

**State of Illinois  
91st General Assembly  
Final Senate Journal**

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SENATE

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**SECOND SPECIAL SESSION**

**SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-FIRST GENERAL ASSEMBLY**

**1ST LEGISLATIVE DAY**

**THURSDAY, DECEMBER 16, 1999**

**7:07 O'CLOCK P.M.**

At the Second Special Session of the Ninety-First General Assembly the State of Illinois, begun and held at the Capitol in the City of Springfield on the Sixteenth day of December, in the year of Our Lord, One Thousand Nine Hundred and Ninety-Nine, at the hour of 7:07 o'clock p.m., the Honorable James "Pate" Philip, President of the Senate, called the Senate to order, pursuant to the proclamation of the Governor.

Silent prayer was observed by all members.

By direction of the President, the Secretary of the Senate read the following proclamation of the Governor.

**STATE OF ILLINOIS  
EXECUTIVE DEPARTMENT**

**PROCLAMATION**

WHEREAS, on January 1, 1995, Public Act 88-680 entitled "AN ACT

to create a Safe Neighborhoods Law" became effective; and

WHEREAS, Public Act 88-680 contained a significant number of criminal offense penalty enhancements, new criminal offenses and juvenile delinquency provisions; and

WHEREAS, on December 2, 1999, the Illinois Supreme Court in People v. Cervantes, Docket No. 87229, ruled that Public Act 88-680 violates the single subject clause of the Illinois Constitution (Article IV, Section 8(d)) and is unconstitutional in its entirety; and

WHEREAS, in the event the Illinois Supreme Court does not grant a rehearing, the provisions of Public Act 88-680 cannot be applied to criminal and juvenile offenses until reenacted into law; and

WHEREAS, it is essential that the provisions of Public Act 88-680 be reenacted before the Illinois General Assembly returns for regular

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session on January 12, 2000, so that the criminal offenses and enhanced penalties can be applied to criminal acts committed between the effective date of the reenactment and the year 2000 Legislative Session;

THEREFORE, pursuant to Article IV, Section 5(b) of the Illinois Constitution of 1970, I, George H. Ryan, Governor of the State of Illinois, hereby call and convene the 91st General Assembly in Second Special Session to commence on December 16, 1999, at 6:00 p.m., to consider only the reenactment of provisions contained in Public Act 88-680 (as subsequently amended). Such reenactment may include any amendatory changes necessary to maintain the penalty on a first offense of 720 ILCS 24-1 (a)(4) and (a)(10) as a felony but which allows the court additional discretion in sentencing certain first-time offenders. Such special session shall be limited to the consideration of Senate Bill 224 now pending before the General Assembly.

**In Witness Whereof**, I have hereunto set my hand and caused the Great Seal of the State of Illinois to be affixed.

Done at the Capitol, in the City of Springfield, this SIXTEENTH day of DECEMBER, in the Year of Our Lord one thousand nine hundred and NINETY-NINE, and of the State of Illinois the one hundred and EIGHTY-SECOND

s/JESSE WHITE  
Secretary of State

s/GEORGE H. RYAN  
Governor

#### PRESENTATION OF RESOLUTIONS

Senator Weaver offered the following Senate Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

#### SENATE RESOLUTION NO. 1

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE SECOND SPECIAL SESSION THEREOF, that the Secretary inform the House of Representatives that a majority of the members of the Senate has assembled pursuant to the proclamation of the Governor convening a special session of the General Assembly, and are now ready for the transaction of business.

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof.

Senator Weaver offered the following Senate Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

**SENATE RESOLUTION NO. 2**

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE SECOND SPECIAL SESSION THEREOF, that the President appoint a committee of five to wait upon his Excellency, the Governor, and inform him that the Second Special Session of the Ninety-First General Assembly is now duly in session in pursuance of his proclamation, and is ready to receive any message

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he may desire to submit.

The motion prevailed.

And the resolution was adopted.

Senator Weaver offered the following Senate Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

**SENATE RESOLUTION NO. 3**

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE SECOND SPECIAL SESSION THEREOF, that a Committee of three (3) members of the Senate be appointed, two (2) members to be appointed by the President and one (1) member to be appointed by the Minority Leader, to approve any and all Journals of the Senate for all days of the Second Special Session of the Ninety-First General Assembly where such Journals, prior to adjournment SINE DIE, have not been approved by the body as a whole.

The motion prevailed.

And the resolution was adopted.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following resolution:

HOUSE RESOLUTION NO. 2

**RESOLVED**, That the Clerk inform the Senate that a majority of the House has assembled, pursuant to the Proclamation of the Governor, convening a Second Special Session of the General Assembly and are now ready for the transaction of business.

Adopted by the House, December 16, 1999.

ANTHONY D. ROSSI, Clerk of the House

At the hour of 7:12 o'clock p.m., on motion of Senator Weaver, the Senate stood adjourned until Friday, December 17, 1999 at 1:05 o'clock p.m.