

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

9TH LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 28, 2001

9:00 O'CLOCK A.M.

No. 9  
[Feb. 28, 2001]

The Senate met pursuant to adjournment.  
 Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.  
 Prayer by Pastor Jerry Doss, Abundant Faith Christian Church,  
 Springfield, Illinois.  
 Senator Radogno led the Senate in the Pledge of Allegiance.

Senator Myers moved that reading and approval of the Journals of Wednesday, February 21, 2001, Thursday, February 22, 2001 and Tuesday, February 27, 2001 be postponed pending arrival of the printed Journals.

The motion prevailed.

#### REPORT RECEIVED

The Secretary placed before the Senate the following report:

A Report on Expenditures for the Title XX Social Services Block Grant, Fiscal Year 2000, submitted by the Department of Human Services.

The foregoing report was ordered received and placed on file in the Secretary's Office.

#### EXCUSED FROM ATTENDANCE

Senator Maitland was excused from attendance due to illness.

#### REPORTS FROM STANDING COMMITTEES

Senator Sieben, Chairperson of the Committee on Agriculture and Conservation to which was referred Senate Bill No. 184 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 Rauschenberger, Chairperson of the Committee on Appropriations to which was referred Senate Bill No. 758 reported the same back with the recommendation that the bill do pass.

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

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred Senate Bill No. 187 reported the same back with the recommendation that the bill do pass.

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

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred Senate Bill No. 104 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.

#### PRESENTATION OF RESOLUTIONS

##### SENATE RESOLUTION NO. 61

Offered by Senator Lauzen and all Senators:

Mourns the death of David A. Pittinger, Sr. of Woodridge.

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## SENATE RESOLUTION NO. 62

Offered by Senator Peterson - Geo-Karis - Klemm and all Senators:  
Mourns the death of David Lee Litwiler, Sr. of Long Lake.

The foregoing resolutions were referred to the Resolutions  
Consent Calendar.

At the hour of 9:12 o'clock a.m., Senator Geo-Karis presiding.

## REPORT FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its  
February 28, 2001 meeting, reported the following Senate Bills have  
been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: Senate Bills numbered 405, 548,  
629, 653, 726, 734, 831, 832, 871, 874, 948, 957, 994, 1280 and 1315.

Appropriations: Senate Bills numbered 665, 691, 692, 710, 814,  
1023, 1060, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1290,  
1314, 1321, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353,  
1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364,  
1365, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375,  
1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386,  
1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397,  
1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408,  
1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419,  
1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1430,  
1431, 1432, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1440, 1441,  
1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452,  
1453, 1454, 1455, 1456, 1457, 1458, 1459, 1460, 1461, 1462, 1463,  
1464, 1465, 1466, 1467, 1468, 1469, 1470, 1471, 1472, 1473, 1474,  
1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1485,  
1486, 1487, 1488, 1489 and 1490.

Commerce and Industry: Senate Bills numbered 389, 542, 603, 708,  
717, 788, 793, 794, 795, 796, 804, 858, 868, 895, 923, 964, 965, 967,  
969, 981, 982, 1001, 1002, 1086, 1087, 1119, 1178, 1179 and 1510.

Education: Senate Bills numbered 406, 462, 487, 492, 516, 519,  
520, 556, 567, 570, 590, 591, 616, 630, 636, 667, 668, 722, 740, 756,  
757, 759, 784, 806, 807, 808, 809, 810, 872, 898, 899, 903, 904, 905,  
907, 908, 909, 910, 911, 912, 913, 932, 972, 973, 979, 1015, 1025,  
1026, 1027, 1035, 1106, 1190, 1236, 1237, 1238, 1239, 1240, 1241,  
1242, 1243, 1273, 1293, 1299, 1322, 1331, 1342, 1343, 1494 and 1500.

Environment and Energy: Senate Bills numbered 392, 393, 394,  
415, 530, 574, 576, 577, 578, 579, 580, 581, 582, 595, 605, 614, 683,  
694, 695, 696, 724, 761, 847, 848, 852, 861, 880, 928, 947, 1017,  
1031, 1045, 1053, 1054, 1055, 1069, 1110, 1115, 1125, 1133, 1137,  
1149, 1180, 1181, 1289, 1295, 1296, 1316, 1318 and 1319.

Executive: Senate Bills numbered 43, 96, 387, 388, 391, 418,  
419, 420, 421, 422, 423, 424, 425, 451, 456, 457, 458, 459, 493, 495,  
501, 517, 524, 535, 536, 537, 550, 560, 569, 606, 610, 618, 628, 637,  
641, 647, 649, 651, 656, 657, 720, 728, 735, 753, 760, 778, 782, 786,  
790, 813, 822, 825, 850, 896, 902, 919, 921, 925, 926, 934, 939, 952,  
954, 956, 974, 983, 985, 987, 995, 996, 997, 1005, 1007, 1010, 1013,  
1022, 1032, 1034, 1043, 1044, 1056, 1059, 1062, 1079, 1082, 1088,  
1090, 1118, 1128, 1132, 1150, 1168, 1169, 1193, 1195, 1196, 1197,  
1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208,  
1211, 1215, 1222, 1249, 1250, 1257, 1258, 1259, 1260, 1261, 1262,  
1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1288, 1307, 1323,  
1508, 1511, 1512 and 1520.

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Financial Institutions: Senate Bills numbered 533, 575, 594, 689, 746, 820, 862, 888, 1036, 1037, 1040, 1103, 1104, 1130, 1291, 1312 and 1516.

Insurance and Pensions: Senate Bills numbered 407, 408, 409, 410, 411, 412, 413, 414, 431, 452, 453, 463, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 489, 490, 491, 498, 499, 507, 511, 512, 513, 514, 515, 525, 545, 563, 564, 565, 566, 572, 584, 585, 586, 587, 592, 593, 607, 612, 613, 642, 650, 666, 669, 670, 671, 672, 673, 674, 675, 676, 702, 703, 704, 706, 707, 716, 736, 737, 738, 739, 771, 774, 777, 779, 783, 791, 792, 802, 803, 821, 849, 864, 865, 866, 867, 869, 870, 879, 892, 935, 936, 937, 941, 942, 943, 944, 962, 966, 976, 1006, 1019, 1020, 1021, 1028, 1046, 1051, 1052, 1067, 1085, 1100, 1101, 1105, 1114, 1126, 1134, 1174, 1244, 1245, 1246, 1247, 1248, 1251, 1252, 1253, 1254, 1255, 1256, 1302, 1324, 1340, 1341, 1344, 1491, 1492, 1495, 1497, 1505 and 1507.

Judiciary: Senate Bills numbered 395, 397, 398, 399, 401, 402, 426, 427, 428, 429, 430, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 464, 494, 505, 522, 532, 544, 549, 562, 583, 588, 596, 599, 600, 604, 609, 615, 631, 632, 634, 639, 652, 654, 655, 658, 659, 660, 661, 684, 686, 688, 700, 701, 725, 727, 733, 747, 748, 773, 785, 797, 805, 811, 823, 829, 838, 839, 840, 841, 844, 887, 897, 920, 938, 940, 977, 978, 988, 993, 1003, 1009, 1011, 1012, 1014, 1048, 1049, 1050, 1057, 1058, 1061, 1065, 1080, 1093, 1094, 1095, 1096, 1097, 1124, 1127, 1131, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1170, 1233, 1234, 1235, 1292, 1297, 1305, 1306, 1309, 1311, 1320, 1327, 1330, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1501, 1502 and 1517.

Licensed Activities: Senate Bills numbered 447, 473, 526, 527, 528, 529, 534, 571, 633, 643, 645, 646, 678, 682, 705, 721, 749, 751, 752, 843, 857, 901, 1041, 1066, 1070, 1077, 1089, 1091, 1107, 1152, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1283, 1284, 1287, 1301 and 1522.

Local Government: Senate Bills numbered 400, 416, 432, 454, 460, 466, 468, 469, 470, 472, 488, 509, 521, 523, 553, 589, 597, 662, 663, 664, 677, 680, 681, 685, 687, 712, 715, 718, 723, 754, 755, 762, 763, 764, 765, 766, 767, 768, 769, 770, 772, 787, 801, 818, 894, 915, 918, 945, 946, 961, 975, 980, 989, 991, 992, 1063, 1083, 1084, 1092, 1108, 1109, 1113, 1121, 1220, 1221, 1223, 1224, 1282, 1286, 1313, 1503 and 1506.

Public Health and Welfare: Senate Bills numbered 155, 390, 396, 444, 445, 446, 461, 465, 474, 475, 503, 518, 543, 551, 552, 554, 555, 558, 559, 568, 608, 611, 619, 620, 621, 622, 623, 624, 648, 690, 693, 698, 750, 812, 816, 817, 842, 863, 873, 882, 884, 885, 886, 889, 916, 917, 924, 927, 929, 933, 949, 950, 951, 953, 959, 1030, 1033, 1068, 1071, 1072, 1073, 1074, 1078, 1081, 1112, 1212, 1271, 1272, 1274, 1275, 1276, 1277, 1281, 1303, 1304, 1308, 1310, 1329, 1493, 1504 and 1515.

Revenue: Senate Bills numbered 417, 449, 450, 455, 496, 497, 508, 538, 539, 540, 541, 573, 598, 601, 617, 638, 640, 697, 709, 711, 713, 714, 729, 730, 731, 732, 742, 743, 744, 745, 775, 776, 815, 851, 853, 854, 855, 856, 890, 891, 906, 963, 968, 970, 971, 984, 986, 999, 1000, 1018, 1038, 1042, 1111, 1116, 1117, 1129, 1135, 1136, 1167, 1171, 1176, 1177, 1216, 1217, 1218, 1219, 1232, 1278, 1279, 1285, 1298, 1317, 1498 and 1499.

State Government Operations: Senate Bills numbered 500, 502, 557, 561, 635, 644, 679, 719, 789, 799, 824, 830, 833, 834, 835, 836, 837, 845, 846, 859, 860, 875, 876, 877, 878, 881, 883, 900, 914, 931, 960, 998, 1008, 1029, 1039, 1047, 1075, 1076, 1102, 1151, 1166, 1172, 1173, 1175, 1209, 1210, 1213, 1214, 1339 and 1519.

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Transportation: Senate Bills numbered 403, 404, 448, 467, 471, 504, 506, 510, 531, 546, 547, 602, 625, 626, 627, 699, 741, 780, 781, 798, 800, 819, 826, 827, 828, 893, 922, 930, 955, 958, 990, 1004, 1016, 1024, 1064, 1098, 1099, 1120, 1122, 1123, 1191, 1192, 1194, 1294, 1300, 1325, 1326, 1328, 1496, 1509, 1513, 1514, 1518 and 1521.

Senator Weaver, Chairperson of the Committee on Rules, during its February 28, 2001 meeting, reported the following Senate Resolution has been assigned to the indicated Standing Committee of the Senate:

Executive: Senate Joint Resolution No. 2.

At the hour of 9:35 o'clock a.m., the Chair announced that the Senate stand at recess until 12:00 o'clock noon.

#### AFTER RECESS

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

Senator Donahue, presiding.

#### 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 Rules:

Senate Amendment No. 1 to Senate Bill 93  
Senate Amendment No. 1 to Senate Bill 101

#### REPORTS FROM STANDING COMMITTEES

Senator Cronin, Chairperson of the Committee on Education to which was referred Senate Bills numbered 19, 107, 109, 264, 325 and 330 reported the same back with the recommendation that the bills do pass.

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

Senator Parker, Chairperson of the Committee on Transportation to which was referred Senate Bills numbered 98, 103 and 275 reported the same back with the recommendation that the bills do pass.

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

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

House Bill No. 181, sponsored by Senator Luechtefeld was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 216, sponsored by Senator Rauschenberger was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 260, sponsored by Senator Rauschenberger was taken up, read by title a first time and referred to the Committee on

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Rules.

House Bill No. 500, sponsored by Senator Rauschenberger was taken up, read by title a first time and referred to the Committee on Rules.

Senator Karpriel asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 12:20 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

#### AFTER RECESS

At the hour of 1:05 o'clock p.m., the Senate resumed consideration of business.

Senator Donahue, presiding.

#### PRESENTATION OF RESOLUTION

Senator Philip offered the following Senate Resolution, which was referred to the Committee on Rules:

##### SENATE RESOLUTION NO. 63

BE IT RESOLVED BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the rules of the Senate of the Ninety-Second General Assembly are amended by making the following changes:

(Senate Rule 3-1)

3-1. Committees. (a) The committees of the Senate shall be: (i) the standing committees listed in Rule 3-4; (ii) special committees created by Senate resolution under Rule 3-3; and (iii) special subcommittees created by standing committees or by special committees under Rule 3-3. Subcommittees may not create subcommittees.

(b) All committees shall have a Chairperson and Minority Spokesperson, who shall not be of the same political party, except as provided in Rule 3-2. Committees of the whole shall consist of all Senators. The number of majority caucus members and minority caucus members of all standing committees, and all other committees unless otherwise ordered by the Senate in accordance with these Senate Rules, shall be determined by the President. Such numbers of majority caucus and minority caucus members shall become final upon the President filing with the Secretary an appropriate notice, which shall be Journalized.

(c) The Chairperson of a committee shall have the authority to call the committee to order, designate the order in which bills and resolutions posted for hearing shall be taken up, order the roll call vote to be taken on each legislative measure called for a vote, preserve order and decorum during committee meetings, and generally supervise the affairs of the committee. The Vice-Chairperson of a committee may preside over its meetings in the absence or at the direction of the Chairperson.

(d) A vacancy on a committee, or in the Chairperson or Minority Spokesperson position on a committee, shall be created when a member resigns from such position or ceases to be a Senator. Resignations shall be made in writing to the Secretary, who shall promptly notify the President and Minority Leader. Absent concurrence by a majority

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of those elected, or as otherwise provided in Rule 3-5, no member who resigns from a committee shall be reappointed to such committee for the remainder of the term. Replacement members shall be of the same political party as that of the member who resigns, and shall be appointed by the President or Minority Leader, depending upon the political party of the resigning member. In the case of vacancies on special subcommittees that were created by committees, the parent committee shall fill the vacancy by motion.

(e) The Chairperson of a committee shall have the authority to call meetings of that committee, subject to the approval of the President in accordance with Rule 2-5(c) (17). Except as otherwise provided by these Senate Rules, committee meetings shall be convened in accordance with Rule 3-11.

(Senate Rule 3-2)

3-2. Membership and Officers of Standing Committees. (a) At the commencement of the term, the members of each standing committee shall be appointed for the term by the President and the Minority Leader, except as provided in Rule 3-5. The President shall appoint the Chairperson and the remaining committee members of the majority caucus (one of whom the President shall designate as Vice-Chairperson), and the Minority Leader shall appoint the Minority Spokesperson and the remaining committee members of the minority caucus, except as provided in paragraph (b) of this rule. Such appointments shall become immediately effective upon the delivery of appropriate correspondence from each of the respective leaders to the Secretary, regardless of whether the Senate shall be in session, and such appointments for the committee members, shall be for the duration of the term. The Chairperson and Minority Spokesperson shall serve at the pleasure of the President or Minority Leader as the case may be. The Secretary shall Journalize all such appointments. All standing committees shall be empowered to conduct business when a majority of the total number of committee members has been appointed.

(b) Notwithstanding any other provision of these Senate Rules, the President may appoint any two members to serve as Co-Chairpersons of a Standing Committee. Co-Chairpersons shall not be of the same political party and shall serve at the pleasure of the President. A standing Committee with Co-Chairpersons shall not have a Minority Spokesperson. For purposes of Section 1 of the General Assembly Compensation Act (25 ILCS 115/1), one Co-Chairperson shall be considered "chairman" and the other shall be considered "minority spokesperson". Co-Chairperson appointments shall become immediately effective upon the delivery of appropriate correspondence from the President to the Secretary, regardless of whether the Senate shall be in session. The Secretary shall journalize such appointments.

(Source: SR2, 92nd G.A.)

#### REPORT FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, to which was referred Senate Resolution No. 63 reported that the Committee recommends that the resolution be approved for consideration with the recommendation "do adopt" and be referred to the Senate floor for consideration.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message from the House by

[Feb. 28, 2001]

Mr. Rossi, Clerk:

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

HOUSE BILL NO. 68

A bill for AN ACT in relation to defendants found not guilty by reason of insanity.

HOUSE BILL NO. 396

A bill for AN ACT in relation to land excavation.

Passed the House, February 27, 2001.

ANTHONY D. ROSSI, Clerk of the House

The foregoing House Bills numbered 68 and 396 were taken up, ordered printed and placed on first reading.

MESSAGE FROM THE GOVERNOR

Message for the Governor by Michael P. Madigan  
Director of Legislative Affairs

February 28, 2001

Mr. President,

The Governor directs me to lay before the Senate the following Message:

STATE OF ILLINOIS  
EXECUTIVE DEPARTMENT

To the Honorable  
Members of the Senate  
Ninety-Second General Assembly

I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable body.

COURT OF CLAIMS

To be Chief Justice of the Court of Claims for a term ending January 15, 2007:

Andrew M. Raucci of Chicago  
Salaried

ILLINOIS HUMAN RIGHTS COMMISSION

To be a member of the Illinois Human Rights Commission for a term ending January 17, 2005:

Spencer Leak, Sr.  
Salaried

ILLINOIS LABOR RELATIONS BOARD; STATE PANEL

To be a member and Chairman of the Illinois Labor

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Relations Board; State Panel for a term ending  
January 24, 2005:

Manny Hoffman of Hazelcrest  
Salaried

PRISONER REVIEW BOARD

To be a member of the Prisoner Review Board  
for a term ending January 15, 2007:

Nancy L. Bridges-Mickelson of Golconda  
Salaried

PROPERTY TAX APPEAL BOARD

To be a member of the Property Tax Appeal Board  
for a term ending January 15, 2007:

Max E. Coffey of Charleston  
Salaried

SMALL BUSINESS UTILITY ADVOCATE

To be the Small Business Utility Advocate  
for a term ending February 6, 2006:

Phyllis Scott of Flossmoor  
Salaried

AGRICULTURAL EXPORT ADVISORY COMMITTEE

To be members of the Agricultural Export Advisory  
Committee for terms ending January 20, 2003:

Thomas E. Bressner of Moweaqua  
Non-Salaried

Kendall Cole of Virden  
Non-Salaried

Heather Hampton-Knodle of Irving  
Non-Salaried

Stanley Heitz of Normal  
Non-Salaried

Stephen A. Kneubuehl of Rock City  
Non-Salaried

Bruce N. Leman of Roanoke  
Non-Salaried

Richard V. Maiocco of Springfield  
Non-Salaried

Katherine A. Reading of Skokie  
Non-Salaried

Sandra Streed of Chicago

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Non-Salaried

Paul Van Halteren of Chicago  
Non-Salaried

BOARD OF AERONAUTICAL ADVISORS

To be members of the Board of Aeronautical Advisors  
for terms ending January 20, 2003:

Rudy Frasca of Champaign  
Non-Salaried

Neal Houbolt of Joliet  
Non-Salaried

Ralph Hurwitz of Springfield  
Non-Salaried

Jacqueline H. Klaus of Peoria  
Non-Salaried

David A. NewMyer of DeSoto  
Non-Salaried

William R. Norwood of Carbondale  
Non-Salaried

Charles H. Wenk of Lake Bluff  
Non-Salaried

BOARD OF HIGHER EDUCATION

To be a member of the Board of Higher Education  
for a term ending January 31, 2001:

Mark E. Barmak of Lake Bluff  
Non-Salaried

To be a member of the Board of Higher Education  
for a term ending January 31, 2007:

Mark E. Barmak of Lake Bluff  
Non-Salaried

BOARD OF TRUSTEES GOVERNORS STATE UNIVERSITY

To be members of the Governors State University  
Board of Trustees for terms ending January 15, 2007:

Bruce N. Friefeld of Mokena  
Non-Salaried

Kathleen Field Orr of Flossmoor  
Non-Salaried

Lorine S. Samuels of New Lenox  
Non-Salaried

BOARD OF TRUSTEES NORTHERN ILLINOIS UNIVERSITY

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To be a member of the Northern Illinois University  
Board of Trustees for a term ending January 15, 2007:

George A. Moser of Barrington Hills  
Non-Salaried

BOARD OF TRUSTEES UNIVERSITY OF ILLINOIS

To be a member of the University of Illinois Board  
of Trustees for a term ending January 8, 2007:

Robert F. Vickrey of Peru  
Non-Salaried

BOARD OF TRUSTEES WESTERN ILLINOIS UNIVERSITY

To be a member of the Western Illinois University Board  
of Trustees for a term ending January 15, 2007:

Dace E. Richardson of Wheaton  
Non-Salaried

CHILDREN AND FAMILY SERVICES ADVISORY COUNCIL

To be members of the Children and Family Services  
Advisory Council for terms ending January 17, 2005:

Frances Pace Barnes of Chicago  
Non-Salaried

Barbara A. Cempura of Belleville  
Non-Salaried

Micki Chulick of DeKalb  
Non-Salaried

Judy H. Fried of Lincolnshire  
Non-Salaried

Linda Goforth of Murphysboro  
Non-Salaried

Charlotte Mushow of Elmhurst  
Non-Salaried

Rick Velasquez of Oak Park  
Non-Salaried

Eva Annette Wilson of Chicago  
Non-Salaried

DEPARTMENT OF NATURAL RESOURCES ADVISORY BOARD

To be a member of the Department of Natural Resources  
Advisory Board for a term ending January 20, 2003:

Victoria Cianciarulo of Lanark  
Non-Salaried

To be members of the Department of Natural Resources

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Advisory Board for terms ending January 15, 2007:

Robert C. Winchester, Sr. of Whittington  
Non-Salaried

Richard T. Wren, Jr. of Oak Lawn  
Non-Salaried

EMPLOYMENT SECURITY ADVISORY BOARD

To be members of the Employment Security Advisory Board  
for terms ending January 20, 2003:

Gregory W. Baise of Lemont  
Non-Salaried

Margaret Blackshere of Niles  
Non-Salaried

Louis Jones of Flossmoor  
Non-Salaried

David F. Vite of Woodstock  
Non-Salaried

ILLINOIS BUILDING COMMISSION

To be a member of the Illinois Building Commission  
for a term ending May 1, 2003:

Ed Christensen of Chicago  
Non-Salaried

ILLINOIS STATE BOARD OF INVESTMENT

To be a member of the Illinois State Board of  
Investment for a term ending January 17, 2005:

Robert H. Newton of Springfield  
Non-Salaried

ILLINOIS STATE MEDICAL DISCIPLINARY BOARD

To be a member of the Illinois State Medical  
Disciplinary Board for a term ending January 1, 2004:

Mark Burton Weiner of Berwyn  
Non-Salaried

ILLINOIS STATE MUSEUM BOARD

To be members of the Illinois State Museum Board for  
terms ending January 15, 2003:

James Ballowe of Ottawa  
Non-Salaried

R-Lou P. Barker of Springfield  
Non-Salaried

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George Bernard Rabb of Brookfield  
Non-Salaried

Peggy Ryder of Jerseyville  
Non-Salaried

Guerry L. Suggs of Springfield  
Non-Salaried

JOLIET ARSENAL DEVELOPMENT AUTHORITY

To be members of the Joliet Arsenal Development  
Authority for terms ending January 17, 2005:

Wayne H. McMillan of Bolingbrook  
Non-Salaried

Joseph P. Ward of Joliet  
Non-Salaried

MEDICAL LICENSING BOARD

To be a member of the Medical Licensing Board  
for a term ending January 1, 2002:

Richard J. Dietzen of Elmhurst  
Non-Salaried

To be a member of the Medical Licensing Board  
for a term ending January 1, 2004:

Joseph L. Daddino of Barrington  
Non-Salaried

PUBLIC ADMINISTRATOR AND PUBLIC GUARDIAN

To be the Public Administrator and Public Guardian  
of Kane County for a term ending December 3, 2001:

Denise Harding-Hopkins of Elgin  
Non-Salaried

STATE SOIL AND WATER CONSERVATION ADVISORY BOARD

To be a member of the State Soil and Water Conservation  
Advisory Board for a term ending January 15, 2001:

Eleanor Zimmerlein of LaMoille  
Non-Salaried

To be a member of the State Soil and Water Conservation  
Advisory Board for a term ending January 17, 2005:

Eleanor Zimmerlein of LaMoille  
Non-Salaried

GEORGE H. RYAN

Under the rules, the foregoing Message was referred to the  
Committee on Executive Appointments.

[Feb. 28, 2001]

Senator Bowles asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

At the hour of 1:40 o'clock p.m., the Chair announced that the Senate stand at recess until 2:10 o'clock p.m.

AFTER RECESS

At the hour of 2:30 o'clock p.m., the Senate resumed consideration of business.

Senator Donahue, presiding.

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Philip moved that Senate Resolution No. 63, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Philip moved that Senate Resolution No. 63, be adopted.

And on that motion a call of the roll was had resulting as follows:

Yeas 35; Nays 22.

The following voted in the affirmative:

Bomke  
Burzynski  
Cronin  
Cullerton  
DeLeo  
Dillard  
Donahue  
Dudycz  
Geo-Karis  
Hawkinson  
Jones, W.  
Karpel  
Klemm  
Laufen  
Luechtefeld  
Madigan, R.  
Mahar  
Molaro  
Munoz  
Myers  
Noland  
O'Malley  
Parker  
Peterson  
Petka  
Radogno  
Rauschenberger  
Roskam  
Sieben  
Sullivan  
Syverson  
Walsh, T.  
Watson  
Weaver

[Feb. 28, 2001]

Mr. President

The following voted in the negative:

Bowles  
 Clayborne  
 del Valle  
 Demuzio  
 Halvorson  
 Hendon  
 Jacobs  
 Jones, E.  
 Lightford  
 Link  
 Madigan, L.  
 Obama  
 O'Daniel  
 Ronen  
 Shadid  
 Shaw  
 Silverstein  
 Trotter  
 Viverito  
 Walsh, L.  
 Welch  
 Woolard

The motion prevailed.  
 And the resolution was adopted.

#### PRESENTATION OF RESOLUTIONS

Senator Obama offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Rules:

##### SENATE JOINT RESOLUTION NO. 14 CONSTITUTIONAL AMENDMENT

RESOLVED, BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 3, 7, and 18 and by repealing Section 17 as follows:

(ILCON Art. V, Sec. 1)

##### SECTION 1. OFFICERS

The Executive Branch shall include a Governor, Lieutenant Governor, Attorney General, Secretary of State, and Comptroller of the Treasury ~~Comptroller and Treasurer~~ elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

(Source: Illinois Constitution.)

(ILCON Art. V, Sec. 3)

##### SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, Lieutenant Governor, Attorney General, Secretary of State, or Comptroller of the Treasury ~~Comptroller or Treasurer~~, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

[Feb. 28, 2001]

(Source: Illinois Constitution.)

(ILCON Art. V, Sec. 7)

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, or Comptroller of the Treasury Comptroller-or-Treasurer fails to qualify or if the his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. If the Lieutenant Governor fails to qualify or if the his office becomes vacant, it shall remain vacant until the end of the term.

(Source: Illinois Constitution.)

(ILCON Art. V, Sec. 17)

SECTION 17. COMPTROLLER - DUTIES (REPEALED)

~~The Comptroller, in accordance with law, shall maintain the State's central fiscal accounts, and order payments into and out of the funds held by the Treasurer.~~

(Source: Illinois Constitution.)

(ILCON Art. V, Sec. 18)

SECTION 18. COMPTROLLER OF THE TREASURY TREASURER - DUTIES

The Comptroller of the Treasury Treasurer, in accordance with law, shall (i) maintain the State's central fiscal accounts, and order payments into and out of the funds held by him or her, (ii) be responsible for the safekeeping and investment of monies and securities deposited with him or her, and for their disbursement upon his or her order, and (iii) have the duties and powers that may be prescribed by law of the Comptroller.

(Source: Illinois Constitution.)

SCHEDULE

A Comptroller of the Treasury, but not a Comptroller or Treasurer, shall be elected in 2006 and thereafter. This Constitutional Amendment otherwise takes effect upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2002.

Senator R. Madigan offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 64

WHEREAS, Thomas William Davenport was a licensed civil engineer with the Illinois Department of Transportation; on April 16, 1992, he was killed by a drunk driver north of his home in Chatham, Illinois; and

WHEREAS, Thomas Davenport was a son, brother, husband, and a father; and

WHEREAS, Thomas Davenport, working with the Illinois Department of Transportation, assisted with the building of the bridge on South Chatham Road that crosses Interstate 72 and Illinois Route 36; and

WHEREAS, The bridge is located on South Chatham Road in Springfield, Illinois, and is used as an overpass for Interstate 72 and Illinois Route 36; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the bridge on South Chatham Road, spanning Interstate 72 and Illinois Route 36, be named the Thomas William Davenport Memorial Bridge; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect, at a suitable location consistent with State and federal regulations, an appropriate plaque or signs giving notice of the name; and be it further

RESOLVED, That suitable copies of this preamble and resolution be

[Feb. 28, 2001]

presented to the Secretary of Transportation and to the family of Thomas William Davenport.

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

February 28, 2001

Mr. Jim Harry  
Secretary of the Senate  
401 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Senate Rule 3-2(b), I hereby appoint, to be effective immediately, the following members to serve as Co-Chairpersons of the Executive Appointments Committee: Senator James DeLeo and Senator Edward F. Petka.

Sincerely,

s/James "Pate" Philip  
Senate President

cc: Senator Jones  
Courtney Nottage

At the hour of 3:15 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, March 1, 2001 at 10:00 o'clock a.m.

[Feb. 28, 2001]