217)782-9407
FAX: (217)782-7818

**ILLINOIS STATE SENATE
CHRISTINE RADOGNO
SENATE REPUBLICAN LEADER · 41ST SENATE DISTRICT**

May 11, 2016

Tim Anderson
Secretary of the Senate
401 State House
Springfield, Illinois 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 3-2(c), I am hereby appointing Senator Nybo to replace Senator Radogno on the Senate Executive Committee. This appointment is effective immediately and shall automatically expire upon adjournment of the Senate Executive Committee

Sincerely,
s/Christine Radogno

[May 11, 2016]

Christine Radogno
Senate Republican Leader

Cc: Senate President John Cullerton
Assistant Secretary of the Senate Scott Kaiser

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1855

Offered by Senator Clayborne and all Senators:
Mourns the death of Shawnte Amiee "Tay" Jones.

SENATE RESOLUTION NO. 1856

Offered by Senator McGuire and all Senators:
Mourns the death of Bridget Drungil.

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

Senators Radogno - J. Cullerton and all Senators offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 1857

WHEREAS, Senator Kirk W. Dillard stepped down from his seat representing the 24th District, ending a prolific and successful legislative career in which he served the people of Illinois with distinction and honor; and

WHEREAS, Sen. Dillard has always felt it was a true privilege to serve the people of Illinois and has done so his entire adult life; before being elected to the Illinois Senate, he began his career as a legislative intern for the Senate Republican Staff; and

WHEREAS, Sen. Dillard served with distinction as Chief of Staff for Governor Jim Edgar, as a Legislative Director for Governor James Thompson, and as a judge on the Court of Claims; and

WHEREAS, Sen. Dillard was first elected to the Illinois State Senate in 1995 and began a remarkable and effective 20-year legislative career; and

WHEREAS, Sen. Dillard served honorably as the Republican Co-Chairman and Spokesman for the Senate Judiciary Committee and as a member of the Senate Transportation, Energy, Executive Appointments, and Veterans Affairs Committees; and

WHEREAS, Sen. Dillard was Chairman of the Local Government Committee and the Republican Spokesman on the Rules Committee, and he served on the Licensed Activities Committee; and

WHEREAS, Sen. Dillard chaired the Senate High Technology Task Force, which led to the creation of the Illinois Century Network, linking vast information sources, including schools, libraries, universities, museums, and laboratories, such as the Argonne National Laboratory in Darien; and

WHEREAS, Sen. Dillard worked to improve infrastructure in the suburbs; he spearheaded numerous projects through the legislative process and watched them become reality; and

WHEREAS, Sen. Dillard worked to assist the Village of Downers Grove on the completion of the Belmont Road underpass; and

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WHEREAS, Sen. Dillard was instrumental in the rebuilding of the Chicago Avenue/Naperville Road project through Clarendon Hills and Westmont and was a contributing factor in developing the new Oak Street Bridge project in Hinsdale; and

WHEREAS, Sen. Dillard worked diligently to clean up contaminated drinking water in unincorporated Lisle, Woodridge, and Downers Grove and to fund flood mitigation projects for Salt Creek; and

WHEREAS, Sen. Dillard is most proud of the work he did to help create the Giant Steps Autism School in Lisle and in securing funding for the Woodridge-based Respite House to help medically fragile children; and

WHEREAS, Sen. Dillard sponsored the law allowing the construction of the Museum of Contemporary Art, enhancing Chicago's Gold Coast and Streeterville neighborhoods; and

WHEREAS, Sen. Dillard has been the chief sponsor of many landmark pieces of legislation, including a law banning sex offenders from practicing medicine in Illinois; and

WHEREAS, Sen. Dillard sponsored a bill to create the AMBER Alert Program for missing children; and

WHEREAS, Sen. Dillard sponsored the Secretary of State's railroad safety initiative, resulting in a significant drop in fatalities; and

WHEREAS, Sen. Dillard sponsored a law to create statewide grand juries for gunrunning and made the discharge of a firearm from a moving motor vehicle a felony; and

WHEREAS, Following the September 11 terrorist acts, Sen. Dillard sponsored a law to return the Pledge of Allegiance to Illinois high schools after a 30-year absence; and

WHEREAS, Sen. Dillard was the chief sponsor of the Attorney General's Safe To Learn legislation, which insured the safety of children in school buildings; and

WHEREAS, Sen. Dillard helped create thousands of jobs in Illinois by shepherding legislation to expand McCormick Place and Navy Pier, and he sponsored the incentives to lure the Boeing Company headquarters to Chicago; and

WHEREAS, Sen. Dillard sponsored the senior citizens tax deferral program to help elderly homeowners remain in their homes with dignity, and he sponsored legislation to require parental notice of abortion and parental notice for body piercing on minors; and

WHEREAS, Sen. Dillard sponsored the bill creating the ever-popular "Pet Friendly" license plate law; and

WHEREAS, Sen. Dillard sponsored many laws to increase transparency and accountability in government, sponsoring, with then-State Senator Barack Obama, the first ethics and campaign finance reforms in 25 years; legislation to address racial profiling by law enforcement personnel, and an overhaul of Illinois's death penalty laws; and

WHEREAS, Sen. Dillard was the chief sponsor of the law to create the Illinois Internet Portal to disclose online every salary, contract, tax break, and tax deadbeat; and

WHEREAS, Over the years, Sen. Dillard sponsored truth-in-sentencing legislation to make sure violent felons serve their full sentence; he also sponsored a law requiring mandatory DNA testing for all felons, a law abolishing the much-maligned General Assembly legislative scholarship program, and a law reforming McCormick Place work rules; and

WHEREAS, Sen. Dillard worked tirelessly rewriting the archaic Criminal Code of 1961 with Senate President John Cullerton; and

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WHEREAS, Sen. Dillard sponsored laws related to tort reform to ensure access to health care in Illinois, especially for women; and

WHEREAS, Sen. Dillard is a respected legislator and is considered to be the consummate statesman by both chambers and both parties; he was voted Outstanding Legislator by both the nation's private bipartisan and Republican lawmakers associations, and he won the National Federation of Independent Business Guardian of Small Business Award and the Illinois Chamber Champion of Free Enterprise award multiple times; he received the Illinois Press Association's legislative service award, and he received the Legislator of the Year Award from the Illinois State Crime Commission; he was selected for the Legislative Staff Hall of Fame by Illinois Issues magazine, in conjunction with the University of Illinois; he was named a Friend of Agriculture by the Illinois Farm Bureau, and he was listed in the Who's Who in Chicago Business by Crain's Chicago Business magazine; while he was president of the Western Illinois University Alumni Association, the association won the Council for the Advancement and Support of Education (CASE) award as the nation's finest among peer State institutions; and

WHEREAS, Sen. Dillard has always believed that taxpayers should be treated like trusted business customers, with a smile and respect; and

WHEREAS, Sen. Dillard's colleagues note that he should now have more time to spend with his wife, Stephanie, and daughters, Emma and Ava, and an opportunity to reacclimate himself to the game of golf, as well as watching Chicago's 2 baseball teams; and

WHEREAS, Sen. Dillard is a graduate of Hinsdale Central High School, where his father taught for more than 40 years, and is a member of that school's Hall of Fame; Sen. Dillard earned, with honors, a Bachelor of Arts in Political Science, Economics, and a Doctorate of Humane Letters from Western Illinois University and a Juris Doctor from the DePaul University College of Law; and

WHEREAS, Sen. Dillard looks to continued success as a partner with Locke Lord, one of Chicago's largest law firms, which he has been associated with since 1987; and

WHEREAS, Sen. Dillard has served as president of the award-winning Western Illinois University Alumni Association, as a member of the Dean's Council of the DePaul University College of Law, and as a foundation board member of the College of DuPage, raising scholarship funds for deserving students; and

WHEREAS, Following his departure from the General Assembly, Sen. Dillard has begun work as Chairman of the Regional Transportation Authority, which oversees the nation's second largest mass transit system with over 2,000,000 riders daily; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we thank Senator Kirk W. Dillard for serving the people of the State of Illinois with distinction and acknowledge that both parties will truly miss his experience and leadership; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Sen. Dillard as an expression of our esteem and respect.

INTRODUCTION OF BILL

SENATE BILL NO. 3426. Introduced by Senator Manar, a bill for AN ACT concerning regulation.

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

REPORTS FROM STANDING COMMITTEES

[May 11, 2016]

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

Senate Amendment No. 1 to Senate Bill 386

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

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **Senate Joint Resolution No. 54**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 54** was placed on the Secretary's Desk.

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **Senate Joint Resolution No. 45**, 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. 45** was placed on the Secretary's Desk.

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **House Bills Numbered 4935, 5602, 6060 and 6261**, reported the same back with the recommendation that the bills do pass.

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

Senator Mulroe, Chairperson of the Committee on Public Health, to which was referred **House Bill No. 4688**, 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 amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 391

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

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 1191, 4327, 4648, 5898, 5912, 5924, 6109 and 6285**, reported the same back with the recommendation that the bills do pass.

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

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 3898, 4966 and 5902**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

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

Senate Amendment No. 1 to House Bill 4447

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

Senator Delgado, Chairperson of the Committee on Education, to which was referred **House Bills Numbered 3239, 4432, 4606, 4996, 5710, 5720, 5918, 6044, 6136, 6181, 6299 and 6333**, reported the same back with the recommendation that the bills do pass.

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

Senator Delgado, Chairperson of the Committee on Education, to which was referred **House Bill No. 6252**, 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 McGuire, Chairperson of the Committee on Higher Education, to which was referred **House Bills Numbered 4627, 5566, 5729, 6069 and 6302**, reported the same back with the recommendation that the bills do pass.

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

Senator Sandoval, 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. 2 to Senate Bill 3020

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

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **Senate Resolution No. 1781**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 1781** was placed on the Secretary's Desk.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **Senate Joint Resolution No. 48**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 48** was placed on the Secretary's Desk.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bills Numbered 1052, 4315, 4477, 5649 and 6093**, reported the same back with the recommendation that the bills do pass.

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

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bill No. 4377**, 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 amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 4 to Senate Bill 2321

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

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **House Bills Numbered 4257, 4351, 4554, 6027 and 6086**, reported the same back with the recommendation that the bills do pass.

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

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **House Bill No. 6213**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

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

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **Senate Bill No. 3181**, reported the same back with the recommendation that the bill do pass.

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

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Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **House Bills Numbered 4371, 4391, 4501 and 5684**, reported the same back with the recommendation that the bills do pass.

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

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **House Bills Numbered 4522, 4536 and 6041**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **House Bills Numbered 1437, 4683, 5003, 5017, 5572, 5704, 5723, 5771, 5781, 5805, 5910, 6037, 6190 and 6328**, 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 **House Bills Numbered 4515, 5973 and 6010**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

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

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

Senate Amendment No. 4 to House Bill 2569

Senate Amendment No. 1 to House Bill 2822

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

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

Senate Amendment No. 1 to House Bill 2642

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

READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Weaver, **Senate Bill No. 2961** having been printed, was taken up, read by title a second time and ordered to a third reading.

SENATE BILLS RECALLED

On motion of Senator Mulroe, **Senate Bill No. 386** was recalled from the order of third reading to the order of second reading.

Senator Mulroe offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO SENATE BILL 386

AMENDMENT NO. 1. Amend Senate Bill 386 by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by changing Section 5-25013 as follows:

(55 ILCS 5/5-25013) (from Ch. 34, par. 5-25013)

Sec. 5-25013. Organization of board; powers and duties.

(A) The board of health of each county or multiple-county health department shall, immediately after appointment, meet and organize, by the election of one of its number as president and one as secretary, and either from its number or otherwise, a treasurer and such other officers as it may deem necessary. A board of health may make and adopt such rules for its own guidance and for the government of the health department as may be deemed necessary to protect and improve public health not inconsistent with this Division. It shall:

1. Hold a meeting prior to the end of each operating fiscal year, at which meeting officers shall be elected for the ensuing operating fiscal year;
2. Hold meetings at least quarterly;
3. Hold special meetings upon a written request signed by two members and filed with the Secretary or on request of the medical health officer or public health administrator;
4. Provide, equip and maintain suitable offices, facilities and appliances for the health department, including, but not limited to, office equipment, supplies, and other expenses as the board of health finds necessary in the performance of its duties;
5. Publish annually, within 90 days after the end of the county's operating fiscal year, in pamphlet form, for free distribution, an annual report showing the condition of its trust on the last day of the most recently completed operating fiscal year, the sums of money received from all sources, giving the name of any donor, how all moneys have been expended and for what purpose, and such other statistics and information in regard to the work of the health department as it may deem of general interest;
6. Within its jurisdiction, and professional and technical competence, enforce and observe all State laws pertaining to the preservation of health, and all county and municipal ordinances except as otherwise provided in this Division;
7. Within its jurisdiction, and professional and technical competence, investigate the existence of any contagious or infectious disease and adopt measures, not inconsistent with the regulations of the State Department of Public Health, to arrest the progress of the same;
8. Within its jurisdiction, and professional and technical competence, make all necessary sanitary and health investigations and inspections;
9. Upon request, give professional advice and information to all city, village, incorporated town and school authorities, within its jurisdiction, in all matters pertaining to sanitation and public health;
10. Appoint a medical health officer as the executive officer for the department, who shall be a citizen of the United States and shall possess such qualifications as may be prescribed by the State Department of Public Health; or appoint a public health administrator who shall possess such qualifications as may be prescribed by the State Department of Public Health as the executive officer for the department, provided that the board of health shall make available medical supervision which is considered adequate by the Director of Public Health;
- 10 1/2. Appoint such professional employees as may be approved by the executive officer who meet the qualification requirements of the State Department of Public Health for their respective positions provided, that in those health departments temporarily without a medical health officer or public health administrator approval by the State Department of Public Health shall suffice;
11. Appoint such other officers and employees as may be necessary;
12. Prescribe the powers and duties of all officers and employees, fix their compensation, and authorize payment of the same and all other department expenses from the County Health Fund of the county or counties concerned;
13. Submit an annual budget to the county board or boards;
14. Submit an annual report to the county board or boards, explaining all of its activities and expenditures;
15. Establish and carry out programs and services in mental health, including intellectual disabilities and alcoholism and substance abuse, not inconsistent with the regulations of the Department of Human Services;
16. Consult with all other private and public health agencies in the county in the development of local plans for the most efficient delivery of health services.

(B) The board of health of each county or multiple-county health department may:

1. Initiate and carry out programs and activities of all kinds, not inconsistent with law, that may be deemed necessary or desirable in the promotion and protection of health and in the control of disease including tuberculosis;
2. Receive contributions of real and personal property;
3. Recommend to the county board or boards the adoption of such ordinances and of such

rules and regulations as may be deemed necessary or desirable for the promotion and protection of health and control of disease;

4. Appoint a medical and dental advisory committee and a non-medical advisory committee to the health department;

5. Enter into contracts with the State, municipalities, other political subdivisions and non-official agencies for the purchase, sale or exchange of health services or expenses that the board of health finds necessary in the performance of its duties, including, but not limited to, office equipment and supplies;

6. Set fees it deems reasonable and necessary (i) to provide services or perform regulatory activities, (ii) when required by State or federal grant award conditions, (iii) to support activities delegated to the board of health by the Illinois Department of Public Health, or (iv) when required by an agreement between the board of health and other private or governmental organizations, unless the fee has been established as a part of a regulatory ordinance adopted by the county board, in which case the board of health shall make recommendations to the county board concerning those fees. Revenue generated under this Section shall be deposited into the County Health Fund or to the account of the multiple-county health department.

7. Enter into multiple year employment contracts with the medical health officer or public health administrator as may be necessary for the recruitment and retention of personnel and the proper functioning of the health department.

(C) The board of health of a multiple-county health department may hire attorneys to represent and advise the department concerning matters that are not within the exclusive jurisdiction of the State's Attorney of one of the counties that created the department.

(Source: P.A. 97-227, eff. 1-1-12.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

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

On motion of Senator Syverson, **Senate Bill No. 2321** was recalled from the order of third reading to the order of second reading.

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

Senator Syverson offered the following amendment and moved its adoption:

AMENDMENT NO. 4 TO SENATE BILL 2321

AMENDMENT NO. 4. Amend Senate Bill 2321, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Child Care Act of 1969 is amended by changing Sections 2.09 and 3 as follows:
(225 ILCS 10/2.09) (from Ch. 23, par. 2212.09)

Sec. 2.09. "Day care center" means any child care facility which regularly provides day care for less than 24 hours per day for (1) more than 8 children in a family home, or (2) more than 3 children in a facility other than a family home, including senior citizen buildings. The term does not include (a) programs operated by (i) public or private elementary school systems or secondary level school units or institutions of higher learning that serve children who shall have attained the age of 3 years or (ii) private entities on the grounds of public or private elementary or secondary schools and that serve children who have attained the age of 3 years, except that this exception applies only to the facility and not to the private entities' personnel operating the program; (b) programs or that portion of the program which serves children who shall have attained the age of 3 years and which are recognized by the State Board of Education; (c) educational program or programs serving children who shall have attained the age of 3 years and which are operated by a school which is registered with the State Board of Education and which is recognized or accredited by a recognized national or multistate educational organization or association which regularly recognizes or accredits schools; (d) programs which exclusively serve or that portion of the program which serves children with disabilities who shall have attained the age of 3 years but are less than 21 years of age and which are registered and approved as meeting standards of the State Board of Education and applicable fire marshal standards; (e) facilities operated in connection with a shopping center or service, religious services, or other similar facility, where transient children are cared for temporarily while parents or custodians of the children are occupied on the premises and readily available; (f) any type of day care center that is conducted on federal government premises; (g) special activities

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programs, including athletics, crafts instruction and similar activities conducted on an organized and periodic basis by civic, charitable and governmental organizations; (h) part day child care facilities, as defined in Section 2.10 of this Act; or (i) programs or that portion of the program which (1) serves children who shall have attained the age of 3 years, (2) is operated by churches or religious institutions as described in Section 501 (c) (3) of the federal Internal Revenue Code, (3) receives no governmental aid, (4) is operated as a component of a religious, nonprofit elementary school, (5) operates primarily to provide religious education, and (6) meets appropriate State or local health and fire safety standards ; or (j) programs or portions of programs that: (1) serve only school-age children and youth (defined as full-time kindergarten children, as defined in 89 Ill. Adm. Code 407.45, or older), (2) are organized to promote childhood learning, child and youth development, educational or recreational activities, or character-building, (3) operate primarily during out-of-school time or at times when school is not normally in session, (4) comply with the standards of the Illinois Department of Public Health (77 Ill. Adm. Code 750) or the local health department, the Illinois State Fire Marshal (41 Ill. Adm. Code 100), and the following additional health and safety requirements: procedures for employee and volunteer emergency preparedness and practice drills; procedures to ensure that first aid kits are maintained and ready to use; the placement of a minimum level of liability insurance as determined by the Department; procedures for the availability of a working telephone that is onsite and accessible at all times; procedures to ensure that emergency phone numbers are posted onsite; and a restriction on handgun or weapon possession onsite, except if possessed by a peace officer, (5) perform and maintain authorization and results of criminal history checks through the Illinois State Police and FBI and checks of the Illinois Sex Offender Registry, the National Sex Offender Registry, and Child Abuse and Neglect Tracking System for employees and volunteers who work directly with children, (6) make hiring decisions in accordance with the prohibitions against barrier crimes as specified in Section 4.2 of this Act or in Section 21B-80 of the School Code, (7) provide parents with written disclosure that the operations of the program are not regulated by licensing requirements, and (8) obtain and maintain records showing the first and last name and date of birth of the child, name, address, and telephone number of each parent, emergency contact information, and written authorization for medical care.

Programs or portions of programs requesting Child Care Assistance Program (CCAP) funding and otherwise meeting the requirements under (j) shall request exemption from the Department and be determined exempt prior to receiving funding and must annually meet the eligibility requirements and be appropriate for payment under the CCAP.

Programs or portions of programs under (j) that do not receive State or federal funds must comply with staff qualification and training standards established by rule by the Department of Human Services. The Department of Human Services shall set such standards after review of Afterschool for Children and Teens Now (ACT Now) evidence-based quality standards developed for school-age out-of-school time programs, feedback from the school-age out-of-school time program professionals, and review of out-of-school time professional development frameworks and quality tools.

Out-of-school time programs for school-age youth that receive State or federal funds must comply with only those staff qualifications and training standards set for the program by the State or federal entity issuing the funds.

For purposes of (a), (b), (c), (d) and (i) of this Section, "children who shall have attained the age of 3 years" shall mean children who are 3 years of age, but less than 4 years of age, at the time of enrollment in the program.

(Source: P.A. 99-143, eff. 7-27-15.)

(225 ILCS 10/3) (from Ch. 23, par. 2213)

Sec. 3. (a) No person, group of persons or corporation may operate or conduct any facility for child care, as defined in this Act, without a license or permit issued by the Department or without being approved by the Department as meeting the standards established for such licensing, with the exception of facilities for whom standards are established by the Department of Corrections under Section 3-15-2 of the Unified Code of Corrections and with the exception of facilities defined in Section 2.10 of this Act, and with the exception of programs or facilities licensed by the Department of Human Services under the Alcoholism and Other Drug Abuse and Dependency Act.

(b) No part day child care facility as described in Section 2.10 may operate without written notification to the Department or without complying with Section 7.1. Notification shall include a notarized statement by the facility that the facility complies with state or local health standards and state fire safety standards, and shall be filed with the department every 2 years.

(c) The Director of the Department shall establish policies and coordinate activities relating to child care licensing, licensing of day care homes and day care centers.

(d) Any facility or agency which is exempt from licensing may apply for licensing if licensing is required for some government benefit.

(e) A provider of day care described in items (a) through (j) of Section 2.09 of this Act is exempt from licensure. The Department shall provide written verification of exemption and description of compliance with standards for the health, safety, and development of the children who receive the services upon submission by the provider of, in addition to any other documentation required by the Department, a notarized statement that the facility complies with: (1) the standards of the Department of Public Health or local health department, (2) the fire safety standards of the State Fire Marshal, and (3) if operated in a public school building, the health and safety standards of the State Board of Education.
(Source: P.A. 88-670, eff. 12-2-94; 89-507, eff. 7-1-97.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 4 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 Syverson, **Senate Bill No. 2321** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

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

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

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

Senator Bush asked and obtained unanimous consent for the Journal to reflect her intention to have voted in the affirmative on **Senate Bill No. 2321**.

On motion of Senator Sandoval, **Senate Bill No. 2571** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

[May 11, 2016]

The following voted in the affirmative:

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

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

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

On motion of Senator Hastings, **Senate Bill No. 2931** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 34; NAYS 16.

The following voted in the affirmative:

Bennett	Hastings	Martinez	Sandoval
Biss	Holmes	McCann	Silverstein
Bush	Hunter	McGuire	Steans
Clayborne	Hutchinson	Morrison	Sullivan
Collins	Jones, E.	Mulroe	Trotter
Cullerton, T.	Koehler	Muñoz	Van Pelt
Cunningham	Landek	Murphy, L.	Mr. President
Harmon	Lightford	Noland	
Harris	Manar	Raoul	

The following voted in the negative:

Althoff	Connelly	Nybo	Weaver
Anderson	Luechtefeld	Oberweis	
Barickman	McCarter	Righter	
Bivins	McConnaughay	Rose	
Brady	Murphy, M.	Syverson	

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

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

Senator Delgado asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the affirmative on **Senate Bill No. 2931**.

Senator Link asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the affirmative on **Senate Bill No. 2931**.

[May 11, 2016]

Senator McConchie asked and obtained unanimous consent for the Journal to reflect his intention to have voted in the negative on **Senate Bill No. 2931**.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 11, 2016 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Criminal Law: **HOUSE BILL 6200.**

Environment and Conservation: **Floor Amendment No. 3 to Senate Bill 2920.**

Executive: **Floor Amendment No. 1 to House Bill 940; Floor Amendment No. 2 to House Bill 940; Floor Amendment No. 3 to House Bill 940; Committee Amendment No. 1 to House Bill 6125.**

Human Services: **Floor Amendment No. 1 to Senate Bill 150; Floor Amendment No. 1 to Senate Bill 3080.**

Revenue: **HOUSE BILL 5598.**

State Government and Veterans Affairs: **Committee Amendment No. 2 to House Bill 3217.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 11, 2016 meeting, reported the following Appointment Messages have been assigned to the indicated Standing Committee of the Senate:

Executive Appointments: **Appointment Messages Numbered 990453, 990455, 990456, 990463, 990464, 990465, 990466, 990467, 990468, 990469, 990470, 990471, 990472, 990473, 990474, 990475, 990476, 990477, 990478, 990479, 990480, 990481, 990482, 990483, 990484, 990485, 990486, 990487, 990488, 990489, 990490, 990491, 990492, 990493, 990494, 990495, 990496, 990497, 990498, 990499, 990500, 990501 and 990502.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 11, 2016 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Resolution 1857

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

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced the following committee to meet at 2:05 o'clock p.m.:

Executive in Room 212

COMMITTEE MEETING ANNOUNCEMENTS FOR MAY 12, 2016

The Chair announced the following committee to meet at 9:30 o'clock a.m.:

Human Services in Room 409

The Chair announced the following committee to meet at 10:30 o'clock a.m.:

[May 11, 2016]

Environment and Conservation in Room 400

CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator Hunter moved that **Senate Resolution No. 1716**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Hunter moved that Senate Resolution No. 1716 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Nybo moved that **Senate Resolution No. 1857**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Nybo moved that Senate Resolution No. 1857 be adopted.

The motion prevailed.

And the resolution was adopted.

POSTING NOTICES WAIVED

Senator Muñoz moved to waive the six-day posting requirement on **Appointment Message No. 990477** so that the measure may be heard in the Committee on Executive that is scheduled to meet May 12, 2016.

The motion prevailed.

Senator Hutchinson moved to waive the six-day posting requirement on **House Bill No. 5598** so that the measure may be heard in the Committee on Revenue that is scheduled to meet this afternoon.

The motion prevailed.

READING OF BILL OF THE SENATE A THIRD TIME

On motion of Senator Hastings, **Senate Bill No. 2933**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

Pending roll call, on motion of Senator Hastings, further consideration of **Senate Bill No. 2933** was postponed.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Hutchinson, **House Bill No. 694** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Haine	Martinez	Raoul
Anderson	Harmon	McCann	Rezin
Barickman	Harris	McCarter	Righter
Bennett	Hastings	McConchie	Rose
Biss	Holmes	McConnaughay	Sandoval
Bivins	Hunter	McGuire	Silverstein

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Brady	Hutchinson	Morrison	Stadelman
Bush	Jones, E.	Mulroe	Steans
Clayborne	Koehler	Muñoz	Sullivan
Collins	Landek	Murphy, L.	Syverson
Connelly	Lightford	Murphy, M.	Trotter
Cullerton, T.	Link	Noland	Weaver
Cunningham	Luechtefeld	Nybo	Mr. President
Forby	Manar	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.

HOUSE BILL RECALLED

On motion of Senator Silverstein, **House Bill No. 1288** was recalled from the order of third reading to the order of second reading.

Senator Silverstein offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 1288

AMENDMENT NO. 1. Amend House Bill 1288 on page 19 by replacing lines 6 and 7 with the following:

"Section 99. Effective date. This Act takes effect January 1, 2017."

The motion prevailed.

And the amendment was adopted and ordered printed.

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

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Silverstein, **House Bill No. 1288** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Harmon	McCann	Rose
Anderson	Harris	McConchie	Sandoval
Bennett	Hastings	McConnaughay	Silverstein
Biss	Holmes	McGuire	Stadelman
Bivins	Hunter	Morrison	Steans
Brady	Hutchinson	Mulroe	Sullivan
Bush	Jones, E.	Muñoz	Syverson
Clayborne	Koehler	Murphy, L.	Trotter
Collins	Landek	Murphy, M.	Van Pelt
Connelly	Lightford	Noland	Weaver
Cullerton, T.	Link	Nybo	Mr. President
Cunningham	Luechtefeld	Raoul	
Forby	Manar	Rezin	
Haine	Martinez	Righter	

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

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Nybo, **House Bill No. 4462** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Haine	Martinez	Rezin
Anderson	Harmon	McCann	Righter
Barickman	Harris	McCarter	Rose
Bennett	Hastings	McConchie	Sandoval
Biss	Holmes	McConnaughay	Silverstein
Bivins	Hunter	McGuire	Stadelman
Brady	Hutchinson	Morrison	Steans
Bush	Jones, E.	Mulroe	Sullivan
Clayborne	Koehler	Muñoz	Syverson
Collins	Landek	Murphy, L.	Trotter
Connelly	Lightford	Murphy, M.	Van Pelt
Cullerton, T.	Link	Noland	Weaver
Cunningham	Luechtefeld	Nybo	Mr. President
Forby	Manar	Raoul	

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

Ordered that the Secretary inform the House of Representatives thereof.

PRESENTATION OF RESOLUTION

Senator E. Jones III offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 1858

WHEREAS, Following the release of the Laquan McDonald shooting video in November of 2015, Chicago Mayor Rahm Emanuel appointed the Police Accountability Task Force to complete a report on the Chicago Police Department; and

WHEREAS, It has been determined by the Police Accountability Task Force that the Chicago Police Department has been plagued by officers who contribute to the systemic racism that fosters oppressive policing tactics and has thoroughly failed to maintain the trust of both African-American and Hispanic communities; and

WHEREAS, High profile cases, such as the Laquan McDonald shooting, have shed light upon a culture of cover-ups, evidence manipulation, falsified reports, and a complete lack of accountability within the Chicago Police Department; and

WHEREAS, Decades of community complaints involving stops without justification, verbal and physical abuse, unnecessary arrests, and detainment without legal counsel have rarely been recognized as legitimate by the Chicago Police Department; and

[May 11, 2016]

WHEREAS, Both Hispanic and African-American communities have disproportionately been the victims of the institutional racism within the Chicago Police Department; and

WHEREAS, African-Americans make up roughly one-third of Chicago's population, and yet they were the subjects in 72% of investigative street stops that did not lead to arrests in 2014; and

WHEREAS, African-Americans were also the subjects in 46% of traffic stops in 2013 and justifiably feel targeted by those sworn to protect and serve their respective communities; and

WHEREAS, Chicago taxpayers bear the burden of settlement costs associated with unnecessary detainment, injuries due to the use of excessive force, and wrongful death; and

WHEREAS, In December 2015, the United States Department of Justice began a pattern and practice investigation into: 1) whether the Chicago Police Department routinely violates the civil rights of citizens; 2) the Department's use of force policies and practices; 3) the Department's systems of accountability; and 4) whether racial or ethnic disparities exist in these areas; and

WHEREAS, Though trust cannot be built overnight, working toward strong police and community relations is essential in helping to combat violent crime in the City of Chicago; and

WHEREAS, While many Chicago Police Department officers commendably perform their duties with the intention of lawfully ensuring public safety and building relationships with the citizens in the communities in which they live and work, the prevalence of predatory policing steeped in bigotry in poor communities of color diminishes those efforts; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Chicago Police Department to fully cooperate with the U.S. Department of Justice investigation and to begin implementing recommendations outlined in the recent Police Accountability Task Force report; and be it further

RESOLVED, That, because it is the sworn duty of the Chicago Police Department to police fairly and not to allow prejudices or animosities to influence on-duty decisions, we encourage the Department to respect and uphold the civil rights of all citizens, to be transparent, and to improve the Department's systems of accountability.

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 concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 460

A bill for AN ACT concerning regulation.

SENATE BILL NO. 629

A bill for AN ACT concerning transportation.

SENATE BILL NO. 2173

A bill for AN ACT concerning the Secretary of State.

SENATE BILL NO. 2252

A bill for AN ACT concerning criminal law.

SENATE BILL NO. 2255

A bill for AN ACT concerning local government.

Passed the House, May 11, 2016.

TIMOTHY D. MAPES, Clerk of the House

A message from the House by

Mr. Mapes, Clerk:

[May 11, 2016]

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

SENATE BILL NO. 2260
A bill for AN ACT concerning State government.
SENATE BILL NO. 2268
A bill for AN ACT concerning State government.
SENATE BILL NO. 2271
A bill for AN ACT concerning housing.
SENATE BILL NO. 2286
A bill for AN ACT concerning human rights.
SENATE BILL NO. 2420
A bill for AN ACT concerning employment.
Passed the House, May 11, 2016.

TIMOTHY D. MAPES, Clerk of 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 concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 2459
A bill for AN ACT concerning health.
SENATE BILL NO. 2512
A bill for AN ACT concerning courts.
Passed the House, May 11, 2016.

TIMOTHY D. MAPES, Clerk of the House

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

May 11, 2016

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 Daniel Biss to temporarily replace Senator Jennifer Bertino-Tarrant as a member of the Senate Licensed Activities and Pensions Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Licensed Activities and Pensions Committee.

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

cc: Senate Minority Leader Christine Radogno

[May 11, 2016]

At the hour of 2:22 o'clock p.m., the Chair announced the Senate stand adjourned until Thursday, May 12, 2016, at 12:00 o'clock noon.