

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

HB3865	First Reading	16
HB4194	First Reading	16
HB4831	First Reading	16
SB2135	Second Reading	4
SB2142	Second Reading	5
SB2151	Second Reading	5
SB2275	Second Reading	6
SB2339	Second Reading	6
SB2377	Second Reading	6
SB2448	Second Reading	7
SB2525	Second Reading	7
SB2620	Second Reading	8
SB2701	Second Reading	8
SB2732	Second Reading	9
SB2768	Second Reading	8
SB2894	Second Reading	9
SB2900	Second Reading	9
SB2940	Second Reading	9
SB3013	Second Reading	10
SB3065	Second Reading	10
SB3091	Second Reading	10
SB3107	Second Reading	10
SR0440	Resolution Offered	1
SR0441	Resolution Offered	4
SJR0063	Resolution Offered	17
SJR0063	Adopted	17
Senate to Order-Senator Halvorson		1
Prayer-The Reverend Dave Hultberg		1
Pledge of Allegiance		1
Journal-Approved		1
Committee Reports		1
Message from the President		2
Messages from the House		2
Committee Reports		3
Committee Reports		3
Committee Reports		4
Executive Session Convenes		11
Committee Reports		11
Committee Reports		12
Committee Reports		13
Committee Reports		13
Committee Reports		15
Arise from Executive Session		16
Resolutions Consent Calendar-Adopted		16
Senate Stands in Recess/Reconvenes		17
Message from the President		17
Committee Reports		17
Adjournment		18

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

PRESIDING OFFICER: (SENATOR HALVORSON)

The regular Session of the 93rd General Assembly will please come to order. Will the Members please be at their desks? And will our guests in the galleries please rise? The invocation today will be given by Reverend Dave Hultberg, of Sherman United Methodist Church in Sherman.

THE REVEREND DAVE HULTBERG:

(Prayer by the Reverend Dave Hultberg)

PRESIDING OFFICER: (SENATOR HALVORSON)

Please remain standing for the Pledge. Senator Link.

SENATOR LINK:

(Pledge of Allegiance, led by Senator Link)

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY HAWKER:

Senate Journal of February 25, 2004.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine.

SENATOR HAINE:

Mr. -- Madam President, I move that the Journal just read by the Secretary be approved, unless a Member of the Senate has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine moves to approve the Journals just read by the Secretary. There being no objection, so ordered. Randy Squires seeks leave to photograph the proceedings. Is there any objection? Leave is granted. Madam Secretary, Resolutions.

SECRETARY HAWKER:

Senate Resolution 440, offered by Senator Burzynski.

It is substantive.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senator Silverstein, Chairperson of the Committee on Executive, reports Senate Bills 2148, 2460, 2567, 2678, 2693, 2724, 2839, 2966, 2989, 3026, 3150, 3166, 3174, 3185, 3186 and 3219 Do Pass; and Senate Bills 2123, 2198, 2200, 2548, 2937, 3053, 3148 and 3208 Do Pass, as Amended; and Senate Joint Resolution 58 Be Adopted.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hunter, for what purpose do you rise?

SENATOR HUNTER:

I rise for point of personal privilege, Madam Chair.

PRESIDING OFFICER: (SENATOR HALVORSON)

State your point.

SENATOR HUNTER:

We have, in the balcony this morning, some great people I'd like to introduce to you. The Chicago Area Project, in partnership with the Illinois Department of Children and Family Services, Statewide Youth Advisory Board. They're down here in support of -- asking for your support of their Resolution/Task Force. Would you please rise and welcome Mr. Byron Austin, President of the Statewide Advisory Council, and the Advisory Council, please?

PRESIDING OFFICER: (SENATOR HALVORSON)

Welcome to Springfield. Will our guests please rise?

Senator Crotty, for what purpose do you rise?

SENATOR CROTTY:

And also sitting up in that group is a great friend of mine, Rickey Hendon. So I'd like to -- introduce him to the Senate, and welcome him to Springfield.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon, is up there? Welcome to Springfield.

Madam Secretary, Messages.

SECRETARY HAWKER:

A Message from the President.

Dear Madam Secretary - Pursuant to Rule 3-5(c), I hereby reappoint Senator Vince Demuzio to replace Senator Rickey Hendon as a Member of the Rules Committee. This appointment is effective immediately.

Very truly yours, Emil Jones, Jr., President.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Messages from the House.

SECRETARY HAWKER:

A Message from the House by Mr. Mahoney, Clerk.

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

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Senate Bill 1611, together with House Amendment No. 1.

Passed the House, as amended, February 25, 2004.

A Message from the House by Mr. -- Mahoney, pardon me, 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 4194.

Passed the House, February 25, 2004.

PRESIDING OFFICER: (SENATOR HALVORSON)

Committee Reports.

SECRETARY HAWKER:

Senator Schoenberg, Chairperson of the Committee on State Government, reports Senate Bills 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2262, 2263, 2407, 2526, 2626, 2683, 2718, 2788, 2801, 2820, 2844, 2847, 2961, 2962, 3037, 3188, 3189, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 3202, 3203 and 3204 Do Pass; and Senate Bill 3207 Do Pass, as Amended.

Senator Munoz, Chairperson of the Committee on Licensed Activities, reports Senate Bills 2288, 2290, 2382, 2435, 2605, 2613, 2614, 2617, 2729, 2756, 2887 and 3108 Do Pass.

And Senator Ronen, Chairperson of the Committee on Labor and Commerce, reports Senate Bills 2289, 2547, 2665, 2858, 2901, 2905 and 3069 Do Pass.

Senator Link, Chairperson of the Committee on Revenue, reports Senate Bills 2144, 2177, 2432, 2441, 2542, 2635, 2807, 2890, 2892, 2968, 2974, 3029, 3030, 3129, 3183 Do Pass; and Senate Bills 2112, 2409, 2411, 2466 and 2704 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR HALVORSON)

The Rules Committee will meet immediately in the President's Anteroom. Rules Committee immediately. Madam Secretary, Committee Reports.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

SECRETARY HAWKER:

Senator Lightford, Chairperson of the Committee on Financial Institutions, reports Senate Bills 2176, 2553, 2634, 2707, 2710, 2908, 2981, 3021 and 3027 Do Pass.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR HALVORSON)

State your -- state your point.

SENATOR HENDON:

There's a silver flip telephone that was left in the men's room. We'd hate for one of you to be on your way home and trying to call the wife, and have to tell her that you left the phone in the men's room and she not believe you. So if you left your phone in the men's room, please check your pockets, and then you'll be able to phone home and not get in trouble.

PRESIDING OFFICER: (SENATOR HALVORSON)

Thank you, Senator. Committee Reports.

SECRETARY HAWKER:

Senator Demuzio, Chairperson of the Committee on Rules, reports the following Legislative Measures: Refer to Judiciary Committee - Committee Amendment No. 1 to Senate Bill 2654, Committee Amendment No. 1 to Senate Bill 2806 and Committee Amendment No. 3 to Senate Bill 2895; and Be Approved for Consideration - Floor Amendment No. 1 to House Bill 989.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Resolutions.

SECRETARY HAWKER:

Senate Resolution 440 {sic} (441), offered by Senator Obama.

It is substantive.

PRESIDING OFFICER: (SENATOR HALVORSON)

We'll now proceed to the Order of 2nd Readings. Top of page 2. Senate Bill 2091. Senator Welch. Senate Bill 2098. Senator Sieben. Senate Bill 2124. Senator Cullerton. Senator Cullerton? Senate Bill 2133. Senator Meeks. Senate Bill 2134. Senator Cullerton. Senate Bill 2135. Senator Garrett. Madam Secretary, read the bill.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

SECRETARY HAWKER:

Senate Bill 2135.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there -- have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2142. Senator Garrett. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2142.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Energy -- Environment and Energy adopted Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2147. Senator Silverstein. Senate Bill 2151. Senator Bomke. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2151.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

3rd Reading. Senate Bill 2153. Senator Jones. John Jones. Senate Bill 2153. Senate Bill 2164. Senator Althoff. Senate Bill 2184. Senator John Jones. Senate Bill 2269. Senator Obama. Senate Bill 2271. Senator Haine. Senator Haine. 2271. Senate Bill 2273. Senator Forby. Top of page 3. Senate Bill 2275. Senator Shadid. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2275.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2329. Senator Martinez. Senator Martinez. Senate Bill 2239 {sic}. Senator Cullerton. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2339.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2353. Senator Clayborne. Senate Bill 2366. Senator Trotter. Senate Bill 2367. Senator Trotter. Senate Bill 2370. Senator Sullivan. Senate Bill 2372. Senator Walsh. Senate Bill 2377. Senator Ronen. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2377.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Licensed Activities adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Madam Secretary, have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2379. Senator Ronen. No. Out of the record. Senate Bill 2395. Senator Crotty. Senate Bill 2399. Senator DeLeo. Senate Bill 2416. Senator Walsh. Top of page 4. Senate Bill 2448. Senator Roskam. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2448.

(Secretary reads title of bill)

2nd Reading of the bill. The -- no committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2457. Senator Sieben. Senate Bill 2525. Senator Jacobs. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2530 -- pardon me...

PRESIDING OFFICER: (SENATOR HALVORSON)

2525.

SECRETARY HAWKER:

Senate Bill 2525.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2530. Senator Forby. Senate Bill 2545. Senator Martinez. Senate Bill 2551. Senator Hunter. Senate Bill 2579. Senator Obama. Senate Bill 2581. Senator Obama. Senate Bill 2583. Senator Trotter. Senate Bill 2603. Senator Clayborne. Senate Bill 2610. Senator Obama. Senate Bill 2612. Senator Harmon. Senate Bill 2618. Senator Haine. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill...

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

No, wait. Out of the record. Sorry. Senate Bill 2619. Senator Welch. Top of page 5. Senate Bill 2620. Senator Silverstein. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2620.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance and Pensions adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2659. Senator Wendell Jones. Senate Bill 2676. Senator del Valle. Senate Bill 2696. Senator Burzynski. Senate Bill 2701. Senator Munoz. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2701.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2726. Senator Martinez. Senate Bill 2731. Senator Sandoval. Senate Bill 2732. Senator Demuzio. Senate Bill 2768. Senator Maloney. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2768.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Health and Human Services adopted Committee Amendments 2 and 4.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

3rd Reading. With leave of the Body, we'll go back to 2732. Senator Demuzio. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2732.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary -- pardon me, the Committee on Education adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR HALVORSON)

Have there been any Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2769. Senator del Valle. Senator del Valle, on -- Senate Bill 2845. Senator Walsh. Senate Bill 2863. Senator Burzynski. Senate Bill 2864. Senator Burzynski. Senate Bill 2867. Senator Cronin. Top of page 6. Senate Bill 2880. Senator Martinez. Senate Bill 2894. Senator Shadid. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2894.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2900. Senator Garrett. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 2900.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2904. Senator Risinger. Senate Bill 2918. Senator del Valle. Senate Bill 2926. Senator Collins. Senate Bill 2940. Senator Hunter. Madam Secretary, read the bill.

SECRETARY HAWKER:

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Senate Bill 2940.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 2944. Senator Rutherford. Senate Bill 2978. Senator Sandoval. Senate Bill 2988. Senator Collins. Senator Collins. 2988. Senate Bill 2995. Senator Righter. Senate Bill 3013. Senator Garrett. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 3013.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 3065. Senator Jacobs. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 3065.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 3085. Senator Schoenberg. Senate Bill 3091. Senator Watson. Senator Watson, on Senate Bill 3091? Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 3091.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 3107. Senator del Valle. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 3107.

(Secretary reads title of bill)

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HALVORSON)

3rd Reading. Senate Bill 3109. Senator del Valle. Senate Bill 3111. Senator Walsh. Senator Walsh. 3111. Senate Bill 3211. Senator Harmon. To fulfill our responsibilities under Article V, Section 9 of the Constitution, we will now proceed to the Order of Advise and Consent. Senator Hendon.

SENATOR HENDON:

Thank you, Madam President. I move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in the Messages of October 23rd, 2003; January 15th, 2004; February 6th, 2004; and February 10th, 2004.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon moves that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in his Messages of October 23rd, 2003; January 15th, 2004; February 6th, 2004; and February 10th, 2004. All those in favor will vote Aye. Opposed, Nay. The Ayes have it, and the motion carries. The Senate is now in Executive Session. Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senators Hendon and Geo-Karis, Co-Chairmen of the Committee on Executive Appointments, to which was referred the Governor's Message of October 23, 2003 -- 2003, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, with respect to the Message of October 23rd, 2003, I will read the salaried appointments of which the Committee on Executive Appointments recommends that the Senate do advise and consent.

To be a Director of the Illinois State Toll Highway Authority for a term commencing July 28th, 2003 and ending May 1st, 2007: Ronald E. Materick.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Madam President, having read the salaried appointment for the Governor's Message of October 23rd, 2003, I now seek leave to consider the appointment on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? The question is, does the Senate advise and consent to the salaried appointment just read from the Message of October 23rd. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, none voting Nay, and none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the appointments just read. Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senators Hendon and Geo-Karis, Co-Chairmen of the Committee on Executive Appointments, to which was referred the Governor's Message of January 15, 2004, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, with respect to the Message of January 15th, 2004, I will read the salaried appointments of which the Committee on Executive Appointments recommends that the Senate do advise and consent.

To be a member and the Chair of the Illinois Commerce Commission for a term commencing January 20th, 2004 and ending January 9th, 2006 {sic} (2009): Edward C. Hurley.

Madam President, having read the salaried appointment of the Governor's Message of January 15th, 2004, I now seek leave to consider the appointment on a roll call. Mr. {sic} President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? The question is, does the Senate advise and consent to the salaried appointment just read from the Message of January 15th. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish?

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, none voting Nay, none voting Present. Majority of the Senators elected concurring by record vote, the Senate does advise and consent to the appointments just read. Madam Secretary, Committee Reports.
SECRETARY HAWKER:

Senators Hendon and Geo-Karis, Co-Chairmen of the Committee on Executive Appointments, to which was referred the Governor's Message of January 15, 2004, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, with respect to the Message of January 15th, 2004, I will read the non-salaried appointments of which the Committee on Executive Appointments recommends that the Senate do advise and consent.

To be a member of the Heart of Illinois Regional Port District Authority for a term commencing December 2nd, 2003 and ending January {sic} (June) 1st, 2009: Earl S. Moldovan.

To be a member of the Heart of Illinois Regional Port District Authority for a term commencing December 2nd, 2003 and ending June 1st, 2009: Daniel J. Silverthorn.

Madam President, having read the non-salaried appointments from the Governor's Message of January 15th, 2004, I now seek leave to consider the appointments on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, does the Senate advise and consent to the non-salaried appointments just read from the Message of January 15th. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, none voting Nay, none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the appointments just read. Madam Secretary, Committee Reports.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

SECRETARY HAWKER:

Senators Hendon and Geo-Karis, Co-Chairmen of the Committee on Executive Appointments, to which was referred the Governor's Message of February 6, 2004, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, with respect to the Message of January {sic} 6th, 2004, I will read the non-salaried appointments of which the Committee on Executive Appointments recommends that the Senate do advise and consent.

To be a member of the Heart of Illinois Regional Port District Authority for a term commencing January 21st, 2004 and ending June 1st, 2009: Allen Covington.

To be a member of the Southern Illinois University Board of Trustees for a term commencing January 23rd, 2004 and ending January 17th, 2005: Glenn Poshard.

Madam President, having read the non-salaried appointments of the Governor's Message of January 6th, 2004, I now seek leave to consider the appointments on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, point of correction. The Message just -- read was in respect to the Message from February 6th, 2004. Will you now...(microphone cut off)... as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, does the Senate advise and consent to the non-salaried appointments just read from the Message of February 6th. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, none voting Nay, and none voting Present. A majority of the Senators elected concurring by record vote, the

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Senate does advise and consent to the appointments just read.
Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senators Hendon and Geo-Karis, Co-Chairmen of the Committee on Executive Appointments, to which was referred the Governor's Message of February 10, 2004, reported the same back with the recommendation that the Senate advise and consent to the following appointments.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon.

SENATOR HENDON:

Madam President, with respect to the Message of February 10th, 2004, I will read the non-salaried appointments of which the Committee on Executive Appointments recommends that the Senate do advise and consent.

To be a member of the Southern Illinois University Board of Trustees for a term -- commencing February 9th, 2004 and ending January 19th, 2009: Marilyn Jackson.

To be a member of the Southern Illinois University Board of Trustees for a term commencing February 9th, 2004 and ending January 15th, 2007: John Simmons.

To be a member of the Southern Illinois University Board of Trustees for a term commencing February 9th, 2004 and ending January 19th, 2009: Ronald -- Roger Tedrick.

Madam President, having read the non-salaried appointments from the Governor's Message of February 10th, 2004, I now seek leave to consider the appointments on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, does the Senate advise and consent to the non-salaried appointments just read from the Message of February 10th. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Yeas, none voting Nay, none voting Present. Majority of the Senators elected concurring by record vote, the Senate does advise and consent to the appointments just read. Senator Hendon.

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

SENATOR HENDON:

Thank you, Madam President. I move that the Senate arise from Executive Session.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hendon moves that the Senate arise from Executive Session. All those in favor, vote Aye. Opposed, Nay. The Ayes have it. The motion carries. The Senate has arisen from Executive Session. Madam Secretary, House Bills 1st Reading.

SECRETARY HAWKER:

House Bill 3865, an Act -- pardon me, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 4194, offered by Senator Schoenberg.

(Secretary reads title of bill)

And House Bill 4831, offered by Senator Martinez.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HALVORSON)

We will now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all those resolutions read in today will be added to the Consent Calendar. Madam Secretary, have there been any objections filed to any -- resolution on the Consent Calendar?

SECRETARY HAWKER:

There have been no objections filed, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries. The resolutions are adopted. Senator Cullerton, for what purpose do you rise?

SENATOR CULLERTON:

Purpose of an announcement.

PRESIDING OFFICER: (SENATOR HALVORSON)

State your announcement.

SENATOR CULLERTON:

The Senate Judiciary Committee will reconvene in Room 400 immediately upon adjournment. We have about thirty-three bills. We -- we have recessed until now. We're going to start up again

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

as soon as we adjourn. Every Member of the Judiciary Committee, please come to Room 400. We have about thirty-three bills. Try to get 'em out as quickly as possible.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, on the Order of Resolutions.

SECRETARY HAWKER:

Senate Joint Resolution 63.

(Secretary reads SJR No. 63)

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio moves to suspend the rules for the purpose of immediate consideration and adoption of Senate Joint Resolution 63. Those in favor will say Aye. Those opposed, Nay. The Ayes have it, and the rules are suspended. Senator Demuzio moves for the adoption of Senate Joint Resolution 63. All in favor, say Aye. Opposed, Nay. The Ayes have it. The resolution is adopted. The Senate will stand in recess to the call of the Chair, and after committee meeting, the Senate will reconvene to receive Committee Reports and other matters not requiring Floor action. There being no Floor action until the Senate reconvenes at the hour of noon on Tuesday, March 2nd, 2004, the Senate stands in recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senate will come to order. Madam Secretary, Messages.

SECRETARY HAWKER:

A Message from the President, dated February 26, 2004.

Dear Madam Secretary - Pursuant to Senate Rule 2-5, the Senate will convene in a special order of business for a Committee of the Whole. The Committee of the Whole will be held on Wednesday, March 3, 2004 at 10 o'clock a.m. for subject matter only with regard to the Governor's Education Plan contained in Senate Bill 3000.

Very truly yours, Emil Jones, Jr., President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Committee Reports.

SECRETARY HAWKER:

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

85th Legislative Day

2/26/2004

Senator Cullerton and Senator Dillard, Co-Chairpersons of the Committee on Judiciary, report Senate Bills 2090, 2163, 2201, 2287, 2354, 2414, 2451, 2471, 2495, 2496, 2499, 2502, 2510, 2536, 2546, 2559, 2572, 2630, 2653, 2664, 2690, 2757, 2799, 2806, 2878, 2907, 2921, 2946, 2982, 3004, 3007, 3014, 3130 Do Pass; and Senate Bills 2188, 2278, 2456, 2607, 2654, 2777, 2778, 2784, 2785, 2786, 2791, 2800, 2895, 2902, 3041, 3042, 3043 and 3140 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any further business? If not, then pursuant to Senate Joint Resolution 63, the Senate stands adjourned until the hour of noon on Tuesday, March the 2nd, 2004. Senate stands adjourned.