

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

31ST LEGISLATIVE DAY

WEDNESDAY, APRIL 25, 2001

12:00 O'CLOCK NOON

No. 31
[Apr. 25, 2001]

The Senate met pursuant to adjournment.
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
Prayer by Reverend L. Dale Wilfong, Sherman United Methodist Church, Sherman, Illinois.
Senator Radogno led the Senate in the Pledge of Allegiance.

Senator W. Jones moved that reading and approval of the Journal of Tuesday, April 24, 2001 be postponed pending arrival of the printed Journal.
The motion prevailed.

REPORTS FROM STANDING COMMITTEES

Senator Sieben, Chairperson of the Committee on Agriculture and Conservation to which was referred House Bills numbered 196, 544, 605 and 3085 reported the same back with the recommendation that the bills do pass.

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

Senator Cronin, Chairperson of the Committee on Education to which was referred House Bills numbered 198, 646, 841, 1905 and 3387 reported the same back with the recommendation that the bills do pass.

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

Senator Cronin, Chairperson of the Committee on Education to which was referred House Bills numbered 1048, 1822 and 2436 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 Mahar, Chairperson of the Committee on Environment and Energy to which was referred House Bills numbered 171, 476, 2138 and 3332 reported the same back with the recommendation that the bills do pass.

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

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred House Bills numbered 229, 427, 512, 1814, 1942, 2266 and 2315 reported the same back with the recommendation that the bills do pass.

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

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred House Bills numbered 632, 2265 and 2865 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.

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT

JAMES "PATE" PHILIP
SENATE PRESIDENT

April 25, 2001

Mr. Jim Harry

[Apr. 25, 2001]

Secretary of the Senate
401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10(e), I hereby extend the deadline for Senate Bills Third Reading on the following category of bills, with specific bills enumerated under this category, to May 31, 2001:

Health Care, specifically: Senate Bill 1340

Sincerely

s/James "Pate" Philip
Senate President

cc: Senator Jones

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 116

Offered by Senator Link and all Senators:
Mourns the death of Roosevelt Wright of North Chicago.

SENATE RESOLUTION NO. 117

Offered by Senator Link and all Senators:
Mourns the death of Samuel Payne, Sr., of Zion.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

Senators Dudycz - Shadid - Munoz offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 118

WHEREAS, The Illinois Senate strives for the most efficient and effective use of the state's resources; and

WHEREAS, A state agency's organizational structure influences the manner by which it performs its established mission and expends its funds in performance of its statutory duties; and

WHEREAS, The Department of State Police is a valued partner of municipal, county, federal, and other state-level law enforcement agencies in the fight against crime and in enforcing the traffic laws of this state; and

WHEREAS, The Department of State Police is a full-service police agency, providing patrol, investigation, crime lab and criminal history data repository services; and

WHEREAS, Due to the variety and breadth of valued law enforcement services provided by the Department of State Police, it holds a unique place in state government and in the Illinois public safety community; and

WHEREAS, Over twenty years have passed since the organizational design and sworn rank structure of the Department of State Police has been thoroughly reviewed and evaluated; and

WHEREAS, The Illinois Senate has delegated several additional statutory duties and responsibilities to the Department during the last two decades, including enhanced commercial vehicle enforcement

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and diesel emission testing programs; and

WHEREAS, It is the goal of the Illinois Senate for the Department of State Police to operate at the optimum performance level possible; therefore be it

RESOLVED, BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, That the Department of State Police review and evaluate its varied duties and responsibilities, table of organization, and sworn rank and command structures as they relate to the most effective and efficient use of the Department's resources while the Department pursues its statutory mission; and be it further

RESOLVED, That the Department review all existing commercial vehicle enforcement activities of state level agencies and evaluate existing enforcement programs with the intent of identifying the most desirable method by which such commercial vehicle enforcement should be delivered; and be it further

RESOLVED, That the Department review the current practice, policy and statutory authority regarding deployment of personnel into areas under the jurisdiction of local law enforcement agencies with the intent of identifying when such practice is authorized and when it should be authorized; and be it further

RESOLVED, That the Department of State Police submit a report of its findings and recommendations relating to (1) the Department's organizational, command and rank structures; (2) state-level commercial vehicle enforcement; (3) deployment of personnel to areas under the jurisdiction of local law enforcement; and (4) statutory duties and responsibilities; and be it further

RESOLVED, That the report shall be submitted to the Illinois Senate no later than January 1, 2002; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Director of the Illinois Department of State Police.

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 1032
Senate Amendment No. 2 to Senate Bill 1173

The following floor amendment to the House Bill listed below has been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 1 to House Bill 1942

EXCUSED FROM ATTENDANCE

Senator Maitland was excused from attendance due to illness.

On motion of Senator Bomke, Senator Myers was excused from attendance due to illness.

On motion of Senator Demuzio, Senator Lightford was excused from attendance due to illness.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

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On motion of Senator Parker, House Bill No. 25 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Peterson, House Bill No. 1901 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Radogno, House Bill No. 2438 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Noland, House Bill No. 2554 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator R. Madigan, House Bill No. 2994 having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2994 on page 31, line 27, by changing "canceled" to "canceled, within the first half of the contract or policy period,"; and

on page 31 by replacing line 34 with the following:

"was not in force. There shall be no compensation or service fee assessed or received on a contract or policy by the insurance producer or business entity for processing such cancellation."; and on page 33, line 7, by changing "subsection (e)" to "this Code"; and on page 33 by inserting immediately below line 13 the following:

"(e) An insurer, the authorized representative of the insurer, or a producer that fails to report as required under the provisions of this Section or that is found to have reported with malicious intent by a court of competent jurisdiction may, after notice and hearing, have its license or certificate of authority suspended or revoked and may be subjected to a civil penalty."

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

On motion of Senator R. Madigan, House Bill No. 3004 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Donahue, House Bill No. 3145 was taken up, and read by title a second time.

Floor Amendment No. 1 was held in the Committee on Rules.

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

On motion of Senator Karpiel, House Bill No. 3172 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Link, House Bill No. 3199 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Petka, House Bill No. 153 was taken up, read by title a second time and ordered to a third reading.

REPORTS FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its April 25, 2001 meeting, reported the following House Bills have been

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assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: House Bills numbered 1696, 1915 and 3377.

Appropriations: House Bills numbered 2125, 3489 and 3490.

Commerce and Industry: House Bills numbered 2221 and 3203.

Environment and Energy: House Bills numbered 2 and 3264.

Executive: House Bills numbered 1087, 1199, 1200, 1201, 1202, 1203, 1204, 1630, 1776, 2283, 2602, 2807, 2905, 2911, 2914, 2917, 2920, 3024, 3188, 3209, 3491, 3492, 3493, 3494 and 3495.

Financial Institutions: House Bills numbered 2282 and 3068.

Insurance and Pensions: House Bills numbered 233, 250, 478, 1040, 1064, 2099, 2367, 2419, 2662 and 2665.

Judiciary: House Bills numbered 774, 888, 982, 1041, 1812, 1900, 2058, 2220, 3055, 3075, 3179, 3224 and 3314.

Licensed Activities: House Bills numbered 572, 1805, 1825, 1954, 2391, 2400, 2539, 2566, 2595, 3014, 3015, 3097 and 3204.

Local Government: House Bills numbered 27, 60, 904, 1011, 1914 and 3069.

Public Health and Welfare: House Bills numbered 313, 2276, 3071, 3128, 3131 and 3305.

Revenue: House Bills numbered 442 and 2113.

State Government Operations: House Bill No. 3375.

Transportation: House Bills numbered 418, 508, 579, 1907 and 2259.

Senator Weaver, Chairperson of the Committee on Rules, during its April 25 meeting, reported the following House Resolution has been assigned to the indicated Standing Committee of the Senate:

Executive: House Joint Resolution No. 6.

Senator Weaver, Chairperson of the Committee on Rules, during its April 25, 2001 meeting, reported the following Senate Resolution has been assigned to the indicated Standing Committee of the Senate:

Financial Institutions: Senate Joint Resolution No. 19.

Senator Weaver, Chairperson of the Committee on Rules, during its April 25, 2001 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Executive: Senate Amendment No. 1 to Senate Bill 1032.

Local Government: Senate Amendment No. 1 to House Bill 1972; Senate Amendment No. 1 to House Bill 3145.

State Government Operations: Senate Amendment No. 2 to Senate Bill 1173.

Transportation: Senate Amendment No. 1 to House Bill 846; Senate Amendment No. 1 to House Bill 2161.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 241, sponsored by Senator Halvorson was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 502, sponsored by Senator Halvorson was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 1051, sponsored by Senator Cronin was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1935, sponsored by Senator L. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2426, sponsored by Senator Roskam was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2463, sponsored by Senator Noland was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3395, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

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

SENATE BILL NO 547

A bill for AN ACT concerning vehicles.

SENATE BILL NO 962

A bill for AN ACT concerning the comprehensive health insurance plan.

SENATE BILL NO 1099

A bill for AN ACT in regard to vehicles.

SENATE BILL NO 1172

A bill for AN ACT concerning the duties of the Governor.

SENATE BILL NO 1294

A bill for AN ACT concerning vehicles.

Passed the House, April 24, 2001.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 2

Concurred in by the House, April 24, 2001.

ANTHONY D. ROSSI, Clerk of the House

At the hour of 12:41 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, April 26, 2001 at 11:00 o'clock a.m.

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