

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

53RD LEGISLATIVE DAY

WEDNESDAY, NOVEMBER 7, 2001

12:00 O'CLOCK NOON

No. 53  
[Nov. 7, 2001]

The Senate met pursuant to adjournment.  
 Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.  
 Prayer by Pastor Thomas Christell, Grace Lutheran Church,  
 Springfield, Illinois.  
 Senator Petka led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, May 30, 2001, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Thursday, May 31, 2001, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

#### REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

The Sixth annual report of the Child Endangerment Risk Assessment Protocol submitted by the Department of Children & Family Services in compliance with PA 88-614.

The Quarterly Report, April 1, 2001, submitted by the Adult and Juvenile Facilities.

The Annual Report, 2000, Fiscal Year Ending June 30, 2000, submitted by the Illinois State Labor Relations Board and the Illinois Local Labor Relations Board.

The Annual Report, 2000, Collaboration, Vision and Growth submitted by the Chicago/Gary Regional Airport Authority.

A Statement of Receipts and Expenditures for July 1, 1999 through June 30, 2000, submitted by the Northeastern Illinois Planning Commission.

The Third Quarter Procurement Report submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act, as amended (70 ILCS 210/1).

A report on the designation of ABN AMRO North America, Inc. as an Illinois High Impact Business submitted by the Department of Commerce and Community Affairs as required in 20 ILCS 655/5.5 (1999 Illinois Compiled Statutes), as amended, of the Illinois Enterprise Zone Act.

A report on the designation of UBS, AG as an Illinois High Impact Business submitted by the Department of Commerce and Community Affairs in compliance with 20 ILCS 655/5.5 (1999 Illinois Compiled Statutes), as amended of the Illinois Enterprise Zone Act.

A report on the designation of Abbott Laboratories as an Illinois High Impact Business submitted by the Department of Commerce and Community Affairs in accordance with 20 ILCS 655/5.5 (1999 Illinois Compiled Statutes), as amended, of the Illinois Enterprise Zone Act.

[Nov. 7, 2001]

The Construction Progress Report and Quality Control Report for period ending January 31, 2001, submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act as amended (70 ILCS 210/1).

The Construction Progress Report for periods ending February 28, 2001 and March 31, 2001 submitted by the Metropolitan Pier and Exposition Authority Act pursuant to the Metropolitan Pier and Exposition Authority Act as amended (70 ILCS 210/1).

A report on the Illinois Emergency Food & Shelter Program, Fiscal Year 2000, submitted by the Department of Human Services.

The 1999-2000 Biennial Report submitted by the Illinois Community College Board.

A Report on Projected Expenditures for the Title Social Services Block Grant, Fiscal Year 2002, submitted by the Department of Human Services.

The annual report, Federal Funds to State Agencies, FY 1999 - FY 2001, Tenth Edition, April 2001, submitted by the Illinois Commission on Intergovernmental Cooperation.

A report on the Excellence in Academic Medicine Payments for Fiscal Year 2001, submitted by The Department of Public Aid and the Department of Public Health pursuant to Section 65 of the Excellence in Academic Medicine Act (30 ILCS 775/1 et seq.).

The Annual Report for fiscal year ending June 30, 2001, submitted by the Department of Transportation in accordance with Section 5-201.16 of the Illinois Highway Code.

A report on the Illinois National Rankings in State Government Financing, 2001 Edition submitted by the Illinois Economic and Fiscal Commission.

The 2000 Annual Report submitted by the Legislative Audit Commission.

The Annual Report 2000, Centers for Independent Living, submitted by the Department of Human Services, Office of Rehabilitation Services.

A report on the Proposed Improvements for Illinois Highways FY 2002 submitted by the Department of Transportation.

A report on the Use of Emerging Investment Managers submitted by the State Universities Retirement System of Illinois as required by Public Act 87-1265.

A Report on Emerging Investment Managers, Fiscal Year 2001, submitted by the Illinois State Board of Investment in compliance with the Illinois Pension Code amended and adopted effective January 25, 1993.

The Affirmative Action Plan submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act, as amended (70 ILCS 210/1).

[Nov. 7, 2001]

The 2000 Annual Report submitted by the Illinois Motor Vehicle Theft Prevention Council.

A Report on the Will County Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources in accordance with the Flood Control Act of 1945.

A Report on the Village of Wheeling Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources as required by the Flood Control Act of 1945.

A Report on the City of Northlake Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources pursuant to the Flood Control Act of 1945.

A report, Corporate Incentives in the State of Illinois, submitted by the Illinois Economic and Fiscal Commission.

A Report on the City of Lockport Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources pursuant to the Flood Control Act of 1945.

A Report on the Village of Round Lake Heights Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources in compliance with the Flood Control Act of 1945.

A Report on the Lake County Flood Hazard Mitigation Project, August 2001, submitted by the Department of Natural Resources pursuant to the Flood Control Act of 1945.

The Quarterly Report to the Legislature, July 1, 2001, submitted by the Adult and Juvenile Facilities, Department of Correction.

The Federal and State Estate Tax Report, Impact of Federal H.R. 1836, submitted by the Illinois Economic and Fiscal Commission.

The Calendar Year 2000 Paratransit Coordination Report submitted by the Department of Transportation in accordance with the Illinois Compiled Statutes (ILCS), Chapter 20, Article 2705, Section 2705-215.

A report on the Financial Statements for the Metropolitan Pier and Exposition Authority for the quarter ending June 30, 2001, submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act, as amended (70 ILCS 210/1).

A report on the Construction Progress and Quality Control Reports for periods ending April, May and June of 2001, submitted by the Metropolitan Pier and Exposition Authority in compliance with the Metropolitan Pier and Exposition Authority Act as amended (70 ILCS 210/1).

A report on Serving Minority Seniors, October 2001, submitted by the Department on Aging, Department of Human Services, Department of Public Health and Department of Public Aid as required by Public Act 88-0254.

A Report to the General Assembly on the Early Intervention Program submitted by the Department of Human Services in accordance with Public Act 92-307.

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The 4th Quarter Procurement Report for period ending June 30, 2001, submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act as amended (70 ILCS 210/1).

A report on the FY 2002 General Funds Revenue, 5-Year Outlook, submitted by the Illinois Economic and Fiscal Commission.

Volume II FY 2000 Annual Joint Report submitted by the Department of Human Services and the Office of Rehabilitation Services in compliance with Public Act 81-202.

A report on the Illinois Demographics 2000 Census submitted by the Illinois Economic and Fiscal Commission.

The FY 2002 Budget Summary report submitted by the Illinois Economic and Fiscal Commission in accordance with Public Act 92-0067 (Senate Bill 502).

The Construction Progress Report for period ending July 31, 2001, submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act as amended (70 ILCS 210/1).

The 2001 Public Pension Report, (1999-2000), submitted by the Department of Insurance in compliance with 40 ILCS 5/1A-108 of the Illinois Pension Code.

A report on Sales Tax Issues in Illinois, October 2001, submitted by the Illinois Economic and Fiscal Commission.

The Annual Report, Fiscal Year 2000, on the Business Enterprise Program submitted by the Department of Central Management Services pursuant to 30 ILCS 575/8b.

The Elder Abuse Take Force Report, October 2001, submitted by the Department on Aging.

A report on Motor fuel - Pricing Factors, Tax Structures and Other Related Issues - October 2001, submitted by the Illinois Economic and Fiscal Commission.

An Autumn Update report, FY 2002 Economic Outlook and Revenue Estimate, October 23, 2001, submitted by the Illinois Economic and Fiscal Commission.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

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

House Bill No. 2077, sponsored by Senator Petka was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2299, sponsored by Senators Hawkinson - Cullerton was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 2619, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3363, sponsored by Senator Noland was taken up, read by title a first time and referred to the Committee on Rules.

COMMUNICATIONS

ROBERT A. MADIGAN  
ILLINOIS STATE SENATE  
45TH DISTRICT

June 27, 2001

The Honorable James "Pate" Philip  
Illinois Senate President  
327 State Capitol  
Springfield, Illinois 62706

Dear Pate:

I hereby resign my position as State Senator from the 45th Senate District, effective June 30. It has truly been an honor serving my constituents and I am grateful for their trust in my abilities.

However, after 14 years of service, a new opportunity has been presented. At the request of Governor George Ryan, I will be serving on the Illinois Industrial Commission. I have accepted the appointment, effective July 2.

It has been a pleasure to serve in the Illinois General Assembly with you. Thank you for your leadership, your cooperation and your friendship. Together, I believe we have accomplished a great deal for the people of Illinois.

Sincerely,  
s/Robert A. Madigan  
State Senator - 45th District

CC: Mr. Jim Harry, Secretary of the Senate  
Ms. Jackie Price, Index Division  
Mr. Carter Hendren, Chief of Staff, Senate Majority

OFFICE OF THE SECRETARY OF STATE

JESSE WHITE  
SECRETARY OF STATE

July 17, 2001

Honorable Jim Harry  
Secretary of the Senate  
Room 401  
Capitol Building  
Springfield, Illinois 62706

Dear Mr. Harry:

This office is forwarding herewith copies of the Legislative  
[Nov. 7, 2001]

Committee Organization and Notification Of Vacancy from the Republican Legislative Committee of the Forty-Fifth Legislative District declaring the existence of a vacancy in the office of Senator in the Ninety-Second General Assembly in the Forty-Fifth Legislative District, as a result of the resignation of Robert A. Madigan, effective June 30, 2001.

Also enclosed are copies of the Appointment by the Republican Legislative Committee of the Forty-Fifth Legislative District of Claude U. Stone, Jr., 1109 Brentwood Road, Morton, Illinois 61550, to the office of Senator from the Forty-Fifth Legislative District, along with the Oath of Office.

Yours truly,

s/Jesse White  
Secretary of State

NOTIFICATION OF VACANCY

Representative Committee of the )  
Republican Party of the )  
45th Legislative District )

STATE OF ILLINOIS )

WHEREAS, State Senator Robert A. Madigan, a member of the Republican Party, has resigned as Senator in the General Assembly for the 45th Legislative District;

WHEREAS, Senator Madigan was the duly elected State Senator for the 45th Legislative District for the 92nd General Assembly;

WHEREAS, Senator Madigan's resignation was effective June 30, 2001;

NOW THEREFORE, the Legislative Committee of the Republican Party of the 45th Legislative District does hereby find and declare that the office of State Senator for the 45th District is vacant for the remainder of the 92nd General Assembly.

SIGNED: s/Jered Hooker  
Chairman

ATTEST: s/Mary Jane Jones  
Secretary

Dated: July 2, 2001

CERTIFICATE OF APPOINTMENT TO FILL  
VACANCY IN THE OFFICE OF  
SENATOR IN THE GENERAL ASSEMBLY

WHEREAS, a vacancy currently exists in the office of Senator in the General Assembly for the 45th Legislative District by reason of the resignation of Senator Robert A. Madigan, a duly elected officer of the Republican Party from the 45th District of the State of Illinois; and,

WHEREAS, the Legislative Committee of the Republican party of the 45th District has met and voted to fill the vacancy in said office, as required by 10 ILCS 5/25-6.

WHEREAS, Claude U. Stone, Jr., who resides at 1109 Brentwood

[Nov. 7, 2001]

Road, Morton, Illinois 61550 in the 45th Legislative District of the State of Illinois received the majority of the weighted votes to fill the vacancy of said office; therefore

BE IT RESOLVED that the Legislative Committee of the Republican Party of the 45th District of Illinois hereby appoints Claude U. Stone, Jr. who resides at 1109 Brentwood Road, Morton, Illinois 61550, a member of the Republican Party, to the office of Senator in the General Assembly, 45th District, State of Illinois.

s/Jered Hooker July 12, 2001  
Chairman of the Legislative Committee Date

s/Mary Jane Jones July 12, 2001  
Secretary of the Legislative Committee Date

s/Ronald L. Spark July 12, 2001  
Member of the Legislative Committee Date

s/John W. Parrott, Jr. July 12, 2001  
Member of the Legislative Committee Date

s/James L. Booth July 12, 2001  
Member of the Legislative Committee Date

s/Claude U. Stone, Jr. July 12, 2001  
Member of the Legislative Committee Date

s/James A. Reed July 12, 2001  
Member of the Legislative Committee Date

ATTEST:

s/Mary Jane Jones  
Secretary, Legislative Committee  
45th Legislative District

STATE OF ILLINOIS

I, Claude U. Stone, Jr., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of State Senator of the 45th Senatorial District to the best of my ability.

s/Claude U. Stone, Jr.

Subscribed and sworn to before me, this 16th day of July, 2001.

s/William E. Holdridge  
Justice, Illinois Appellate Court

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE  
JESSE WHITE - Secretary of State

November 7, 2001

To the Honorable President of the Senate:

[Nov. 7, 2001]

Sir:

In compliance with the provisions of the Constitution of the State of Illinois, I am forwarding herewith the enclosed Senate Bills, from the 92nd General Assembly as vetoed by the Governor together with his objections.

SENATE BILLS

50	606
74	635
161	720
165	1294
326	1304
330	1514
603	1522

Respectfully,

JESSE WHITE  
Secretary of State

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 12, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 50 entitled "AN ACT to amend the Unified Code of Corrections by changing Section 5-5-3."

Senate Bill 50 amends the Unified Code of Corrections to require a minimum fine of \$1,000 for a first offense and \$2,000 for a second or subsequent offense upon a person convicted of or placed on supervision for battery of a sports official at any level of competition. The battery must be committed in or near an athletic facility at which the sports official was an active participant in an event.

Under current law, a person charged with a Class A misdemeanor battery is subject to a maximum fine up to \$2,500 or an amount specified in the offense, whichever is greater. There is no minimum fine under current law for this specific offense. This bill sets a minimum fine for the misdemeanor battery of a sport's official.

I vetoed the nearly identical House Bill 448 in the 91st General Assembly. In my veto message on that bill I pointed out several problems. Senate Bill 50 only addresses one of my previously expressed concerns.

This bill is intended to send a message to sporting event participants and spectators that violence against a referee or umpire is not acceptable. Sports - especially at the recreational and youth levels - should promote good sportsmanship, respect for rules and authority, and fair play. I fully agree with these principles and have high regard for those who put in the time and effort to act as sport's referees and umpires, often on a volunteer basis. There is

[Nov. 7, 2001]

not any justification for harassing or committing a battery against a sports official, because of the way he or she refereed a game. However, I still have several concerns about this legislation.

The battery in this bill does not have to be related to the sport official's duties; the bill only requires that he or she be an active participant in a sporting event. As such, a battery entirely unrelated to a sport official's duties, after an event, would be covered under this bill.

The bill requires that the battery of the sport's official take place within an "athletic facility or within the vicinity of an athletic facility." The term "vicinity" is vague for a criminal law provision. How far away is a vicinity? According to the legal dictionary, vicinity is a relative term and depends upon the circumstances. Current law uses phrases such as "within 1000 feet" and Senate Bill 50 should explicitly define the area covered or require it to be contiguous to the athletic facility.

There is already a provision in current law that increases the penalty to Class 3 felony for battering a sport's official in the places set forth in this bill. Section 12-4 of the Criminal Code of 1961 defines aggravated battery to include committing a battery when the perpetrator or victim is on or about a public way, public property or public place of accommodation or amusement. Public way includes streets, sidewalks and parking lots. People v. Pennington, 172 Ill.App.3d 641, 527 N.E.2d 76 (1988) and People v. Pugh, 162 Ill.App.3d 1030, 516 N.E.2d 396(1987). Case law also states that a place of public amusement is one where the public is invited to come and partake of whatever is being offered there. People v. Murphy, 145 Ill.App.3d 813, 496 N.E.2d 12 (1986). It seems clear, that just about every athletic facility one can name is either public property or place of public accommodation or amusement. Likewise, the streets, sidewalks and parking areas surrounding an athletic facility are a public way. Therefore, current law already offers sufficient protections should a sports official be the victim of a battery in an athletic facility or surrounding area.

For these reasons, I hereby veto and return Senate Bill 50.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 12, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto Senate Bill 74 entitled "AN ACT in relation to vehicles."

Senate Bill 74 amends the Illinois Vehicle Code to exempt not-for-profit organizations from paying vehicle title fees for motor vehicles. Senate Bill 74 also authorizes such charitable organizations to sell the donated automobiles without having to comply with the law related to licensed vehicle dealers.

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Although Senate Bill 74 might benefit some charitable organizations by exempting them from the current state requirements for automobile dealers, this legislation holds the potential to reduce the amount of consumer protection afforded to buyers of used automobiles by allowing new incentives for unlicensed "charitable" car-dealers to operate in the public marketplace. In addition, this legislation could jeopardize the funding structure for the Illinois FIRST program that currently enables the State to revitalize our infrastructure, upgrade school facilities, increase green space and improve the quality of life in Illinois.

For this reason, I hereby veto and return Senate Bill 74.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 10, 2001

To the Honorable Members of  
The Illinois State Senate  
92nd General Assembly

Pursuant to Article IV, section 9(b) of the Illinois Constitution of 1970, I hereby veto Senate Bill 161, entitled "AN ACT in relation to public aid."

Senate Bill 161 creates the Long Term Care Funding Task Force to study new Medicaid reimbursement formulas for geriatric, intermediate, developmentally disabled, pediatric and shelter care facilities. The bill requires the task force to issue a report to the Director of the Department of Public Aid, the Secretary of the Department of Human Services, and the General Assembly by April 1, 2002.

There are several factors regarding Senate Bill 161 that concern me. First, there is no direct long-term care consumer representation called for in the bill. The proposed task force is heavily weighted with those groups who have a financial stake in any recommendations issued by the committee.

Second, the proposed task force does not include representation from groups that favor deinstitutionalization. As a matter of public policy, and with regards to the Olmstead decision, I believe we should be assessing options for encouraging Illinois citizens to remain out of institutional settings and in their own homes for as long as possible. Further, Senate Bill 161 does not require opportunities for comment by interested groups and members of the general public not afforded membership on the task force.

Finally, Senate Bill 161 does not specifically charge the task force with developing ways for the state to finance any of its forthcoming rate methodology recommendations. The State has formed similar long-term care rate methodology study groups in the past, only to not be able to afford their recommendations.

If the honorable members of the General Assembly wish to create a committee to study the issues raised in Senate Bill 161, I would suggest a more inclusive group that studies the whole issue of aging, public health care finance, and initiatives designed to allow

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citizens to live independently for as long as possible.

For these reasons, I hereby veto and return Senate Bill 161.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 1, 2001

To the Honorable Members of  
The Illinois State Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 165, entitled "AN ACT in relation to public aid."

Senate Bill 165 allows the Department of Public Aid (DPA) to undertake a disease management pilot project for patients with chronic diseases. The bill is permissive regarding establishment of a disease management program at DPA and makes any such program subject to appropriation. A disease management program may cover, but is not limited to, diabetes, congestive heart failure and chronic obstructive pulmonary disease. If a program is implemented, the bill mandates DPA to work with medical experts, advocacy groups and academic institutions to develop criteria for selecting an outside operating vendor. The selected vendor may not be in the business of marketing services other than disease management to DPA. Also, Senate Bill 165 requires DPA to assess the outcomes of any pilot project to determine if patient health improves and Medical Assistance costs decline.

Although the intent of this legislation is laudable, there are several factors concerning Senate Bill 165 that trouble me as Governor. First, Senate Bill 165 is unnecessary legislation, as DPA can pursue disease management projects within its current statutory authority. The Department has been examining the possibility of developing a disease management pilot as a means of both improving client health and controlling Medicaid liability. Absent limitations imposed by this legislation, I believe such a program can be crafted to achieve these goals and still fit within DPA's fiscal year 2002 budget.

Second, the bill's marketing limitation might reduce the available vendor pool and could increase the operational cost of any disease management project. This runs counter to one of the main goals of disease management programs; lowering costs. In tight budgetary times, we should be looking to achieve high quality services at the best available prices.

Third, limits on appropriate vendors may restrict the Department's ability to target disease management programs in certain areas of Illinois. I believe the state should be free to direct potential programs to areas most in need of disease management services.

Finally, while making any disease management project subject to appropriation, Senate Bill 165 may cause pressure to fund a program of a type and scope not assumed in the fiscal year 2002 budget. Any

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further spending proposals will put more stress on an already tight Medicaid budget. In addition, significant Medicaid cost savings resulting from such disease management efforts will likely not be realized until after fiscal year 2002.

If the honorable members of the General Assembly wish to encourage the development of successful disease management programs, I would suggest a cooperative effort with the appropriate state agencies, rather than enactment of restrictive legislation.

For these reasons, I hereby veto Senate Bill 165.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 15, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 326 entitled "AN ACT relating to schools."

Senate Bill 326 amends the School code to allow for a tax-equivalent grant to be paid to a school district (other than the Chicago school district) if a United States military installation or base is located in the district. Further, it provides that the school district must have students residing on the military installation or base who are in attendance in the district.

Assuring that children have the resources they need for a good education is certainly a priority of my administration. However, this legislation would set a precedent that the State supplement federal impact aid with State general revenue dollars. According to the Illinois State Board of Education it is estimated that Senate Bill 326 would cost the State of Illinois approximately \$600,035 a year. This amount would rise and fall yearly with changes in local property value. The funds for these impact grants to school districts impacted by federal military installations are to be made from a line item specifically appropriated for this purpose. No such funds were appropriated.

It has been argued that the Federal government should have the same responsibility as the State in funding education in this situation and therefore, should help to defray the cost of the tax equivalent grant. It was also argued during the House debate that the Federal government has an obligation to assist these school districts and the financial needs of all school districts must be considered. This legislation would set a bad precedent of using State resources to fulfill the financial responsibility of the Federal government.

For these reasons, I hereby veto and return Senate Bill 326.

Sincerely,  
George H. Ryan  
GOVERNOR

[Nov. 7, 2001]

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 12, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 330 entitled "AN ACT concerning education."

Senate Bill 330 amends the School Code by changing the vocational center grant eligibility provision to provide that an area vocational center, as designated by the State Board of Education, may apply for and be eligible to receive any school maintenance grant, federal or State technology grant, or other competitive grant administered by the State Board of Education that is available for school districts, subject to the same restrictions applicable to school districts.

I fully support the provisions in Senate Bill 330; however, I have already signed into law House Bill 2143 which contains nearly identical provisions. House Bill 2143 differs from Senate Bill 330 by adding an immediate effective date. As this legislation is important to the vocational centers of Illinois, I think it more appropriate to sign House Bill 2143, which has the immediate effective date.

For these reasons, I hereby veto and return Senate Bill 330.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 12, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto Senate Bill 603 entitled "AN ACT in relation to economic assistance."

Senate Bill 603 purports to create the new State Economic Assistance Accountability Act. Senate Bill 603 defines state economic assistance to include tax exemptions under the EDGE Tax Credit Act, the Illinois Enterprise Zone Act, the High Impact Business Program and also includes grants or loans given to businesses under the Large Business Development Act, but does not include assistance given for the purpose of job training, road construction, local government assistance, or federal funding.

Senate Bill 603 purports to provide all state economic assistance provided by DCCA must be based on the terms of a written incentive

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agreement between DCCA and the business organization, which specifies jobs to be created or retained within a certain amount of time.

This legislation proposes that if a business receives state economic development assistance and the business later fails to create or retain the agreed-to requisite number of jobs within the specified period of time, the business organization shall be required to refund to the State the amount of tax credit, tax exemption, or grant received. However, it also allows the Director of DCCA to waive enforcement of the proposed Accountability Act if the waiver will promote the viability of the project, will contribute to an increase in employment associated with the project, or will contribute to the retention of jobs in Illinois associated with the project.

As Governor, I have made a priority of promoting economic development throughout the State of Illinois. A hallmark of these efforts is the creation of the EDGE tax credit, which has led to the creation and retention of more than 12,600 jobs and has generated a total of \$115 million in new state and local taxes. The mission of the State's economic development efforts often requires the State to provide assistance where conventional resources are not available or are fully extended. If enacted, SB 603 would require businesses to guarantee their economic performance and not reasonably consider the uncertain economic conditions that businesses face every day.

Perhaps most importantly, the provisions of Senate Bill 603 are unnecessary as the Department of Commerce and Community Affairs already requires the reimbursement of all state assistance if the company fails to meet specified job creation and/or retention goals. DCCA requires that all businesses receiving state incentives sign a written grant agreement that contains penalties if employers should fail to create or retain the requisite numbers of jobs or investments.

For these reasons, the proposed legislation is unnecessary and I hereby veto and return Senate Bill 603.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 16, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 606 entitled "AN ACT concerning energy efficiency."

Senate Bill 606 purports to establish within the Illinois Development Finance Authority a low interest loan program for energy efficiency improvements in governmental, commercial and certain multi-family buildings. Although Senate Bill 606 mandates that IDFA issue taxable and tax-exempt bonds on behalf of the low interest loan fund and limits the repayment period for loans to not more than 8 years, the sponsors of the legislation failed to provide any

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appropriation or funding mechanism to allow IDFA to establish this new program.

Although, I am a strong advocate of energy efficiency and weatherization assistance, I cannot support this unfunded mandate that purports to create a bond-funded low interest energy efficiency loan program, but does not responsibly address how the debt on such bonds would be repaid. In addition, I recently signed House Bill 1599 (Public Act 92-0012) creating the Illinois Resource Development and Energy Security Act. This Act provides a mechanism to allow the Department of Commerce and Community Affairs to pursue additional energy efficiency resources from private, public and other sources. If such funds become available, DCCA will be able to make loans or grants to all of the entities proposed under Senate Bill 606.

For these reasons, I hereby veto and return Senate Bill 606.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 26, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto Senate Bill 635 entitled, "AN ACT regarding libraries."

Senate Bill 635 creates a Task Force to hold hearings to study 1) the means by which public libraries and elementary and secondary school libraries can enhance the coordination of students accessing information in public libraries; 2) the means by which public libraries and elementary and secondary school libraries can access new library information technology and enhance the capability of funding for technology from federal, state, local, and other resources; and 3) the issues involved in and the effectiveness, cost, and means of implementing a statewide public library service.

Although all of these goals are admirable, the current Illinois State Library Advisory Committee already has oversight of all of these issues and it would be redundant to establish yet another task force to review the same issues. The regional library systems have the statutory responsibility to address issues of coordination and access. The Secretary of State and the Illinois State Library are also addressing these issues as a result of a summit held last fall. Furthermore, there have been several attempts over the past several years to study these areas. These issues must be addressed within the context of other ongoing statewide initiatives that coordinate efforts, increase funding from outside sources and utilize technology to enhance accessibility. Lastly, creation of this Task Force runs counter to this administration's effort to eliminate redundant boards and commissions.

For these reasons, I hereby veto and return Senate Bill 635.

[Nov. 7, 2001]

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 18, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9 (b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 720 entitled, "AN ACT in relation to broadcasting."

Senate Bill 720 purports to create the Broadcast Industry Free Market Act. However, this legislation actually attempts to interfere with the free-market conditions of the broadcasting industry. This Act provides that no television, radio, or cable station may require an employee, or prospective employee, to agree as a condition of an employment contract, to refrain from obtaining employment in a specific geographic area for a specific period of time after termination of employment.

Supporters of Senate Bill 720 are attempting to direct the outcome of independent broadcast industry contract negotiations and would awkwardly push the State of Illinois into the role of private party contract negotiator. It is inappropriate for the State of Illinois to dictate to any employee or employer the negotiated terms of their employment arrangement. In all other industries, including the sports and entertainment industries, limitations as to whether employees can pursue future employment with a competitor are determined by the demands of the market place and competitive bargaining rather than the dictates of State government.

Furthermore, Senate Bill 720 would not be effective in meeting its goals of thorough prohibition of non-compete clauses since Illinois State law holds authority only over those agreements finalized within this State. Many broadcasting companies have offices outside the State of Illinois and could simply require that all employment contracts be entered in non-Illinois locations and thus not subject to this proposed legislation.

Finally, Senate Bill 720 as it is currently drafted, attempts to effect current broadcast industry contracts. By enacting this legislation in its present form it would force broadcast companies to rewrite contracts that have already been negotiated and executed. Such an undertaking would be a violation of both the United States and Illinois Constitutions. The Contract Clause of the United States Constitution commands that "{n}o State shall...pass any... Law impairing the Obligation of Contracts." U.S. Const. Art. I, Par. 10, cl. 1. The Illinois Constitution echoes this dictate: "No...law impairing the obligation of contracts...shall be passed." Ill. Const., 1970 Art. 1, Par. 16. The United State Supreme Court has held that where a state statute impairs a contractual relationship, it is void for violating the contract Clause unless the statute passes a two-part test: it must be both "reasonable and necessary to serve an important public purpose." *United States Trust Co.*, 431 U.S. at 25, 97 S. Ct. at 1519. Senate Bill 720 does not meet the

[Nov. 7, 2001]

requirements of this test.

For these reasons, I hereby veto and return Senate Bill 720.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 18, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 1294 entitled "AN ACT concerning vehicles."

Senate Bill 1294 amends the Illinois Vehicle Code definition of "vehicle" to include all-terrain vehicles or off-highway motorcycle purchased on or after January 1, 1998. The Illinois Vehicle Code defines "all-terrain vehicles" as any motorized off-highway device 50 inches or less in width, having a manufacturer's dry weight of 600 pounds or less, traveling on 3 or more low-pressure tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control.

As a result of expanding the definition of vehicle to include all-terrain vehicles or off-highway motorcycles, this legislation would require the purchaser of these types of vehicles to purchase them from licensed dealers only. Consequently, some retailers will no longer be able to offer these types of vehicles for sale without becoming licensed dealers. Such a requirement may severely restrict the market place and limit the consumer's abilities to locate a licensed dealer in their area.

In addition, it appears that the definition of all-terrain vehicles is broad enough that it could be argued to include riding lawn mowers, thereby necessitating all sellers of these types of vehicles to be licensed dealers as well.

For these reasons, I hereby veto and return Senate Bill 1294.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 15, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

[Nov. 7, 2001]

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto and return Senate Bill 1304, entitled "AN ACT concerning immunizations."

Senate Bill 1304 amends the Department of Public Health Act. It provides that a person is ineligible to serve on the Immunization Advisory Committee if the person or his or her spouse is an officer, employee, or agent of, or has any ownership or other financial interest in a pharmaceutical company that manufactures vaccines. Senate Bill 1304 prohibits members or their spouses from soliciting or accepting anything of value or any other economic benefit from a pharmaceutical company that manufactures or produces vaccines unless it is offered and available generally to licensed physicians or the public. Senate Bill 1304 also states that the prohibitions do not apply to an officer, employee, or his or her spouse of a government or non-profit entity that solicits vaccines for the governmental or non-profit entity.

I have concerns regarding the impact Senate Bill 1304 would have on the Immunization Advisory Committee. Senate Bill 1304 would severely limit the number of pediatric disease specialists and pediatric physicians in general, who would be eligible to serve on the Immunization Advisory Committee. Many physicians with expertise in the field of immunizations and infectious disease have contractual relationships with pharmaceutical companies with regards to speaking engagements. Also, many medical schools and academic centers employ infectious disease specialists that perform research funded by the pharmaceutical industry. The Committee provides the Director of the Department of Public Health with valuable knowledge, resources and recommendations with regards to childhood immunizations. To limit the eligible number of experts available to serve on the Immunization Advisory Committee would be a mistake.

Furthermore, the members of the Committee are already required to complete a Financial Interest Inventory statement disclosing their financial relationships with pharmaceutical companies. Committee members with a substantial financial interest are required to abstain on votes pertaining to entities with which the member has a financial relationship.

I have instructed the Director of the Department of Public Health to consider possible conflicts of interest as he or she reviews possible candidates for the Immunization Advisory Committee. The Department of Public Health's legal counsel also monitors and reviews voting records of the Immunization Advisory Committee to ensure compliance with the by-laws regarding disclosure of financial interests and voting. Therefore, I do not see a need for the provisions and restrictions imposed by Senate Bill 1304.

For these reasons, I hereby veto and return Senate Bill 1304.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 23, 2001

To the Honorable Members of  
The Illinois Senate

[Nov. 7, 2001]

92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution of 1970, I hereby veto Senate Bill 1514 entitled "AN ACT in relation to the operation of motor vehicles."

Senate Bill 1514 would amend the Illinois Vehicle Code to create the specific offense of theft of motor fuel as a Class A misdemeanor punishable by a minimum fine of \$250 or 30 hours of community service. The bill provides that a person commits the offense when he or she knowingly operates a vehicle so as to cause it to leave the premises of an establishment at which motor fuel offered for retail sale was dispensed into the fuel tank of the vehicle unless that person or some other person has paid for or charged the price of the dispensed motor fuel. The bill also provides that a second violation shall cause the person's driver's license to be suspended for 6 months and that a third or subsequent violation shall result in a one-year suspension.

I understand that the intent of Senate Bill 1514 is to address the growing problem of drivers leaving gas stations without paying for the gas that they dispensed. However, while this bill would establish Class A misdemeanor Vehicle Code penalties with mandatory minimum for this new offense, current law provides that the theft of retail goods worth less than \$300 is a Class A misdemeanor punishable by up to 364 days jail time and/or a maximum fine of \$2,500 and repeat offenders are subject to a Class 4 felony charge. I do not see a valid public policy reason for setting out mandatory minimum penalties for retail theft based solely upon the type of retail item stolen. In fact, such disproportionate penalties would likely raise constitutional concerns regarding equal protection under the law.

Senate Bill 1514 also would provide that a second or subsequent offense is a misdemeanor, whereas current law provides that a second or subsequent theft or retail theft conviction would be a Class 4 felony. The bill also makes a second offense result in a six-month driver's license suspension and a third and subsequent offense would result in a one-year license suspension. The Illinois Vehicle Code already provides for a minimum one-year driver's license revocation for any driver convicted of a felony if a motor vehicle is used during the commission of the offense. Accordingly, current law would provide for more severe criminal penalties and driver's license sanctions for repeat offenders than would be provided with enactment of this bill. I do not support reducing these sanctions.

For these reasons, I hereby veto and return Senate Bill 1514.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 17, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to Article IV, Section 9(b) of the Illinois Constitution

[Nov. 7, 2001]

of 1970, I hereby veto Senate Bill 1522, entitled "AN ACT concerning State Government."

Senate Bill 1522 creates the Small Business Advisory Act (SBA Act) and requires each State agency to establish a small business advisory page on the World Wide Web. Senate Bill 1522 also requires that each agency include plain language versions of all regulatory or legislative "interpretations and advisory opinions" issued by the agency. Further, Senate Bill 1522 establishes that "any person who acts, or fails to act, in reasonable reliance on the advisory opinions and interpretations may not be held liable in any civil, criminal, or regulatory action" because of that reliance.

As a former small business owner, I agree with the intent of this legislation and I have been a strong supporter of many similar efforts currently being carried out by my administrative agencies via their current web pages, published pamphlets, and electronic reports. However, I am concerned that Senate Bill 1522 contains several unanticipated and insurmountable problems.

Senate Bill 1522 would place many state regulatory agencies in conflict with their federal counterparts. Most federal statutes (upon which many Illinois programs are based) require a strict liability standard as applied to enforcement matters. Section 15 of the SBA Act would create a subjective standard of "reasonable" reliance to determine whether enforcement was appropriate. For delegated federal programs, a less stringent State standard could cause the federal delegation to be withdrawn or seriously challenged. In cases where there is a state program that is federally required, the approval of the entire state program could be withdrawn. In some instances, this might subject the State of Illinois to federally imposed sanctions, including the loss of highway funds.

I am also concerned that Senate Bill 1522 may infringe upon the traditional role of the Office of the Illinois Attorney General, which is responsible for providing advice regarding applicability of legislative enactments by issuing advisory opinions on behalf of the Executive Branch. I am also concerned that the courts of this State are likely to find that Senate Bill 1522 impermissibly infringes upon the court's powers authority of these courts since it appears to delegate to the Executive agencies the authority to determine legislative intent. In effect, Senate Bill 1522 would effectively tie the hands of every court and states attorney in the State by granting a liability waiver from any civil, criminal, or regulatory action in which a defendant claims to have acted under any "reasonable" reliance on the plain language interpretation of any advisory opinion.

Furthermore, if Senate Bill 1522 were to become law, most State agencies would encounter difficulties in determining what is meant by the terms "advisory opinion" and "interpretation," as used in Section 15 of the SBA Act. Since those terms are not defined within the SBA Act, it is unclear just what documents would be included within those classifications. Likewise, it is unclear just what "reasonable reliance" is intended to mean, and there is no case law that would be persuasive since, for example, a "reasonable" standard is not employed in environmental enforcement litigation.

Senate Bill 1522 would likely create greater ambiguity and uncertainty for small businesses that find themselves regulated on one issue by more than one administrative agency charged with administering the law. The resulting required explanations by each agency may contradict one another, especially since there could be differences of interpretation between the two agencies. Based upon the interpreted intent of Senate Bill 1522, it is this administration's belief that the means of resolving differences of

[Nov. 7, 2001]

interpretation of legislative intent is through resolution before the appropriate court, and if necessary, ultimate review by this State's Appellate and Supreme Court, and not through explanations of conflicting state agency web pages.

The mandates imposed by Senate Bill 1522 upon State agencies arguably contradict the requirements of the Administrative Procedure Act (APA), in that the plain language explanations described in Section 10 (b) of the SBA Act may constitute a "rule" as defined in Section 1-70 of the APA. Posting those statements on an agency's web page would violate the APA's procedural requirements.

For these reasons, I hereby veto and return Senate Bill 1522.

Sincerely,  
George H. Ryan  
GOVERNOR

OFFICE OF THE SECRETARY OF STATE  
JESSE WHITE - Secretary of State

November 7, 2001

To the Honorable President of the Senate:

Sir:

In compliance with the provisions of the Constitution of the State of Illinois, I am forwarding herewith the enclosed Senate Bills that are being returned by the Governor with specific recommendations for change.

SENATE BILLS

- 28
- 175
- 647
- 653
- 1046
- 1493

Respectfully,

JESSE WHITE  
Secretary of State

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 17, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme

[Nov. 7, 2001]

Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980), and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 28, entitled "AN ACT concerning criminal law," with my specific recommendations for change.

Senate Bill 28 amends the Criminal Code to add to the offense of endangering the life or health of a child by creating the offense of leaving a child unattended in a motor vehicle. A person commits the offense of endangering the life or health of a child if he or she leaves a child six years of age or younger unattended in a motor vehicle. The bill also provides that there is a rebuttable presumption that a person committed the offense if he or she left a child six years of age or younger unattended in a motor vehicle for more than 10 minutes.

At the request of Senate Bill 28's chief sponsor and the Chairman of the Senate Judiciary Committee, I am proposing a technical change to Senate Bill 28. The purpose of the bill was to establish a rebuttable presumption in the existing statute without creating a new offense. The new language in Senate Bill 28, however, does appear to create a new offense of leaving a child under the age of six unattended in a vehicle. The penalties for the offenses outlined in the bill and current law shall remain the same and the changes proposed below should help to clarify the bill and create a more appropriate criminal law.

For these reasons, I return Senate Bill 28 with the following recommendations for change:

- on page 1, delete lines 13-16; and
- on page 1, line 17, renumber (1) with (b) and line 21 renumber (2) with (c); and
- on page 1, line 25, replace (b) with (d).

With these specific recommendations for change, Senate Bill 28 will have my approval. I respectfully request your concurrence.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 18, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d

[Nov. 7, 2001]

387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980), and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 175, entitled "AN ACT in relation to criminal law," with my specific recommendations for change.

Senate Bill 175 amends the Criminal Code of 1961. The bill makes a misdemeanor battery a felony aggravated battery, if committed in any building or other structure used to provide shelter or services to victims of domestic violence or committed within 500 feet while going to or from such a building or other structure.

Senate Bill 175 is a well-intentioned bill. I have always been supportive of laws and programs designed to protect persons who are subject to physical abuse within their household or relationship. However, I am concerned that Senate Bill 175 has not been well thought through.

First, the bill states that it covers "any building or other structure used to provide shelter or other services to victims of domestic violence as defined in Section 103 of the Illinois Domestic Violence Act...." The definition in the Domestic Violence Act only defines "domestic violence," so it is unclear if the bill is limited to a formal domestic violence shelter or applies to any place a victim may have gone to seek shelter from an abuser, such as a parent's home, a motel room or other place. In reviewing the debate in the House Judiciary II committee, the sponsor stated the bill was meant to cover "domestic violence shelters" and the debate went on to discuss whether a domestic violence shelter fits within the current public property aggravated battery provision. The bill's vague language on this point may cause problems. There is a definition for domestic violence shelter in the Domestic Violence Shelters Act. 20 ILCS 1310/1(c).

Second, the phrase, "or to the dependent children of victims of domestic violence" is awkwardly placed in the bill in a manner that makes it unclear if this is merely part of the reference to the Domestic Violence Act definition, or is a separate aggravated battery provision to cover the dependent child of a victim. If part of the Section 103 reference, the phrase should read: "any building or other structure used to provide shelter or other services to victims or to the dependent children of victims of domestic violence...." This change would eliminate any confusion.

I am proposing changes on the above-described issues.

The location of a domestic violence shelter is usually confidential information and generally not publicly disclosed. The Domestic Violence Act prohibits the court from compelling disclosure of the location of a domestic violence shelter in a criminal proceeding, unless the court finds there is an imminent risk of harm to a domestic violence victim or other person. However, the allegation that a battery was committed in or within 500 feet of a domestic violence shelter now makes the location an element of the crime, the presence of which makes a misdemeanor into a felony. The defendant may base part of his or her defense on the fact that the building at "225 Elm Street in AnyTown, Illinois" is not a domestic violence shelter or the alleged act did not occur within 500 feet of a domestic violence shelter. To refute this, it would appear that the prosecution would have to prove in open court and state in publicly accessible documents filed with the court that "225 Elm Street" is a domestic violence shelter. While this information may already be otherwise known in some communities and it is unlikely that persons will search through court filings to learn the location of a domestic violence shelter; nonetheless, I believe we should be

[Nov. 7, 2001]

sensitive to public disclosure of this information and ask the General Assembly to study that issue.

Finally, there is an aggravated battery provision in current law that would likely apply to a battery committed within 500 feet of domestic violence shelter, which does not require disclosure of the shelter location. A battery committed on the way to or from a shelter is most likely committed on a street, sidewalk, parking lot or other public way. The current aggravated battery law covers any battery committed on or about a public way or public property. 720 ILCS 5/12-4(b)(8). Public way includes streets, sidewalks and parking lots (even private parking lots). People v. Pennington, 172 Ill.App.3d 641, 527 N.E.2d 76 (1988) and People v. Pugh, 162 Ill.App.3d 1030, 516 N.E.2d 396 (1987). Therefore, I question the necessity of including the 500 feet provision in Senate Bill 175; however, I am not proposing any changes with respect to that.

For these reasons, I return Senate Bill 175 with the following recommendations for change:

On page 3, line 34, by inserting "or to the dependent children of victims" after "victims"; and

On page 3, line 34, by replacing "as defined in" with "pursuant to"; and

On page 4, line 1, by deleting "Section 103 of"; and

On page 4, line 2, by replacing "to the dependent children of victims of domestic" with "the Domestic Violence Shelter Act"; and

On page 4, line 3, by deleting "violence"; and

On page 4, line 3, by inserting "of such a building or other structure"; and

On page 4, line 4, by inserting "Domestic violence" has the meaning ascribed to it in Section 103 of the Illinois Domestic Violence Act of 1986. "Building or other structure used to provide shelter" has the meaning ascribed to "shelter" in Section 1310 of the Domestic Violence Shelters Act." after the period.

With these specific recommendations for change, Senate Bill 175 will have my approval. I respectfully request your concurrence.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 10, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356

[Nov. 7, 2001]

(1980), and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 647, entitled "AN ACT in relation to aeronautics," with my specific recommendations for change.

Senate Bill 647 proposes to amend the Illinois Aeronautics Act to increase the penalties for operating or repairing an aircraft while under the influence of alcohol from a Class A misdemeanor to Class 3 felony. Senate Bill 647 also establishes a new Class 4 felony offense of a crewmember "knowingly consuming" any alcohol, narcotic drug or other controlled substance while the aircraft is in operation. Senate Bill 647 further makes it a Class 3 felony to act as a crew member of an aircraft with an blood alcohol content (BAC) of .04 or more. Because a blood alcohol content higher than .04 is generally considered to be "under the influence," Senate Bill 647 creates the potentially confusing situation where a higher blood alcohol content of a crew member on a plane may carry a lower penalty (Class 3 felony) than if the blood alcohol content was .04.

I am concerned that Senate Bill 647 contains conflicts within its proposed penalty scheme. Penalties under the law should be appropriate to each violation and be consistent. It is essential that as we implement stricter regulations regarding the responsible use of alcohol and aeronautics operation, we clearly define a penalty scheme that is clear and increases in severity according to the level of the violation.

For these reasons, I hereby return Senate Bill 647 with the following recommendations for change:

On page 1, line 28, by inserting before the period the following:  
"or when the alcohol concentration in the person's blood or breath is 0.04 or more based on the definition of blood and breath units contained in Section 11-501.2 of the Illinois Vehicle Code; and

On page 1, line 29, by replacing "or act as a crew member of" with "~~or act as a crew member of~~".

With these changes, Senate Bill 647 will have my approval. I respectfully request your concurrence.

Sincerely,  
 George H. Ryan  
 GOVERNOR

State of Illinois  
 OFFICE OF THE GOVERNOR  
 Springfield, Illinois 62706

George H. Ryan  
 GOVERNOR

August 3, 2001

To the Honorable Members of  
 The Illinois Senate  
 92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972),

[Nov. 7, 2001]

Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980), and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 653, "AN ACT in relation to animals" with my specific recommendations for change.

Senate Bill 653 amends the Animal Control Act to provide that if a dog is found to be a dangerous dog, the dog must be both muzzled and leashed whenever it is upon a street, sidewalk, or other public place or grounds. It also provides that if the owner of a dangerous dog fails to keep the dog muzzled and leashed as required, and the dog attacks another person, the owner is guilty of a Class 4 felony, except that if the owner acted recklessly, the owner is guilty of a Class 3 felony. Current law provides for civil and administrative action with respect to dangerous dogs. It provides that if the owner of a vicious dog subject to enclosure fails to keep the dog enclosed or as otherwise required by law, and the dog attacks a person, the owner is guilty of a Class 4 felony (currently a Class A misdemeanor), except that if the owner acted recklessly, the owner is guilty of a Class 3 felony (currently a Class 4 felony).

There is big difference between a dog found to be vicious and a dog found to be dangerous. A vicious dog is one that has without provocation bitten someone before, attacked a person or domestic animal before, is a breed with a known propensity to attack without provocation or has been found to be a dangerous dog on three separate occasions. The current criminal penalties apply only to a dog found to be vicious which the owner fails to enclose and the dog inflicts great bodily harm or permanent disability on another person.

A dangerous dog is a separate category under the Act and is an unmuzzled, unleashed or unattended dog that approaches someone on public property in an apparent attack attitude, but does not attack or bite. There is not a current provision for finding a dog to be a dangerous dog similar to the vicious dog provision; except for a provision allowing a nuisance complaint to be filed in court to require a dangerous dog to be kept on the owner's property.

This bill imposes a felony penalty on a person who has taken reasonable steps to keep the vicious dog in an enclosure, but the dog still manages to escape and injure someone. Current law makes this felony only if the keeper knowingly failed to take steps to keep the dog enclosed, which I believe is appropriate. Current law also allows full civil liability for damages. I also question equalizing the penalty for keepers of dangerous dogs with those of vicious dogs, and believe the General Assembly should reconsider this issue.

Therefore, for these reasons I make the following recommendations for change:

on page 5, line 31, by deleting "4 felony, except that if" and  
 on page 5, line 32, by replacing "A-misdemeanor,-unless" with "A misdemeanor, unless"; and  
 on page 6, line 3, by replacing "3 4" with "4"; and  
 on page 6, line 16, by replacing "4 felony" with "A misdemeanor";  
 and  
 on page 6, line 18, by replacing "3" with "4".

With these changes, Senate Bill 653 will have my approval. I respectfully request your concurrence.

Sincerely,  
 George H. Ryan  
 GOVERNOR

[Nov. 7, 2001]

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 3, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980), and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 1046, entitled "AN ACT in relation to property," with my specific recommendations for change.

Senate Bill 1046 involves the very detailed and complicated issue of insurance coverages required to be provided to condominium associations in the State of Illinois. The insurance industry requested an amendatory veto to correct what they believe to be minor technical errors in the bill. They have worked with the Chicago Bar Association, the primary organization supporting this legislation, to secure their support for these changes. The three specific recommendations for change that they have made are technical in nature and do not change the substance of this legislation.

The first change makes it clear that the changes in coverages are to be made on each condominium association insurance policy during the calendar year 2002 at the time of renewal of that policy. Without this clarification, it is possible that insurance carriers would have to non-renew or cancel their insurance coverages on condominium associations, which would be unnecessarily disruptive and clearly not the intent of the bill sponsors.

The second change involves clarification of the new requirement that condominium association insurance coverage include "coverage for municipal building code requirements". This phrase is ambiguous and could result in insurance coverages being substantially different throughout the State of Illinois. The intent of this section is to make sure that in the event of a covered loss by a condominium association, the repairs are made consistent with the applicable building code. Many times, these types of building code upgrades cost more than if the property was restored to its original condition. With this change the insurance coverage will recognize the increased cost of construction due to building code requirements.

The third change removes the provision that would require a sixty-day notice to the condominium association in the event of a cancellation of that insurance policy. This section also would require certain notifications to the individual condominium owners under certain circumstances. This section seems to be inconsistent with current Illinois law regarding cancellations of these types of insurance policies. Section 5-143.16 of the Insurance Code already covers this area of cancellation of insurance coverages. Additionally, the condominium association appears to have the primary

[Nov. 7, 2001]

responsibility of notifying individual members of most coverage changes.

For these reasons, I hereby return Senate Bill 1046 with the following recommendations for change:

on page 1, by replacing lines 8 and 9 with the following:

"(a) Required coverage. No policy of insurance shall be issued or delivered to a condominium association, and no policy of insurance issued to a condominium association shall be renewed, unless the insurance coverage under the policy includes the following:"; and

on page 1 by replacing line 18 with the following:

"the increased costs of construction due to building code requirements, at the time the"; and

on page 5, by deleting line 23 through 30; and

on page 5, line 31, before "Contractors", by inserting the following:

"(i) Certificates of insurance."

With these changes, Senate Bill 1046 will have my approval. I respectfully request your concurrence.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 23, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980) and County of Kane v. Carlson, 116 Ill.2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return Senate Bill 1493 entitled "AN ACT in relation to senior citizens and disabled persons," with my specific recommendations for change.

Senate Bill 1493 amends the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act to reduce confusion over the expiration of pharmaceutical assistance cards and to assist the State in accessing money owed to other health benefits providers by requiring such providers to identify recipients of medical assistance for purposes of third party reimbursement.

The provisions of Senate Bill 1493 are similar to those included in House Bill 2438, Public Act 92-131, which I signed into law on July 23, 2001. The primary difference between these two bills is the implementation date. Both bills are effective upon becoming law;

[Nov. 7, 2001]

however, the provisions of House Bill 2438 are to be implemented on January 1, 2002. Senate Bill 1493 does not make this important distinction which will provide the Illinois Department of Revenue the necessary implementation time.

In order to be in compliance with Senate Bill 1493, the Department of Revenue would have to convert coverage for current participants receiving pharmaceutical assistance from a calendar year basis to a fiscal year basis immediately. Obviously, this does not allow the Department sufficient time to accommodate the change. However, there are provisions in both bills that need to be signed into law.

For this reason, I hereby return Senate Bill 1493 with the following recommendation for change:

On page 8, by replacing lines 4 through 6 with the following:  
"On and after January 1, 2002, however, to enable the Department to".

With this change, Senate Bill 1493 will have my approval. I respectfully request your concurrence.

Sincerely,  
 George H. Ryan  
 GOVERNOR

By direction of the President, the foregoing Senate Bills, which were returned by the Governor, were placed on the Senate Calendar for Tuesday, November 13, 2001.

OFFICE OF THE SECRETARY OF STATE  
 JESSE WHITE - Secretary of State

November 7, 2001

To the Honorable President of the Senate:

Sir:

I am enclosing herewith a copy of the Approval Messages from the Governor as filed in my office and directed to the Honorable Members of the Senate of the 92nd General Assembly as follows:

SENATE MESSAGES

SENATE BILL	PUBLIC ACT NO.	DATE OF MESSAGE
62	92-087	July 18, 2001
1341	92-185	July 27, 2001
1521	92-445	August 17, 2001

Respectfully,

JESSE WHITE  
 Secretary of State

State of Illinois  
 OFFICE OF THE GOVERNOR  
 Springfield, Illinois 62706

George H. Ryan

[Nov. 7, 2001]

GOVERNOR

July 18, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

Today, I am approving Senate Bill 62, a bill which I believe will strengthen communication between Illinois' workers and business owners.

Senate Bill 62 statutorily establishes the State of Illinois Department of Employment Security's role in promoting employers' responsibilities related to potential plant closings.

The federal Worker Adjustment and Retraining Notification Act--commonly known as the WARN Act--requires an employer of 100 or more workers to give a minimum sixty-day "WARN notice" anytime that employer reduces his workforce by fifty workers or more. It seems only fair that workers have some advance notice that their jobs are being eliminated and my administration strongly supports the WARN Act.

While the vast majority of employers in Illinois comply with the WARN Act, from time to time an employer doesn't follow the rules, and unnecessary consternation and confusion results. Additionally, when WARN notices are not filed with the State of Illinois, our Rapid Response Unit, a unit within the Department of Employment Security, is hindered in its effort to provide immediate services to the affected workers--identifying training and retraining services that help increase the likelihood that workers will find new jobs sooner rather than later.

I believe those employers violating the WARN Act do so more out of lack of knowledge than anything else. Under the provisions of Senate Bill 62, the Department of Employment Security will send annual reminders to employers of 100 or more (almost 7,000 statewide) reminding them of the Act's requirements. I am confident this legislation will help eliminate whatever confusion exists, and assure our workers have sufficient information on which to make decisions affecting themselves and their families.

Senate Bill 62 is a reasoned approach to helping assure that when major employers close their doors, workers know it, and know their options. It is with pride that I affix my signature and approve Senate Bill 62.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

July 27, 2001

To the Honorable Members of  
The Senate  
92nd General Assembly

This nation has come a long way towards recognizing that mental illness can be diagnosed and treated in much the same way as other

[Nov. 7, 2001]

physical diseases. There was a time when this was not the case. Today, there is less of a stigma attached to mental illness than ever before and for that we should all be thankful.

Senate Bill 1341 is one of the more complicated bills passed during the Spring legislative session as it blends issues of fairness for individuals with mental illness with the broader issue of the cost of health care. Currently, in Illinois, we are searching for ways to lower the number of uninsured citizens. In most cases people go without coverage because either they can not afford the premiums or their employer can not afford to offer health insurance.

In the United States there is no mandate that individuals purchase health insurance. While most people who do have health coverage obtain this from their employer there is no requirement that employers offer health insurance to their employees. If an employer does offer health insurance, there are no requirements on how much they can or should ask individual employees to pay.

If a particular employer is large enough, and they offer health benefits, they most likely will do this through an "ERISA" program, a self-insurance mechanism that is subject to minimal federal guidelines and completely free of state regulation. Persons who work for a smaller employer will most likely purchase insurance products from an insurance company that is regulated by the Department of Insurance.

Currently, under federal law, all health insurance products that are sold to groups must have mental health coverage offered as an option--but the group does not have to make that purchase. In the past few years mental health advocates have worked hard around the country for state legislation that would require that mental health coverage be mandated at exactly the same levels of coverage as other physical illnesses.

Opposition to these proposals is partly because ERISA exempt programs cover the majority of insured citizens in Illinois. It is thought to be discriminatory to force people who purchase coverage from a state regulated entity to pay for something that is not required of everyone else. This problem is exaggerated as individuals and small groups pay more for health care coverage.

In an attempt to address these issues the mental health advocates and sponsors of SB 1341 have produced a bill that is greatly watered down from past legislative efforts. This bill would not apply to businesses with fewer than 50 employees, the provisions of this bill would sunset at the end of 2005, and before the sunset date the Department of Insurance must study the cost and effectiveness of this law.

Senate Bill 1341 will allow the public to grow more accustomed to accepting mental health coverage as a part of a solid, comprehensive health insurance package. Senate Bill 1341 allows medium and large businesses to move slowly so as not to be alarmed by the potential cost increases of this new coverage. And Senate Bill 1341 requires careful study of these costs so that future decisions on this issue can be based on facts and not anecdotes.

I have concerns about this study which, per Section 1405-30, must be conducted by the Department of Insurance. There was no companion appropriation for the Department. The charge to the Department seems a little vague. For example, they must analyze "...any improvements in care of patients..." a difficult topic for anyone to evaluate, let alone an agency whose historic mission is the regulation of insurance companies.

Maintenance of confidentiality is not specifically addressed in this legislation. I will ask the Department to work with experts in the field to make sure that confidentiality is maintained at all

[Nov. 7, 2001]

times. I will also make sure that the Department works with the appropriate outside groups as they proceed with all aspects of this study.

With the above stated concerns clearly expressed, I am signing Senate Bill 1341 into law while urging the many parties interested in this difficult issue to work together in the years ahead. If everyone cooperates there is genuine hope that progress can be made to improve treatment for mental illness.

Sincerely,  
George H. Ryan  
GOVERNOR

State of Illinois  
OFFICE OF THE GOVERNOR  
Springfield, Illinois 62706

George H. Ryan  
GOVERNOR

August 17, 2001

To the Honorable Members of  
The Illinois Senate  
92nd General Assembly

I have signed Senate Bill 1521, which amends the State Finance Act, the Higher Education Student Assistance Act, and the Illinois Vehicle Code. Senate Bill 1521 creates a program to provide new teacher training scholarships, to be known as Illinois Future Teacher Training Corps Scholarships. The bill provides scholarships for full-time undergraduate and graduate students pursuing studies at qualified institutions of higher learning leading to teacher certification in this State, and covers tuition and other necessary fees for a period of up to four years.

Although the intent of Senate Bill 1521, which provides funding for new teacher training scholarships, is admirable, the means through which these funds are derived is questionable. History has shown that very few special license plates are effective revenue generators. I am concerned that there will be a public perception that this bill will generate large sums of money for this laudable scholarship fund, when in fact that will likely not be the case. Furthermore, it still remains to be seen if enough plates will be sold to allow any deposits into the scholarship fund.

Having expressed my concerns with the funding mechanism for the Illinois Future Teacher Training Corps Scholarships, I have signed Senate Bill 1521.

Sincerely,  
George H. Ryan  
GOVERNOR

MESSAGES FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT

JAMES "PATE" PHILIP  
SENATE PRESIDENT

July 19, 2001

[Nov. 7, 2001]

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

Dear Mr. Secretary:

Please be advised that I have made the following changes to standing committees for the 92nd General Assembly.

On the Committee on Insurance and Pensions, Senator Tom Walsh will replace Senator Robert Madigan as Chair, and Senator William Peterson is appointed Vice-Chair.

On the Committee on State Government Operations, Senator Walsh will remain on the committee but Senator Bomke will replace him as Chair of the committee.

These appointments and changes are effective immediately.

Sincerely

s/James "Pate" Philip  
Senate President

cc: Senate Minority Leader Emil Jones  
Speaker Madigan  
House Minority Leader Daniels  
Linda Hawker  
Governor Ryan  
Legislative Reference Bureau  
Legislative Research Unit

OFFICE OF THE SENATE PRESIDENT

JAMES "PATE" PHILIP  
SENATE PRESIDENT

August 3, 2001

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

Dear Mr. Secretary:

Please be advised that I have appointed Senator Peter Roskam to replace Senator Robert Madigan on the Committee on Insurance and Pensions.

This appointment is effective immediately.

Sincerely

s/James "Pate" Philip  
Senate President

cc: Senate Minority Leader Emil Jones  
Speaker Madigan  
House Minority Leader Daniels  
Linda Hawker  
Governor Ryan  
Legislative Reference Bureau

[Nov. 7, 2001]

Legislative Research Unit

ILLINOIS SENATE  
OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

August 9, 2001

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 3-3(d), I hereby create a special temporary committee to be known as the Special Senate Committee on the State Board of Education to be composed of five senators appointed by the Senate President, one of whom shall be designated as Chairperson, and three senators appointed by the Senate Minority Leader.

The committee is directed to conduct a study for the purpose of evaluating programs within the State Board of Education, focusing on duplicity and overlapping of functions and duties within the organizational structure of the agency. The committee shall examine all functions and duties of the agency considering methods and alternatives that will promote greater efficiency and streamlining of the agency's administration.

The committee is further directed to report its findings to the Senate on or before November 1, 2001.

Sincerely,

s/James "Pate" Philip  
Senate President

Attachment

cc: Senator Emil Jones  
Mike Madigan, Office of the Governor

OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

August 9, 2001

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

Dear Mr. Secretary:

Pleased be advised that I have appointed the following members to the Special Senate Committee on the State Board of Education:

Senator Peter Roskam, Chair  
Senator J. Bradley Burzynski  
Senator Dan Cronin

[Nov. 7, 2001]

Senator Doris Karpel  
Senator Frank Watson

If you have any questions, please contact Carter Hendren at  
782-8184.

Sincerely,

s/James "Pate" Philip  
Senate President

cc: Senator Emil Jones  
Mike Madigan, Governor's Office

bcc: Nicole Besse  
Jeanette Malafa  
Tim Nuding

COMMUNICATION

STATE OF ILLINOIS  
SENATE

EMIL JONES, JR.  
Senate Democratic Leader

September 5, 2001

Mr. Jim Harry  
Secretary of the Senate  
Room 403 Capitol Building  
Springfield, IL 62706

Dear Mr. Secretary:

Please be advised that I have made the following appointments, to  
be effective immediately, to the Senate Special Committee on the  
State Board of Education:

Senator Vince Demuzio  
Senator Lisa Madigan  
Senator Kimberly Lightford

If you have any questions, please contact my Chief of Staff,  
Courtney Nottage at 782-3920.

Very truly yours,

s/Emil Jones, Jr.  
Senate Democratic Leader

cc: Governor George Ryan  
Senate President James "Pate" Philip  
Senator Peter Roskam  
Legislative Research Unit

MESSAGES FROM THE PRESIDENT

[Nov. 7, 2001]

OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

June 4, 2001

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

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 3-3(d), I hereby create a special temporary committee to be known as the Special Senate Committee on the Teachers Retirement Insurance Program (TRIP) to be composed of the following: four senators appointed by the Senate President, one of whom shall be designated as Chairperson; four senators appointed by the Senate Minority Leader; the Executive Director of the Illinois Retired Teachers Association or his designee; President of the Illinois Education Association or her designee; President of the Illinois Federation of Teachers or his designee; Executive Director of the Illinois Association of School Boards or his designee; and Executive Director of the Illinois Association of School Administrators or his designee; and the Director of the Illinois Department of Central Management Services or his designee.

The committee is directed to discuss options for the financial future of the Teachers Retirement Insurance Program (TRIP) and to report its recommendations for a solution to the Senate no later than November 1, 2001. The Chairperson shall call meetings with at least six days advanced notice to the members and by public posting on the Senate bulletin board.

Sincerely,

s/James "Pate" Philip  
Senate President

cc: Senator Emil Jones  
Tim Lee, Executive Director, IL Retired Teachers Association  
Anne Davis, President, IL Education Association  
Thomas H. Reece, President, IL Federation of Teachers  
Dr. Michael Johnson, Executive Director,  
IL Association of School Boards  
Dr. Walter Warfield, Executive Director,  
IL Association of School Administrators  
Michael Schwartz, Director, Central Management Services

OFFICE OF THE SENATE PRESIDENT

JAMES "PATE" PHILIP  
SENATE PRESIDENT

June 6, 2001

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

[Nov. 7, 2001]

Dear Mr. Secretary:

Please be advised that I have appointed the following members to the Senate Special Committee on the Teachers Retirement Insurance Program (TRIP).

Senator Robert Madigan, Chair  
Senator Dave Syverson  
Senator Tom Walsh  
Senator Stanley Weaver

If you have any questions, please contact Carter Hendren at 782-8184.

Sincerely

s/James "Pate" Philip  
Senate President

cc: Senator Emil Jones  
Mike Madigan, Governor's Office

OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

August 3, 2001

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

Dear Mr. Secretary:

Pleased be advised that I have appointed Senator Peter Roskam to the Special Senate Committee on the Teachers Retirement Insurance Program (TRIP) and I have appointed Senator Thomas J. Walsh to replace Senator Madigan as Chairman of the committee.

These appointments are effective immediately.

Sincerely,

s/James "Pate" Philip  
Senate President

cc: Senate Minority Leader Emil Jones  
Mike Madigan, Governor's Office  
Senator Peter Roskam  
Senator Dave Syverson  
Senator Thomas Walsh  
Senator Stanley Weaver

COMMUNICATION

STATE OF ILLINOIS  
SENATE

[Nov. 7, 2001]

EMIL JONES, JR.  
Senate Democratic Leader

June 14, 2001

Mr. Jim Harry  
Secretary of the Senate  
Room 403 Capitol Building  
Springfield, IL 62706

Dear Mr. Secretary:

Please be advised that I have made the following appointments, to be effective immediately, to the Senate Special Committee on the Teachers Retirement Insurance Program (TRIP):

Senator Vince Demuzio  
Senator Denny Jacobs  
Senator Rickey Hendon  
Senator James Clayborne

If you have any questions, please contact my Chief of Staff, Courtney Nottage at 782-3920.

Very truly yours,

s/Emil Jones, Jr.  
Senate Democratic Leader

cc: Governor George Ryan  
Senate President James "Pate" Philip  
Senator Robert Madigan  
Legislative Research Unit

MESSAGE FROM THE COMPTROLLER

OFFICE OF THE COMPTROLLER

DANIEL W. HYNES  
Comptroller

November 2, 2001

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

I have nominated the following named person to the Merit Commission of the Office of the Comptroller for the remainder of the unexpired term of Elizabeth L. Jensen, who has resigned from the Merit Commission effective December 1, 2001. Ms. Jensen was appointed to a term which expires the third Monday in January 2006. I respectfully ask concurrence in the confirmation of this appointment by your Honorable body.

Michael W. Goetz  
Non-Salaried

[Nov. 7, 2001]

Very truly yours,

s/Daniel W. Hynes  
Comptroller

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

REPORT RECEIVED

MEMORANDUM

TO: The Honorable James "Pate" Philip, Senate President  
The Honorable Emil Jones, Senate Democratic Leader  
The Honorable Michael J. Madigan, Speaker of the House  
The Honorable Lee A. Daniels, House Republican Leader

FROM: Glenn W. McGee  
State Superintendent of Education

DATE: September 28, 2001

RE: Report on Waiver of School Code Mandates (105 ILCS 5/2-3.25g)

As required by Section 2-3.25g of the School Code (105 ILCS 5/2-3.25g), the following report provides summaries of requests for waivers of School Code mandates to the Illinois General Assembly for its consideration. Also included are summaries of requests for waivers and modifications acted on by the State Board of Education and of applications that have been returned to school districts or other eligible applicants.

As members of the General Assembly are aware, the State Board of Education, from time to time, has had concerns about certain waiver requests, in particular those that seek to waive the requirement for daily physical education. In some cases, these waiver requests propose alternatives to daily physical education that would compromise certain students' access to equal learning opportunities, particularly those opportunities necessary to master the Illinois Learning Standards for Physical Development and Health. The issues associated with these requests that the General Assembly will consider in this report are discussed in the Executive Summary on page i.

If you have any questions or comments, please contact Connie Wise, Division Administrator, Research Division, at 217/782-3950.

cc: The Honorable George H. Ryan, Governor  
Tony Rossi, Clerk of the House  
Jim Harry, Secretary of the Senate  
Legislative Research Unit  
State Government Report Center

Executive Summary

The following report outlines waivers of School Code mandates that school districts or regional offices of education have requested since the last report, which was transmitted in April 2001. Pursuant to Section 2-3.25g of the School Code (105 ILCS 5/2-3.25g), these requests must be sent to the General Assembly for its consideration

[Nov. 7, 2001]

before October 1.

The report is organized by subject area and by school district or regional office. The General Assembly may disapprove the report in whole or in part within 30 calendar days after each chamber next convenes once the report is filed. This is done by a joint resolution. If either chamber fails to reject a waiver request, then that request is deemed granted.

Section I summarizes the 39 requests received for waivers of School Code mandates for consideration by the General Assembly, which are presented alphabetically by topic area. The largest number of applications received seeks waivers from Section 27-6 of the School Code regarding daily physical education (17 requests), followed by those concerning the fee charged of students for driver education (six requests) and the limitation on the number of days that substitute teachers may be employed (five requests). Two petitions each were received for use of interest funds and school improvement days; one each was received for content of evaluation plans, debt limitation, kindergarten, limitation of administrative costs, non-resident tuition, statement of affairs, and supervision and control of school districts (Regional Office of Education).

The requests dealing with physical education consist of two types: (1) requiring all students to take physical education but on less than a daily basis, and (2) allowing a certain group of students to not participate in physical education for all or part of the school year under circumstances specified in the requests. The State Board of Education believes that this second category raises concerns about school districts providing equal learning opportunities for all students to achieve, particularly achievement related to mastering the Illinois Learning Standards for Physical Development and Health. In situations in which a certain group of students is excused from participation in physical education for all or part of the school year, it is assumed that those students will not have the same learning opportunities as would fellow students who continue to participate in physical education every day. These groups of students are other than those that the law currently allows local school boards to exempt from daily physical education.

In each case, information contained in the requests from 10 of the 17 districts indicates that specific groups of students would not be afforded equal opportunities to participate in physical education (see pages 3 through 5 of the report). It should be noted that all of these petitions are renewals of waivers previously approved by the General Assembly. These districts are:

- \* Mundelein CHSD 120 (WM100-1892-1);
- \* Springfield SD 186 (WM100-2076);
- \* Earlville CUSD 9 (WM100-2088);
- \* Canton Union SD 66 (WM100-2089);
- \* Hoopston Area CUSD 11 (WM100-2091);
- \* Belvidere CUSD 100 (WM100-2092);
- \* Jacksonville SD 117 (WM100-2097);
- \* Carterville CUSD 5 (WM100-2112);
- \* Central CUSD 4 (WM100-2127]; and
- \* Danville CCSD 118 (WM100-2128).

Additionally, the request from Quincy SD 172 (WM100-2109), a unit district that serves students in kindergarten through grade 12, falls into both categories described above. Students in kindergarten through grade 6 will participate in physical education activities from two to five times a week; however, in grades 7 through 12, specified groups of students would be excused from physical education

[Nov. 7, 2001]

altogether, for all or part of the school year, in order to take additional coursework or receive remedial instruction. It is the portion of the proposal for students in grades 7 through 12 that would compromise those students' equal learning opportunities.

The requests dealing with substitute teacher certificates seek authorization to employ substitutes for longer than the 90 days allowed under Section 21-9 of the School Code (see page 6 of the report). None of the petitions submitted wishes to exclusively use substitutes who also hold a teaching certificate, to limit their service to 120 days, nor to limit their waiver requests to three years, which are the new requirements imposed by P.A. 92-184, effective July 27, 2001. Therefore, the State Board of Education must continue to send these types of petitions to the General Assembly for action.

This document also contains three additional sections beyond what is required under Section 2-3.25g of the School Code. Section II of the report lists the 218 requests for modifications or waivers of State Board of Education rules and modifications of School Code mandates that the State Board has approved. Of those, 191 address legal school holidays.

Section III describes the 17 requests that have been returned to or withdrawn by the petitioning entities. Section IV shows all the requests submitted, organized by Senate and House district.

In addition, the requests received are summarized by subject area in a table following this Executive Summary. Complete copies of the waiver requests for the General Assembly's consideration have been made available to legislative staff.

This is the thirteenth report submitted pursuant to Section 2-3.25g of the School Code, which requires that the State Board of Education compile and submit requests for waivers of School Code mandates to the General Assembly before May 1 and October 1 of each year.

**Summary of Applications for Waivers and Modifications**  
Volume 13 - Fall 2001

<u>Topic</u>	<u>Approved</u>	<u>Denied by SBE</u>	<u>Transmitted to GA</u>	<u>Withdrawn or Returned</u>
Content of Evaluation Plans	0	0	1	0
Course Requirements	1	0	0	0
Debt Limit	0	0	1	0
Driver Education	1	0	6	0
Grant Program	0	0	0	1
Immunization Timelines	0	0	0	2
Kindergarten	0	0	1	0
Legal School Holidays	191	0	0	7
Limitation of Administrative Costs	0	0	1	0
Non-Resident Tuition	0	0	1	0
Parent-Teacher Conferences	6	0	0	0
Physical Education	8	0	17	0
PSAE - Instructional Time	4	0	0	0
Regional Office of Education	0	0	1	0
School Improvement/ Inservice Training	6	0	2	0
School Nurse	0	0	0	4
Sprinklers	0	0	0	1

[Nov. 7, 2001]

Statement of Affairs	0	0	1	0
Substitute Certificates	1	0	5	0
Township Treasurer	0	0	0	1
Transfer of Interest	0	0	2	1
Petition Summary	218	0	39	17

TOTAL NUMBER OF APPLICATIONS: 274

#### SECTION I

#### Applications to be Transmitted to the General Assembly

##### Content of Evaluation Plans

Fulton County CUSD 3 - Fulton / Expiration: 2006-07 school year WM100-2116 (renewal) - Waiver of School Code (Section 24A-5) request to allow the district to replace the current rating scale of "excellent, satisfactory, and unsatisfactory" with an evaluation system involving teachers and administrators in joint goal-setting opportunities, with reviews to be conducted throughout the year. If approved, this waiver takes effect in the 2002-03 school year.

##### Debt Limitation

Prairie Hill CCSD 133 - Winnebago / Expiration: 2006-07 school year WM100-2118 (renewal) - Waiver of School Code (Section 19-1) request to allow the district to increase its debt limit from 6.9 percent to 13.8 percent of the equalized assessed valuation to allow for computer, software, and other technological upgrades. If approved, this waiver takes effect in the 2002-03 school year.

##### Driver Education

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM100-1940 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses.

Elmhurst SD 205 - DuPage / Expiration: 2004-05 school year WM100-2077 - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$100 of students who participate in driver education courses.

Arlington Heights THSD 214 - Cook / Expiration: 2006-07 school year WM100-2078 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

Grayslake CHSD 127 - Lake / Expiration: 2006-07 school year WM100-2136 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

Danville CCSD 118 - Vermilion / Expiration: 2006-07 school year WM100-2137 - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$250 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

[Nov. 7, 2001]

Niles TCHSD 219 - Cook / Expiration: 2006-07 school year WM100-2138 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

#### Kindergarten

Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM300-2020 (renewal) - Waiver of School Code (Section 10-22.18) request to allow the district to offer only full-day kindergarten classes, without offering a half-day option, in order to better use limited transportation resources and provide a more consistent curriculum. If approved, this waiver takes effect in the 2002-03 school year.

#### Limitation of Administrative Cost

Unity Point CCSD 140 - Jackson / Expiration: 2001-02 school year WM100-2006 - Waiver of School Code (Section 17-1.5) request to allow the district to waive the limitation of administrative costs due to circumstances beyond its control. The superintendent is retiring at the end of the 2001-02 school year and will be entitled to receive payment for his unused vacation days. The district is requesting that the cost for those days (40 unused vacation days at a per diem rate of \$440.63, or \$17,625) be excluded from the 5 percent administrative cost limitation.

#### Non-Resident Tuition

Joppa-Maple Grove UD 38 - Massac / Expiration: 2005-06 school year WM100-2087 - Waiver of School Code (Section 10-20.12a) request to allow the district to charge a nominal fee (\$1) in non-resident pupil tuition costs to those students whose parents are employees of the district.

#### Physical Education

Mundelein CHSD 120 - Lake / Expiration: 2005-06 school year WM100-1892-1 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 11 and 12 from the daily physical education requirement if they participate in cheerleading or pom-poms. This request will allow students excused from daily physical education to schedule a study hall or other academic class, leading to improvement of performance in core areas of learning.

Addison SD 4 - DuPage / Expiration: 2005-06 school year WM100-1931 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 1 through 5 to participate in physical education activities for 30 minutes a day twice a week and movement education 30 minutes a day three times a week. Part of the movement education curriculum will focus on conflict resolution and/or Character Counts activities, leading to improved student behavior, fewer behavioral interruptions during instructional time, and increased student learning.

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM100-1932 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 1 through 3 to

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participate in physical education activities three days a week and students in grades 4 and 5 four days a week and supervised recess the other days. When students are not in physical education, they will receive additional instruction in reading and mathematics, two subject areas in which the district has noticed a decline in student performance.

Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM100-2021 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to provide physical education activities twice a week for 60 minutes for students in grades 3 and 4, and every other day for 60 minutes for students in grades 5 through 8. The less than daily physical education instruction will allow the district to double the time of each session, increasing time on task and allowing for more meaningful instruction that will enable students to better meet the standards for physical education at those grade levels. If approved, this waiver takes effect in the 2002-03 school year.

Springfield SD 186 - Sangamon / Expiration: 2002-03 school year WM100-2076 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 6, 7, and 8 from the daily physical education requirement for the equivalent of one semester due to inadequate facilities. This will decrease the number of students for each class period and increase the safety of physical education classes in middle schools. When not in physical education classes, students will be enrolled in elective courses, which will enhance their skills in foreign language, the fine arts, and technical skill areas.

Earlville CUSD 9 - LaSalle / Expiration: 2006-07 school year WM100-2088 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletics program, allowing those students opportunities for a study hall, to take college courses, or to participate in off-campus vocational education courses. The athletic program for the district is structured around the Illinois Learning Standards for Physical Development and Health, with coaches required to submit lesson plans to the high school principal. This request is being made due to inadequate facilities. If approved, this waiver takes effect in the 2002-03 school year.

Canton Union SD 66 - Fulton / Expiration: 2005-06 school year WM100-2089 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 7 and 8 from the daily physical education requirement if they participate in both instrumental music, which includes marching band, and vocal music courses. This will allow students enrolled in these courses to more fully develop their musical skills and help to reduce overcrowding in physical education classes. Currently, fewer than 6 percent of the middle school students are excused from daily physical education due to this waiver.

Hoopeston Area CUSD 11 - Vermilion / Expiration: 2006-07 school year WM100-2091 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 11 and 12 from the daily physical education requirement in order to enroll in academic classes that will be beneficial for the students' preparation for postsecondary education. Students who will be excused under this proposed waiver would be encouraged to participate in some type of

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physical exercise program or organized extracurricular physical activity. Approximately 20 percent of students in grades 11 and 12 have been excused from daily physical education under the district's current waiver. If approved, this waiver takes effect in the 2002-03 school year.

Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM100-2092 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletic program so that these students will better benefit educationally during their transition to high school. If approved, this waiver takes effect in the 2002-03 school year.

Laraway CCSD 70-C - Will / Expiration: 2005-06 school year WM100-2093 - Waiver of School Code (Section 27-6) request to allow the district to provide physical education activities for two days a week for 45 minutes for students in kindergarten through grade 5 and three days a week for 45 minutes for students in grades 6 through 8. This will allow the district to increase instruction time for English, reading, writing, mathematics, science, and social science. Improved performance in these areas will be measured by student performance on nationally-normed tests and the Illinois Standards Achievement Test, with the 2001-02 school year being used as the "baseline year."

Jacksonville SD 117 - Morgan / Expiration: 2007-08 school year WM100-2097 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 through 12 from the daily physical education requirement for up to two years so that students can enroll in a greater variety of courses, resulting in improved student performance as students are able to take courses in their areas of interest. Students will be required to participate in physical education activities daily for 50 minutes for at least two years. Under the current waiver, five elective courses have been added to the curriculum, the physical education program has been strengthened, and the district has found that enrollment in the physical education program has not decreased significantly. If approved, this waiver becomes effective in the 2003-04 school year.

Quincy SD 172 - Adams / Expiration: 2006-07 school year WM100-2109 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in kindergarten through grade 12 from daily physical education under certain circumstances designed to improve student performance in other curricular areas. In kindergarten through grade 6, physical education will be offered from two to five times a week, depending on whether students are experiencing academic deficiencies in reading, writing, or mathematics. Students in grades 7 and 8 will be excused from daily physical education if they wish to schedule additional coursework, such as foreign language, music, art, or computer education. Students in grades 9 through 12 will be excused from the daily physical education requirement if they lack proficiency in certain academic areas or in order to take Advanced Placement courses, vocational education, foreign languages, or technology courses. If approved, this waiver takes effect in the 2002-03 school year.

Cartersville CUSD 5 - Williamson / Expiration: 2006-07 school year WM100-2112 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to exempt students in grade 9 from the daily physical education requirement for one semester in order to

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participate in technology training in preparation for postsecondary education and training. Students' improved performance in their utilization of technology will be measured through pre- and post-course assessments, as well as increased scores on the state assessment relative to "scientific principles" of technology. If approved, this waiver takes effect in the 2002-03 school year.

Cook County SD 130 - Cook / Expiration: 2006-07 school year WM100-2117 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to provide students in kindergarten through grade 5 with physical education activities two days a week for 30 minutes due to inadequate facilities. The current waiver has enabled the district to decrease class sizes from upwards of 50 students to 20 to 25 students, leading to improved performance through more effective instruction. If approved, this waiver takes effect in the 2002-03 school year.

El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM100-2126 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in kindergarten through grade 4 to participate in physical education activities on alternate days for extended periods of 30 minutes, rather than daily for 15-minute periods. This proposed schedule will allow students more instructional time not only in physical education but also in reading, math, language arts, science, and social studies, thus leading to improved student performance. If approved, this waiver takes effect in the 2002-03 school year.

Central CUSD 4 - Iroquois / Expiration: 2005-06 school year WM100-2127 - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletics program in order for them to participate in the district's integrated vocational/academic program for all four years of high school. The proposed waiver aligns with the district's school improvement needs and will provide an incentive for students to stay in school.

Danville CCSD 118 - Vermilion / Expiration: 2006-07 school year WM100-2128 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grade 9 from the daily physical education requirement for ongoing participation in an interscholastic athletic program. Under this request, student performance will be improved by allowing students to enroll in additional academic classes, while maintaining their physical fitness through participation in a high school athletic team. If approved, this waiver takes effect in the 2002-03 school year.

#### School Improvement/Inservice Training

El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM300-2129 (renewal) - Waiver of School Code (Section 18-8.05(F)(2)(d)(2)) request to allow the district to dismiss students at 11:30 a.m. for three days the first week of school for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next eight school days and apply it towards each of these days. These days will be counted among the 176 days of attendance required by Section 10-19. If approved, this waiver takes effect in the 2002-03 school year.

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El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM300-2130 (renewal) - Waiver of School Code (Section 18-8.05(F)(2)(d)(2)) request to allow the district to accumulate time (every 10 school attendance days) beyond the required five clock-hours of student attendance and apply it towards three full-day school improvement days rather than six half days. These days will be counted among the 176 days of attendance required by Section 10-19. If approved, this waiver takes effect in the 2002-03 school year.

#### Statement of Affairs

Mount Prospect SD 57 - Cook / Expiration: 2006-07 school year WM100-2072 (renewal) - Waiver of School Code (Section 10-17) request to allow the district to not prepare and publish in the newspaper a "statement of affairs," thus saving the district \$600. If approved, this waiver takes effect in the 2002-03 school year.

#### Substitute Certificates

Lake Bluff ESD 65 - Lake / Expiration: 2005-06 school year WM100-1885-3 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year due to illness and maternity leaves. The district will employ the most qualified and effective substitutes available.

Ridgewood CHSD 234 - Cook / Expiration: 2005-06 school year WM100-1890 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available.

Savanna CUD 300 - Carroll / Expiration: 2005-06 school year WM100-1891 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district intends to employ appropriately certified teachers in situations where a substitute is needed for more than 90 days. The performance of the substitute teachers will be evaluated by the building principals in order for substitutes to continue employment beyond the 90-day limit.

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-3 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available. The performance of the substitute teachers will be evaluated by the building principals, with only those of the highest quality being retained.

East Prairie SD 73 - Cook / Expiration: 2005-06 school year WM100-1986 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available. The performance of the substitute teachers will be evaluated by the building principals in order for the substitutes to continue employment beyond the 90-day limit.

#### Supervision and Control of School Districts

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Farmington Central CUSD 265 - Peoria / Expiration: 2006-07 school year WM100-2073 (renewal) - Waiver of School Code (Section 3-14.2) request to allow the district to be under the supervision and control of the Regional Office of Education for Peoria County instead of the Regional Office of Education for Fulton-Schuyler counties. If approved, this waiver takes effect in the 2002-03 school year.

#### Tax Levies

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-2 - Waiver of School Code (Section 17-2) request to allow the district to expend revenue generated locally from the tax levies for the Education Fund, Operations and Maintenance Fund, and Transportation Fund in the method, and in the appropriate fund, which best meets the needs of the district and its students.

Rhodes SD 84-5 - Cook / Expiration: 2005-06 school year WM100-2056 - Waiver of School Code (Sections 17-2, 17-7 and 17-8) request to allow the district to expend revenue generated locally from the tax levies for the Operations and Maintenance Fund and Transportation Fund in the method, and in the appropriate fund, which best meets the needs of the district and its students.

### SECTION II

#### Applications Approved by the Illinois State Board of Education

#### Course Requirements

Bensenville SD 2 - DuPage / Expiration: 2001-02 school year WM300-1910 - Modification of School Code (Sections 14C-2, 14C-2.1, and 14C-3) allows the district to offer an English immersion curriculum, with instruction in English, rather than a bilingual program that provides instruction in the student's home language.

#### Driver Education

Ridgewood CHSD 234 - Cook / Expiration: 2006-07 school year WM300-2023 (renewal) - Modification of Administrative Rule (Section 252.20(b)(1)) allows the district to offer classroom and simulation phases of the driver education program in the evening during the school year for transfer students, if a sufficient number of students enroll in the program to make it economically feasible. If sufficient numbers do not exist for an evening course, then the district will provide summer school opportunities for these students. This modification takes effect in the 2002-03 school year.

#### Holidays

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-1878-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Roxana CUSD 1 - Madison / Expiration: 2005-06 school year WM300-1879 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

East Peoria SD 86 - Tazewell / Expiration: 2005-06 school year

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WM300-1880 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Prospect Heights SD 23 - Cook / Expiration: 2005-06 school year WM300-1881 (renewal) - Modification of School Code (Section 24-2) allows the district to hold class or to provide professional development activities on the holidays honoring Abraham Lincoln, Casimir Pulaski, and Christopher Columbus. Instruction pertaining to the contributions of the above-named individuals will be provided rather than observing the legal school holidays.

Waterloo CUSD 5 - Monroe / Expiration: 2005-06 school year WM300-1884 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Lake Bluff ESD 65 - Lake / Expiration: 2001-02 school year WM300-1885-1 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Red Hill CUSD 10 - Lawrence / Expiration: 2005-06 school year WM300-1886 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

North Wayne CUSD 200 - Wayne / Expiration: 2005-06 school year WM300-1887 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Shiloh CUSD 1 - Edgar / Expiration: 2005-06 school year WM300-1888-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Shiloh CUSD 1 - Edgar / Expiration: 2006-07 school year WM300-1888-2 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., and Abraham Lincoln through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Northfield THSD 225 - Cook / Expiration: 2005-06 school year WM300-1889-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Evergreen Park ESD 124 - Cook / Expiration: 2005-06 school year WM300-1893 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in

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his honor.

Lee Center CUSD 271 - Lee / Expiration: 2005-06 school year WM300-1894 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Richmond-Burton CHSD 157 - McHenry / Expiration: 2004-05 school year WM300-1895 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

New Athens CUSD 60 - St. Clair / Expiration: 2005-06 school year WM300-1896 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Kenilworth SD 38 - Cook / Expiration: 2005-06 school year WM300-1197 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Peru ESD 124 - LaSalle / Expiration: 2005-06 school year WM300-1898 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Franklin CUSD 1 - Morgan / Expiration: 2005-06 school year WM300-1899 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Grant CHSD 124 - Lake / Expiration: 2005-06 school year WM300-1900 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Wabash CUSD 348 - Wabash / Expiration: 2004-05 school year WM300-1901 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Berwyn South SD 100 - Cook / Expiration: 2001-02 school year WM300-1902 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

New Trier THSD 203 - Cook / Expiration: 2005-06 school year WM300-1903 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than

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observing school holidays in their honor.

Milford THSD 233 - Iroquois / Expiration: 2005-06 school year WM300-1904 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Milford CCSD 280 - Iroquois / Expiration: 2005-06 school year WM300-1905 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Elmwood CUSD 322 - Peoria / Expiration: 2006-07 school year WM300-1906 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Center Cass SD 66 - DuPage / Expiration: 2005-06 school year WM300-1907 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Deer Creek-Mackinaw CUSD 701 - Tazewell / Expiration: 2005-06 school year WM300-1908 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year WM300-1909-1 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Rondout SD 72 - Lake / Expiration: 2005-06 school year WM300-1911 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

East Moline SD 37 - Rock Island / Expiration: 2005-06 school year WM300-1912 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Norridge SD 80 - Cook / Expiration: 2005-0 school year WM300-1914-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Orangeville CUSD 203 - Stephenson / Expiration: 2005-06 school year

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WM300-1915 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

New Hope CCSD 6 - Wayne / Expiration: 2005-06 school year WM300-1916 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Carrier Mills-Stonefort CUSD 2 - Saline / Expiration: 2005-06 school year WM300-1917 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Winnetka SD 36 - Cook / Expiration: 2005-06 school year WM300-1918 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Miller Township CCSD 210 - LaSalle / Expiration: 2001-02 school year WM300-1919 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Zion ESD 6 - Lake / Expiration: 2005-06 school year WM300-1920 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Lovington CUSD 303 - Moultrie / Expiration: 2005-06 school year WM300-1921 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Forest Park SD 91 - Cook / Expiration: 2002-03 school year WM300-1922 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Minooka CHSD 111 - Grundy / Expiration: 2005-06 school year WM300-1923 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Peoria Heights CUSD 325 - Peoria / Expiration: 2001-02 school year WM300-1924 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Highland CUSD 5 - Madison / Expiration: 2005-06 school year WM300-1925 - Modification of School Code (Section 24-2) allows the

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district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Ashley CCSD 15 - Washington / Expiration: 2005-06 school year WM300-1926 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM300-1927 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Oswego CUSD 308 - Kendall / Expiration: 2001-02 school year WM300-1928 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Marengo CHSD 154 - McHenry / Expiration: 2005-06 school year WM300-1929 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Windsor CUSD 1 - Shelby / Expiration: 2005-06 school year WM300-1930 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

West Washington County CUSD 10 - Washington / Expiration: 2005-06 school year WM300-1942 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Cambridge CUSD 227 - Henry / Expiration: 2005-06 school year WM300-1943 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Iroquois County CUSD 9 - Iroquois / Expiration: 2005-06 school year WM300-1944 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Manteno CUSD 5 - Kankakee / Expiration: 2003-04 school year WM300-1945 (renewal) - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the holiday honoring Dr. Martin Luther King, Jr. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of Dr. King will be provided rather than observing the legal school holiday.

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Worth SD 127 - Cook / Expiration: 2003-04 school year WM300-1946 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Logan CCSD 110 - Franklin / Expiration: 2003-04 school year WM300-1947 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Metamora CCSD 1 - Woodford / Expiration: 2001-02 school year WM300-1948 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Allendale CCSD 17 - Wabash / Expiration: 2002-03 school year WM300-1949 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Dwight Common SD 232 - Livingston / Expiration: 2001-02 school year WM300-1950 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Avon CUSD 176 - Fulton / Expiration: 2005-06 school year WM300-1951 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Deerfield SD 109 - Lake / Expiration: 2001-02 school year WM300-1952 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Pinckneyville SD 50 - Perry / Expiration: 2005-06 school year WM300-1954 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Century CUSD 100 - Pulaski / Expiration: 2005-06 school year WM300-1955 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Pleasant Hill CUSD 3 - Pike / Expiration: 2005-06 school year WM300-1956 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Dwight THSD 230 - Livingston / Expiration: 2001-02 school year

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WM300-1957 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Hamilton County CUSD 10 - Hamilton / Expiration: 2005-06 school year  
WM300-1958 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Monticello CUSD 25 - Piatt / Expiration: 2005-06 school year  
WM300-1959 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

North Pekin & Marquette Heights SD 102 - Tazewell / Expiration: 2005-06 school year  
WM300-1960 - Modification of School Code (Section 24-2) allows the district to hold school, a teacher institute, or parent-teacher conferences on the holidays honoring Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays.

Fox Lake GSD 114 - Lake / Expiration: 2005-06 school year  
WM300-1961 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Riley CCSD 18 - McHenry / Expiration: 2005-06 school year  
WM300-1962 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Illinois Valley Central UD 321 - Peoria / Expiration: 2005-06 school year  
WM300-1963 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Marengo-Union ECSD 165 - McHenry / Expiration: 2005-06 school year  
WM300-1964 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Collinsville CUSD 10 - Madison / Expiration: 2005-06 school year  
WM300-1965 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Princeton ESD 115 - Bureau / Expiration: 2005-06 school year

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WM300-1966 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Logan CCSD 110 - Franklin / Expiration: 2003-04 school year WM300-1967 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Benton CHSD 103 - Franklin / Expiration: 2005-06 school year WM300-1968 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Geneseo CUSD 228 - Henry / Expiration: 2005-06 school year WM300-1969 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Pinckneyville CHSD 101 - Perry / Expiration: 2005-06 school year WM300-1970 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Regional Office of Education - McHenry / Expiration: 2005-06 school year WM300-1971 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Cornell CHSD 70 - Livingston / Expiration: 2005-06 school year WM300-1972 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Burnham SD 154-5 - Cook / Expiration: 2001-02 school year WM300-1975 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Regional Office of Education - Fayette / Expiration: 2003-04 school year WM300-1976 (renewal) - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Ewing-Northern CCSD 115 - Franklin / Expiration: 2005-06 school year WM300-1978 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

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Cornell CCSD 426 - Livingston / Expiration: 2005-06 school year WM300-1979 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Southwestern CUSD 9 - Macoupin / Expiration: 2003-04 school year WM300-1980 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Oak Lawn CHSD 229 - Cook / Expiration: 2001-02 school year WM300-1981 - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the holiday recognizing Dr. Martin Luther King, Jr. The institute is subject to the prior approval of the Regional Office of Education. Instruction regarding the contributions of Dr. King will be provided rather than observing a school holiday in his honor.

Hamilton CCSD 328 - Hancock / Expiration: 2005-06 school year WM300-1982 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Quincy SD 172 - Adams / Expiration: 2005-06 school year WM300-1983 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Lyons THSD 204 - Cook / Expiration: 2005-06 school year WM300-1984 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Barry CUSD 1 - Pike / Expiration: 2005-06 school year WM300-1985 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

North Greene UD 3 - Greene / Expiration: 2005-06 school year WM300-1987 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Regional Office of Education - Hancock / Expiration: 2005-06 school year WM300-1990 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Regional Office of Education - McDonough / Expiration: 2005-06 school year WM300-1991 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school

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holiday in his honor for schools established under Article 13A.

Akin CCSD 91 - Franklin / Expiration: 2005-06 school year WM300-1992 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Paxton-Buckley-Loda CUSD 10 - Ford / Expiration: 2005-06 school year WM300-1993 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year WM300-1994 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Special Education District of McHenry County / Expiration: 2005-06 school year WM300-1995 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Minooka CCSD 201 - Grundy / Expiration: 2005-06 school year WM300-1996 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

St. Anne CCSD 256 - Kankakee / Expiration: 2005-06 school year WM300-1997 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. The district will also be allowed to hold a teacher institute on the holiday honoring Dr. Martin Luther King, Jr. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of Dr. King will be provided rather than observing the legal school holiday.

Pleasant Valley SD 62 - Peoria / Expiration: 2006-07 school year WM300-1998 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Hawthorn CCSD 73 - Lake / Expiration: 2005-06 school year WM300-1999 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Livingston CCSD 4 - Madison / Expiration: 2005-06 school year WM300-2000 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

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Hoyleton CCSD 29 - Washington / Expiration: 2005-06 school year WM300-2001 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Morton CUSD 709 - Tazewell / Expiration: 2006-07 school year WM300-2002 (renewal) - Modification of School Code (Section 24-2) allows the district to use the legal school holidays honoring Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars for any purpose (e.g., teacher institute, school attendance, inservice training, emergency days). If an institute program is planned, then it is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays. This modification becomes effective in the 2002-03 school year.

Marquardt SD 15 - DuPage / Expiration: 2005-06 school year WM300-2003 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Astoria CUSD 1 - Fulton / Expiration: 2005-06 school year WM300-2004 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Norris City-Omaha-Enfield CUSD 3 - White / Expiration: 2001-02 school year WM300-2005 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Eswood CCD 269 - Ogle / Expiration: 2005-06 school year WM300-2007 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Atwood-Hammond CUSD 39 - Piatt / Expiration: 2005-06 school year WM300-2008 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Chaney-Monge SD 88 - Will / Expiration: 2006-07 school year WM300-2009 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

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Cahokia Area Joint Agreement for Special Education - St. Clair / Expiration: 2001-02 school year WM300-2010 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Industry CUSD 165 - McDonough / Expiration: 2006-07 school year WM300-2011 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Lincoln ESD 27 - Logan / Expiration: 2006-07 school year WM300-2012 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

River Bend CUSD 2 - Whiteside / Expiration: 2006-07 school year WM300-2013 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Nauvoo-Colusa CUSD 325 - Hancock / Expiration: 2006-07 school year WM300-2014 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

River Ridge CUSD 210 - JoDaviess / Expiration: 2006-07 school year WM300-2016 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Cahokia CUSD 187 - St. Clair / Expiration: 2001-02 school year WM300-2017 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Pleasant Hill SD 69 - Peoria / Expiration: 2006-07 school year WM300-2018 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

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Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM300-2019 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Schaumburg CCSD 54 - Cook / Expiration: 2006-07 school year WM300-2024 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Wesclin CUSD 3-Clinton / Expiration: 2006-07 school year WM300-2025 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

River Trails SD 26 - Cook / Expiration: 2006-07 school year WM300-2026 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Stockton CUSD 206 - JoDaviess / Expiration: 2006-07 school year WM300-2027 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Mt. Carroll CUD 304 - Carroll / Expiration: 2006-07 school year WM300-2028 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Carbondale CHSD 165 - Jackson / Expiration: 2006-07 school year WM300-2029 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Oakdale CCSD 1 - Washington / Expiration: 2005-06 school year WM300-2030 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Rochelle CCD 231 - Ogle / Expiration: 2006-07 school year WM300-2031 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King,

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Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Hoover-Schrum Memorial SD 157 - Cook / Expiration: 2004-05 school year WM300-2032 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Eastland CUSD 308 - Carroll / Expiration: 2006-07 school year WM300-2033 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Ziegler-Royalton CUSD 188 - Franklin / Expiration: 2006-07 school year WM300-2034 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Fenton CHSD 100 - DuPage / Expiration: 2006-07 school year WM300-2035 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Wallace CCSD 195 - LaSalle / Expiration: 2006-07 school year WM300-2036 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Troy CCSD 30-C - Will / Expiration: 2001-02 school year WM300-2037 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Hall HSD 502 - Bureau / Expiration: 2006-07 school year WM300-2038 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Sesser-Valier CUSD 196 - Franklin / Expiration: 2006-07 school year WM300-2039 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Athens CUSD 213 - Menard / Expiration: 2006-07 school year WM300-2040 (renewal) - Modification of School Code (Section 24-2) allows the

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district to recognize the contributions of Dr. Martin Luther King Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Northwest Special Education Cooperative - Stephenson / Expiration: 2004-05 school year WM300-2042 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Nippersink SD 2 - McHenry / Expiration: 2004-05 school year WM300-2043 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Channahon SD 17 - Will / Expiration: 2001-02 school year WM300-2044 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Woodstock CUSD 200 - McHenry / Expiration: 2005-06 school year WM300-2045 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Carlyle CUSD 1 - Clinton / Expiration: 2006-07 school year WM300-2047 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Savanna CUD 300 - Carroll / Expiration: 2006-07 school year WM300-2048 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Batavia USD 101 - Kane / Expiration: 2005-06 school year WM300-2049 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Salem SD 111 - Marion / Expiration: 2006-07 school year WM300-2050 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

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Rhodes SD 84-5 - Cook / Expiration: 2005-06 school year WM300-2051 - Modification of School Code (Section 24-2) allows the district to use the legal school holidays honoring Abraham Lincoln and Casimir Pulaski for school attendance, a teacher institute, or school improvement activities. The institute program is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays.

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-2053 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Schuyler County CUSD 1 - Schuyler / Expiration: 2006-07 school year WM300-2054 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Palestine CUSD 3 - Crawford / Expiration: 2005-06 school year WM300-2055 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Deer Park CCSD 82 - LaSalle / Expiration: 2005-06 school year WM300-2058 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Queen Bee SD 16 - DuPage / Expiration: 2006-07 school year WM300-2059 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Mount Prospect SD 57 - Cook / Expiration: 2006-07 school year WM300-2060 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Breese SD 12 - Clinton / Expiration: 2006-07 school year WM300-2061 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Prairieview CCD 192 - Champaign / Expiration: 2006-07 school year WM300-2062 (renewal) - Modification of School Code (Section 24-2)

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allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Ottawa THSD 140 - LaSalle / Expiration: 2001-02 school year WM300-2063 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Westville CUSD 2 - Vermilion / Expiration: 2006-07 school year WM300-2064 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Central CUSD 301 - Kane / Expiration: 2005-06 school year WM300-2065 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Rochester CUSD 3A - Sangamon / Expiration: 2006-07 school year WM300-2066 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Alwood CUSD 225 - Henry / Expiration: 2006-07 school year WM300-2067 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Villa Park SD 45 - DuPage / Expiration: 2006-07 school year WM300-2068 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Earlville CUSD 9 - LaSalle / Expiration: 2006-07 school year WM300-2069 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Pleasant Plains CUSD 8 - Sangamon / Expiration: 2006-07 school year WM300-2070 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Casimir Pulaski, Christopher Columbus, and all

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veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

LaHarpe CUSD 335 - Hancock / Expiration: 2006-07 school year WM300-2071 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Canton Union SD 66 - Fulton / Expiration: 2005-06 school year WM300-2079 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

West Chicago CHSD 94 - DuPage / Expiration: 2006-07 school year WM300-2080 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

East Maine SD 63 - Cook / Expiration: 2005-06 school year WM300-2081 - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the legal school holiday recognizing Casimir Pulaski. The institute is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions Casimir Pulaski will be provided rather than observing the legal school holiday.

Clay City CUD 10 - Clay / Expiration: 2006-07 school year WM300-2082 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Regional Office of Education - Boone and Winnebago / Expiration: 2005-06 school year WM300-2083 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor for schools established under Article 13A.

Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM300-2084 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

South Central CUD 401 - Marion / Expiration: 2006-07 school year WM300-2085 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher

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Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

St. Rose SD 14-15 - Clinton / Expiration: 2006-07 school year WM300-2086 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Marion CUSD 2 - Williamson / Expiration: 2006-07 school year WM300-2098 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Patoka CUSD 100 - Marion / Expiration: 2006-07 school year WM300-2099 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Millstadt CCSD 160 - St. Clair / Expiration: 2006-07 school year WM300-2100 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Lake Villa CCSD 41 - Lake / Expiration: 2006-07 school year WM300-2101 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

St. Joseph-Ogden CHSD 305 - Champaign / Expiration: 2006-07 school year WM300-2102 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Ogden CCSD 212 - Champaign / Expiration: 2006-07 school year WM300-2103 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Hamilton CCSD 328 - Hancock / Expiration: 2006-07 school year WM300-2104 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln

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through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Albers SD 63 - Clinton / Expiration: 2006-07 school year WM300-2105 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Central City SD 133 - Marion / Expiration: 2005-06 school year WM300-2106 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Yorkwood CUSD 225 - Warren / Expiration: 2005-06 school year WM300-2107 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Carterville CUSD 5 - Williamson / Expiration: 2006-07 school year WM300-2108 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

St. Charles CUSD 303 - Kane / Expiration: 2006-07 school year WM300-2119 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Mendota CCSD 289 - LaSalle / Expiration: 2006-07 school year WM300-2120 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Carthage CUSD 338 - Hancock / Expiration: 2005-06 school year WM300-2121 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Damiansville SD 62 - Clinton / Expiration: 2006-07 school year WM300-2122 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the

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2002-03 school year.

Pinckneyville CCSD 204 - Perry / Expiration: 2006-07 school year WM300-2123 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Bartelso SD 57 - Clinton / Expiration: 2004-05 school year WM300-2124 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Iuka CCSD 7 - Marion / Expiration: 2006-07 school year WM300-2131 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Herrin CUSD 4 - Williamson / Expiration: 2005-06 school year WM300-2132 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

El Paso CUD 375 - Woodford / Expiration: 2006-07 school year WM300-2133 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Aviston SD 21 - Clinton / Expiration: 2006-07 school year WM300-2134 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Benton CCSD 47 - Franklin / Expiration: 2006-07 school year WM300-2135 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

#### Parent-Teacher Conferences

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-1878-2 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district the option of scheduling a parent-teacher conference in the evening following a day when students are in attendance for at least five clock-hours, provided that the evening session and the next morning session constitute a full day of instructional time and that the morning session is at least three clock-hours. The evening and morning sessions will be

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counted as one of the 176 days of pupil attendance required by Section 10-19.

Indian Prairie CUSD 204 - DuPage / Expiration: 2005-06 school year WM300-1935 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, three-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

Farmington Central CUSD 265 - Peoria / Expiration: 2005-06 school year WM300-1936 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, four-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM300-2096 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule four, three-and-one-half-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those among the 176 days of pupil attendance required by Section 10-19. This modification becomes effective in the 2002-03 school year.

Sterling CUD 5 - Whiteside / Expiration: 2005-06 school year WM300-2113 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to allow elementary and secondary schools the opportunity to schedule parent-teacher conference days in the fall and spring according to schedules that best meets the needs of their families. The before-school sessions and evening sessions that follow a full day of student attendance will count among the 176 days of pupil attendance as required by Section 10-19.

Cartersville CUSD 5 - Williamson / Expiration: 2006-07 school year WM300-2114 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, three-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

#### Physical Education

Mundelein CHSD 120 - Lake / Expiration: 2005-06 school year WM200-1892-2 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 90 minutes for the equivalent of one semester each year due to a 4-block schedule.

Queen Bee SD 16 - DuPage / Expiration: 2006-07 school year WM100-2074 (renewal) - Modification of School Code (Section 27-6) allows the district to permit students in grades 1 through 5 to participate in

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physical education 30 to 40 minutes a session for a total of 200 minutes over the course of two weeks, rather than for 20 minutes a session every day. The district will also provide daily supervised play periods and intramurals. This modification becomes effective in the 2002-03 school year.

Shelbyville CUSD 4 - Shelby / Expiration: 2006-07 school year WM300-2075 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 6 through 12 for extended periods of 85 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Morrisonville CUSD 1 - Christian / Expiration: 2006-07 school year WM300-2090 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 7 through 12 for extended periods of 81 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Paris-Union SD 95 - Edgar / Expiration: 2006-07 school year WM300-2094 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 87 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Martinsville CUSD 3C - Clark / Expiration: 2006-07 school year WM300-2095 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 7 through 12 for extended periods of 85 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Union SD 81 - Will / Expiration: 2005-06 school year WM100-2110 - Modification of School Code (Section 27-6) allows the district to permit students in grades 1 through 8 to participate in physical education activities three days a week for 45 to 50 minutes each day (rather than daily for 25 minutes each day). On the days when students are not in physical education, they will receive instruction in technology, music, and art.

Harlem UD 122 - Winnebago / Expiration: 2006-07 school year WM100-2111 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 80 minutes either daily for two nine-week terms or every other day throughout the school year due to either a 4-block or 8-block schedule. This modification becomes effective in the 2002-03 school year.

#### School Improvement/Inservice Training

Tri-Point CUSD 6-J - Livingston / Expiration: 2001-02 school year WM300-1882 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for four days the first week of the school year for the purpose of holding school improvement activities and to accumulate six hours of student attendance time within the next six school attendance days and apply it towards each of these days.

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Pontiac CCSD 429 - Livingston / Expiration: 2005-06 school year  
WM300-1883 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to accumulate 600 minutes beyond the required five clock-hours of student attendance and apply it towards two full-day school improvement days rather than four half days.

Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year  
WM300-1909-2 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 12:30 p.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school attendance days and apply it towards each of these days.

Tinley Park CCSD 146 - Cook / Expiration: 2001-02 school year  
WM300-1937 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to accumulate sufficient time beyond the required five clock-hours (at 20 minutes per day) and apply it towards four full days of school improvement activities rather than eight half days.

Dwight Common SD 232 - Livingston / Expiration: 2001-02 school year  
WM300-1941 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school days and apply it towards each of these days.

Dwight THSD 230 - Livingston / Expiration: 2001-02 school year  
WM300-1953 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school days and apply it towards each of these days.

Prairie State Achievement Examination Testing/Instructional Time

Northfield THSD 225 - Cook / Expiration: 2000-01 school year  
WM300-1889-2 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grades 9, 10, 11, and 12 after three hours of instruction on April 25 and to administer the ACT portion of the Prairie State Achievement Examination to students in grade 11 on April 26. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to these days so that they can be counted among the 176 days of pupil attendance required by Section 10-19.

City of Chicago SD 299 - Cook / Expiration: 2000-01 school year  
WM300-1913 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grade 11 following the administration of the Prairie State Achievement Examination on April 25 and to not hold school on this day for students in grades 9, 10, and 12. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to this day so that it can be counted among the 176 days of pupil attendance required by Section 10-19.

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Indian Prairie CUSD 204 - DuPage / Expiration: 2000-01 school year WM300-1933 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grade 11 following the administration of the Prairie State Achievement Examination on April 25 and 26 and to not hold school on these days for students in grades 9, 10, and 12. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to these days so that they can be counted among the 176 days of pupil attendance required by Section 10-19.

Goreville CUD 1 - Johnson / Expiration: 2000-01 school year WM300-1934 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grades 9, 10, 11, and 12 following the administration of the Prairie State Achievement Examination on April 25. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to this day so that it can be counted among the 176 days of pupil attendance required by Section 10-19.

### SECTION III Applications Returned to Applicant

Listed below are several categories of requests that have been returned to school districts or other entities. Some of these applicants sought permission for actions that were already permissible under the law or rules. Other requests were returned because they were ineligible under the law (e.g., mandates not found in the School Code, applicant is not a school district, application incomplete).

#### ALREADY PERMISSIBLE BY LAW/RULE

##### Sprinkler Systems

Shiloh CUSD 1 - Edgar / Expiration: 2005-06 WM100-1888-3 (renewal) - Waiver of School Code (Section 22-23). The district requested to waive the requirement of installing sprinklers in a greenhouse due to low flammability ratings of structure/materials, almost no flammable contents, remote location from other structures, and a state-of-the-art fire detection and alarm system.

##### Immunizations/Health Examinations

Indian Prairie CUSD 204 - DuPage / Expiration: 2005-06 school year WM300-1938 (renewal) - Modification of School Code (Section 27-8.1). The district requested to be allowed to exclude students who have not complied with health examination/immunization requirements within seven calendar days of school entry instead of the statutory deadline of October 15.

Lovington CUSD 303 - Moultrie / Expiration: 2005-06 school year WM300-1939 (renewal) - Modification of School Code (Section 27-8.1). The district requested to be allowed to exclude students who have not complied with health examination/immunization requirements by the first day of school instead of the statutory deadline of October 15.

##### School Nurse

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-6 (renewal) - Waiver of School Code (Section 10-22.23). The district

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requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

Sunset Ridge SD 29 - Cook / Expiration: 2005-06 school year WM100-2022 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

Salem SD 111 - Marion / Expiration: 2006-07 school year WM100-2057 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

Harvey SD 152 - Cook / Expiration: 2006-07 school year WM100-2125 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

#### School Treasurer Residency

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-5 (renewal) - Waiver of School Code (Section 8-1(c)). The district requested to be allowed to waive the residency requirement for the school treasurer, thereby enabling the district to hire a qualified individual who resides in the county where the district is located rather than within the boundaries of the school district.

#### INELIGIBLE

#### Holidays

Pinckneyville CCSD 204 - Perry / Expiration: 2005-06 school year WM300-1973 (renewal) - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. No public hearing was held.

Bellwood SD 88 - Cook / Expiration: 2001-02 school year WM300-1974 - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. No public hearing was held.

Regional Office of Education - Fayette County / Expiration: 2003-04 school year WM300-1977 (renewal) - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (New Approach Alternative School), however, was not established pursuant to Article 13A.

Regional Office of Education - Hancock and McDonough Counties /

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Expiration: 2005- 06 school year WM300-1988 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (Hancock County Academy), however, was not established pursuant to Article 13A.

Regional Office of Education - Hancock and McDonough Counties/  
Expiration: 2005- 06 school year WM300-1989 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (Academy for Secondary Education), however, was not established pursuant to Article 13A.

Regional Office of Education - Clay, Crawford, Jasper, Lawrence, and Richland Counties / Expiration: 2005-06 school year WM300-2041 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor for one of its alternative schools. No public hearing was held.

Beardstown CUSD 15 - Cass / Expiration: 2001-02 school year WM300-1974 - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. No public hearing was held.

#### Technology

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-4 (renewal) - Modification of ISBE Rule (No Rule Cited). The district requested authorization to waive the requirements of submitting a comprehensive technology plan prior to qualifying for access to Technology Integration Program Funds. Participation in the Technology Integration Program (TIP) is not a statutory requirement, and the requirements for this plan are not contained either in the School Code or in administrative rules.

#### Transfer of Interest Income

Mount Prospect PSD 57 - Cook / Expiration: 2006-07 school year WM100-2115 (renewal) - Waiver of School Code (Section 10-22.44). The district requested to be allowed to transfer accumulated interest from the Tort Immunity Fund for use in the Education Fund for the continued advancement of technology in the district. Use of interest earned in the Tort Immunity Fund, however, is not governed by provisions contained in the School Code (105 ILCS 5), but rather by the Local Governmental and Governmental Employees Tort Immunity Act (745 ILCS 10/9-107).

### SECTION IV

#### Applications by Senate and House Districts

Applications to be Transmitted to the General Assembly

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SD 07/HD 13

Niles TCHSD 219 - Cook / Expiration: 2006-07 school year WM100-2138 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

SD 07/HD 14

Ridgewood CHSD 234 - Cook / Expiration: 2005-06 school year WM100-1890 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available.

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-3 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available. The performance of the substitute teachers will be evaluated by the building principals, with only those of the highest quality being retained.

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-2 - Waiver of School Code (Section 17-2) request to allow the district to expend revenue generated locally from the tax levies for the Education Fund, Operations and Maintenance Fund, and Transportation Fund in the method, and in the appropriate fund, which best meets the needs of the district and its students.

SD 08/HD 16

East Prairie SD 73 - Cook / Expiration: 2005-06 school year WM100-1986 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district will employ the most qualified and effective substitutes available. The performance of the substitute teachers will be evaluated by the building principals in order for the substitutes to continue employment beyond the 90-day limit.

SD 18/HD 36

Cook County SD 130 - Cook / Expiration: 2006-07 school year WM100-2117 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to provide students in kindergarten through grade 5 with physical education activities two days a week for 30 minutes due to inadequate facilities. The current waiver has enabled the district to decrease class sizes from upwards of 50 students to 20 to 25 students, leading to improved performance through more effective instruction. If approved, this waiver takes effect in the 2002-03 school year.

SD 19/HD 38

Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM300-2020 (renewal) - Waiver of School Code (Section 10-22.18) request to allow the district to offer only full-day kindergarten classes, without offering a half-day option, in order to better use limited transportation resources and provide a more consistent

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curriculum. If approved, this waiver takes effect in the 2002-03 school year.

Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM100-2021 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to provide physical education activities twice a week for 60 minutes for students in grades 3 and 4, and every other day for 60 minutes for students in grades 5 through 8. The less than daily physical education instruction will allow the district to double the time of each session, increasing time on task and allowing for more meaningful instruction that will enable students to better meet the standards for physical education at those grade levels. If approved, this waiver takes effect in the 2002-03 school year.

SD 23/HD 46

Addison SD 4 - DuPage / Expiration: 2005-06 school year WM100-1931 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 1 through 5 to participate in physical education activities for 30 minutes a day twice a week and movement education 30 minutes a day three times a week. Part of the movement education curriculum will focus on conflict resolution and/or Character Counts activities, leading to improved student behavior, fewer behavioral interruptions during instructional time, and increased student learning.

SD 26/HD 52

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM100-1940 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses.

Grayslake CHSD 127 - Lake / Expiration: 2006-07 school year WM100-2136 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

Mundelein CHSD 120 - Lake / Expiration: 2005-06 school year WM100-1892-1 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 11 and 12 from the daily physical education requirement if they participate in cheerleading or pom-poms. This request will allow students excused from daily physical education to schedule a study hall or other academic class, leading to improvement of performance in core areas of learning.

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM100-1932 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 1 through 3 to participate in physical education activities three days a week and students in grades 4 and 5 four days a week and supervised recess the other days. When students are not in physical education, they will receive additional instruction in reading and mathematics, two subject areas in which the district has noticed a decline in student performance.

SD 27/HD 53

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Arlington Heights THSD 214 - Cook / Expiration: 2006-07 school year WM100-2078 (renewal) - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$350 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

SD 28/HD 56

Mount Prospect SD 57 - Cook / Expiration: 2006-07 school year WM100-2072 (renewal) - Waiver of School Code (Section 10-17) request to allow the district to not prepare and publish in the newspaper a "statement of affairs," thus saving the district \$600. If approved, this waiver takes effect in the 2002-03 school year.

SD 30/HD 59

Lake Bluff ESD 65 - Lake / Expiration: 2005-06 school year WM100-1885-3 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year due to illness and maternity leaves. The district will employ the most qualified and effective substitutes available.

SD 34/HD 68

Prairie Hill CCSD 133 - Winnebago / Expiration: 2006-07 school year WM100-2118 (renewal) - Waiver of School Code (Section 19-1) request to allow the district to increase its debt limit from 6.9 percent to 13.8 percent of the equalized assessed valuation to allow for computer, software, and other technological upgrades. If approved, this waiver takes effect in the 2002-03 school year.

Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM100-2092 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletic program so that these students will better benefit educationally during their transition to high school. If approved, this waiver takes effect in the 2002-03 school year.

SD 37/HD 74

Savanna CUD 300 - Carroll / Expiration: 2005-06 school year WM100-1891 - Waiver of School Code (Section 21-9) request to allow the district to employ substitute teachers for more than 90 days in any one school year. The district intends to employ appropriately certified teachers in situations where a substitute is needed for more than 90 days. The performance of the substitute teachers will be evaluated by the building principals in order for substitutes to continue employment beyond the 90-day limit.

SD 38/HD 75

Earlville CUSD 9 - LaSalle / Expiration: 2006-07 school year WM100-2088 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletics program, allowing those students opportunities for a study hall, to take college courses, or to participate in off-campus vocational education courses. The athletic

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program for the district is structured around the Illinois Learning Standards for Physical Development and Health, with coaches required to submit lesson plans to the high school principal. This request is being made due to inadequate facilities. If approved, this waiver takes effect in the 2002-03 school year.

SD 39/HD 77

Rhodes SD 84-5 - Cook / Expiration: 2005-06 school year WM100-2056 - Waiver of School Code (Sections 17-2, 17-7 and 17-8) request to allow the district to expend revenue generated locally from the tax levies for the Operations and Maintenance Fund and Transportation Fund in the method, and in the appropriate fund, which best meets the needs of the district and its students.

SD 39/HD 78

Elmhurst SD 205 - DuPage / Expiration: 2004-05 school year WM100-2077 - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$100 of students who participate in driver education courses.

SD 43/HD 86

Laraway CCSD 70-C - Will / Expiration: 2005-06 school year WM100-2093 - Waiver of School Code (Section 27-6) request to allow the district to provide physical education activities for two days a week for 45 minutes for students in kindergarten through grade 5 and three days a week for 45 minutes for students in grades 6 through 8. This will allow the district to increase instruction time for English, reading, writing, mathematics, science, and social science. Improved performance in these areas will be measured by student performance on nationally-normed tests and the Illinois Standards Achievement Test, with the 2001-02 school year being used as the "baseline year."

SD 44/HD 87

Central CUSD 4 - Iroquois / Expiration: 2005-06 school year WM100-2127 - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 9 and 10 from the daily physical education requirement for ongoing participation in an interscholastic athletics program in order for them to participate in the district's integrated vocational/academic program for all four years of high school. The proposed waiver aligns with the district's school improvement needs and will provide an incentive for students to stay in school.

SD 44/HD 88

El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM100-2126 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in kindergarten through grade 4 to participate in physical education activities on alternate days for extended periods of 30 minutes, rather than daily for 15-minute periods. This proposed schedule will allow students more instructional time not only in physical education but also in reading, math, language arts, science, and social studies, thus leading to improved student performance. If approved, this waiver takes effect in the 2002-03 school year.

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El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM300-2129 (renewal) - Waiver of School Code (Section 18-8.05(F)(2)(d)(2)) request to allow the district to dismiss students at 11:30 a.m. for three days the first week of school for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next eight school days and apply it towards each of these days. These days will be counted among the 176 days of attendance required by Section 10-19. If approved, this waiver takes effect in the 2002-03 school year.

El Paso CUSD 375 - Woodford / Expiration: 2006-07 school year WM300-2130 (renewal) - Waiver of School Code (Section 18-8.05(F)(2)(d)(2)) request to allow the district to accumulate time (every 10 school attendance days) beyond the required five clock-hours of student attendance and apply it towards three full-day school improvement days rather than six half days. These days will be counted among the 176 days of attendance required by Section 10-19. If approved, this waiver takes effect in the 2002-03 school year.

SD 46/HD 91

Fulton County CUSD 3 - Fulton / Expiration: 2006-07 school year WM100-2116 (renewal) - Waiver of School Code (Section 24A-5) request to allow the district to replace the current rating scale of "excellent, satisfactory, and unsatisfactory" with an evaluation system involving teachers and administrators in joint goal-setting opportunities, with reviews to be conducted throughout the year. If approved, this waiver takes effect in the 2002-03 school year.

Canton Union SD 66 - Fulton / Expiration: 2005-06 school year WM100-2089 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 7 and 8 from the daily physical education requirement if they participate in both instrumental music, which includes marching band, and vocal music courses. This will allow students enrolled in these courses to more fully develop their musical skills and help to reduce overcrowding in physical education classes. Currently, fewer than 6 percent of the middle school students are excused from daily physical education due to this waiver.

Farmington Central CUSD 265 - Peoria / Expiration: 2006-07 school year WM100-2073 (renewal) - Waiver of School Code (Section 3-14.2) request to allow the district to be under the supervision and control of the Regional Office of Education for Peoria County instead of the Regional Office of Education for Fulton-Schuyler counties. If approved, this waiver takes effect in the 2002-03 school year.

SD 48/HD 96

Quincy SD 172 - Adams / Expiration: 2006-07 school year WM100-2109 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in kindergarten through grade 12 from daily physical education under certain circumstances designed to improve student performance in other curricular areas. In kindergarten through grade 6, physical education will be offered from two to five times a week, depending on whether students are experiencing academic deficiencies in reading, writing, or mathematics. Students in grades 7 and 8 will be excused from daily

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physical education if they wish to schedule additional coursework, such as foreign language, music, art, or computer education. Students in grades 9 through 12 will be excused from the daily physical education requirement if they lack proficiency in certain academic areas or in order to take Advanced Placement courses, vocational education, foreign languages, or technology courses. If approved, this waiver takes effect in the 2002-03 school year.

SD 49/HD 97

Jacksonville SD 117 - Morgan / Expiration: 2007-08 school year WM100-2097 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 9 through 12 to participate in physical education activities daily for 50 minutes for at least two years. The request is being made so that students can enroll in a greater variety of courses, resulting in improved student performance as students are able to take courses in their areas of interest. Under the current waiver, five elective courses have been added to the curriculum, the physical education program has been strengthened, and the district has found that enrollment in the physical education program has not decreased significantly. If approved, this waiver becomes effective in the 2003-04 school year.

SD 50/HD 100

Springfield SD 186 - Sangamon / Expiration: 2002-03 school year WM100-2076 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to permit students in grades 6, 7, and 8 to participate in physical education activities for the equivalent of one semester due to inadequate facilities. This will decrease the number of students for each class period and increase the safety of physical education classes in middle schools. When not in physical education classes, students will be enrolled in elective courses, which will enhance their skills in foreign language, the fine arts, and technical skill areas.

SD 53/HD 105

Danville CCSD 118 - Vermilion / Expiration: 2006-07 school year WM100-2137 - Waiver of School Code (Section 27-23) request to allow the district to charge a reasonable fee not to exceed \$250 of students who participate in driver education courses. If approved, this waiver takes effect in the 2002-03 school year.

Hoopeston Area CUSD 11 - Vermilion / Expiration: 2006-07 school year WM100-2091 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grades 11 and 12 from the daily physical education requirement in order to enroll in academic classes that will be beneficial for the students' preparation for postsecondary education. Students who will be excused under this proposed waiver would be encouraged to participate in some type of physical exercise program or organized extracurricular physical activity. Approximately 20 percent of students in grades 11 and 12 have been excused from daily physical education under the district's current waiver. If approved, this waiver takes effect in the 2002-03 school year.

Danville CCSD 118 - Vermilion / Expiration: 2006-07 school year WM100-2128 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to excuse students in grade 9 from the daily

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physical education requirement for ongoing participation in an interscholastic athletic program. Under this request, student performance will be improved by allowing students to enroll in additional academic classes, while maintaining their physical fitness through participation in a high school athletic team. If approved, this waiver takes effect in the 2002-03 school year.

SD 58/HD 115

Unity Point CCSD 140 - Jackson / Expiration: 2001-02 school year WM100-2006 - Waiver of School Code (Section 17-1.5) request to allow the district to waive the limitation of administrative costs due to circumstances beyond its control. The superintendent is retiring at the end of the 2001-02 school year and will be entitled to receive payment for his unused vacation days. The district is requesting that the cost for those days (40 unused vacation days at a per diem rate of \$440.63, or \$17,625) be excluded from the 5 percent administrative cost limitation.

SD 59/HD 117

Carterville CUSD 5 - Williamson / Expiration: 2006-07 school year WM100-2112 (renewal) - Waiver of School Code (Section 27-6) request to allow the district to exempt students in grade 9 from the daily physical education requirement for one semester in order to participate in technology training in preparation for postsecondary education and training. Students' improved performance in their utilization of technology will be measured through pre- and post-course assessments, as well as increased scores on the state assessment relative to "scientific principles" of technology. If approved, this waiver takes effect in the 2002-03 school year.

SD 59/HD 118

Joppa-Maple Grove UD 38 - Massac / Expiration: 2005-06 school year WM100-2087 - Waiver of School Code (Section 10-20.12a) request to allow the district to charge a nominal fee (\$1) in non-resident pupil tuition costs to those students whose parents are employees of the district.

Applications Approved by the Illinois State Board of Education

SD07/HD 07

Forest Park SD 91 - Cook / Expiration: 2002-03 school year WM300-1922 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 07/HD 14

Ridgewood CHSD 234 - Cook / Expiration: 2006-07 school year WM300-2023 (renewal) - Modification of Administrative Rule (Section 252.20(b)(1)) allows the district to offer classroom and simulation phases of the driver education program in the evening during the school year for transfer students, if a sufficient number of students enroll in the program to make it economically feasible. If sufficient numbers do not exist for an evening course, then the district will provide summer school opportunities for these students. This modification takes effect in the 2002-03 school year.

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Norridge SD 80 - Cook / Expiration: 2005-06 school year WM300-1914-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

SD 11/HD 21

City of Chicago SD 299 - Cook / Expiration: 2000-01 school year WM300-1913 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grade 11 following the administration of the Prairie State Achievement Examination on April 25 and to not hold school on this day for students in grades 9, 10, and 12. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to this day so that it can be counted among the 176 days of pupil attendance required by Section 10-19.

SD 15/HD 29

Hoover-Schrum Memorial SD 157 - Cook / Expiration: 2004-05 school year WM300-2032 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 16/HD 32

Burnham SD 154-5 - Cook / Expiration: 2001-02 school year WM300-1975 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 18/HD 35

Worth SD 127 - Cook / Expiration: 2003-04 school year WM300-1946 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 18/HD 36

Evergreen Park ESD 124 - Cook / Expiration: 2005-06 school year WM300-1893 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 19/HD 37

Tinley Park CCSD 146 - Cook / Expiration: 2001-02 school year WM300-1937 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to accumulate sufficient time beyond the required five clock-hours (at 20 minutes per day) and apply it towards four full days of school improvement activities rather than eight half days.

SD 19/HD 38

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Frankfort CCSD 157-C - Will / Expiration: 2006-07 school year WM300-2019 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 21/HD 41

Indian Prairie CUSD 204 - DuPage / Expiration: 2005-06 school year WM300-1935 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, three-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

Indian Prairie CUSD 204 - DuPage / Expiration: 2000-01 school year WM300-1933 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grade 11 following the administration of the Prairie State Achievement Examination on April 25 and 26 and to not hold school on these days for students in grades 9, 10, and 12. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to these days so that they can be counted among the 176 days of pupil attendance required by Section 10-19.

SD 21/HD 42

Batavia USD 101 - Kane / Expiration: 2005-06 school year WM300-2049 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 22/HD 43

Berwyn South SD 100 - Cook / Expiration: 2001-02 school year WM300-1902 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 23/HD 45

Marquardt SD 15 - DuPage / Expiration: 2005-06 school year WM300-2003 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Schaumburg CCSD 54 - Cook / Expiration: 2006-07 school year WM300-2024 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Queen Bee SD 16 - DuPage / Expiration: 2006-07 school year WM300-2059

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(renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Queen Bee SD 16 - DuPage / Expiration: 2006-07 school year WM100-2074 (renewal) - Modification of School Code (Section 27-6) allows the district to permit students in grades 1 through 5 to participate in physical education 30 to 40 minutes a session for a total of 200 minutes over the course of two weeks, rather than for 20 minutes a session every day. The district will also provide daily supervised play periods and intramurals. This modification becomes effective in the 2002-03 school year.

SD 23/HD 46

Bensenville SD 2 - DuPage / Expiration: 2001-02 school year WM300-1910 - Modification of School Code (Sections 14C-2, 14C-2.1, and 14C-3) allows the district to offer an English immersion curriculum, with instruction in English, rather than a bilingual program that provides instruction in the student's home language.

Fenton CHSD 100 - DuPage / Expiration: 2006-07 school year WM300-2035 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 24/HD 47

Lyons THSD 204 - Cook / Expiration: 2005-06 school year WM300-1984 - Modification of School Code Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 24/HD 48

Oak Lawn CHSD 229 - Cook / Expiration: 2001-02 school year WM300-1981 - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the holiday recognizing Dr. Martin Luther King, Jr. The institute is subject to the prior approval of the Regional Office of Education. Instruction regarding the contributions of Dr. King will be provided rather than observing a school holiday in his honor.

SD 25/HD 50

West Chicago CHSD 94 - DuPage / Expiration: 2006-07 school year WM300-2080 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

St. Charles CUSD 303 - Kane / Expiration: 2006-07 school year WM300-2119 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin

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Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 26/HD 52

Grant CHSD 124 - Lake / Expiration: 2005-06 school year WM300-1900 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Barrington CUSD 220 - Lake / Expiration: 2005-06 school year WM300-1927 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Mundelein CHSD 120 - Lake / Expiration: 2005-06 school year WM200-1892-2 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 90 minutes for the equivalent of one semester each year due to a 4-block schedule.

SD 28/HD 55

East Main SD 63 - Cook / Expiration: 2005-06 school year WM300-2081 - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the legal school holiday recognizing Casimir Pulaski. The institute is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions Casimir Pulaski will be provided rather than observing the legal school holiday.

SD 28/HD 56

Prospect Heights SD 23 - Cook / Expiration: 2005-06 school year WM300-1881 (renewal) - Modification of School Code (Section 24-2) allows the district to hold class or to provide professional development activities on the holidays honoring Abraham Lincoln, Casimir Pulaski, and Christopher Columbus. Instruction pertaining to the contributions of the above-named individuals will be provided rather than observing the legal school holidays.

River Trails SD 26 - Cook / Expiration: 2006-07 school year WM300-2026 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Mount Prospect SD 57 - Cook / Expiration: 2006-07 school year WM300-2060 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., through instructional activities rather than observing a school holiday in his honor. This modification becomes

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effective in the 2002-03 school year.

SD 29/HD 57

Northfield THSD 225 - Cook / Expiration: 2005-06 school year WM300-1889-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Northfield THSD 225 - Cook / Expiration: 2000-01 school year WM300-1889-2 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grades 9, 10, 11, and 12 after three hours of instruction on April 25 and to administer the ACT portion of the Prairie State Achievement Examination to students in grade 11 on April 26. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to these days so that they can be counted among the 176 days of pupil attendance required by Section 10-19.

SD 29/HD 58

Kenilworth SD 38 - Cook / Expiration: 2005-06 school year WM300-1897 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

New Trier THSD 203 - Cook / Expiration: 2005-06 school year WM300-1903 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Winnetka SD 36 - Cook / Expiration: 2005-06 school year WM300-1918 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

SD 30/HD59

Lake Bluff ESD 65 - Lake / Expiration: 2001-02 school year WM300-1885-1 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Rondout SD 72 - Lake / Expiration: 2005-06 school year WM300-1911 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 30/HD 60

Deerfield SD 109 - Lake / Expiration: 2001-02 school year WM300-1952 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

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SD 31/HD 61

Hawthorn CCSD 73 - Lake / Expiration: 2005-06 school year WM300-1999 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 31/HD 62

Zion ESD 6 - Lake / Expiration: 2005-06 school year WM300-1920 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Fox Lake GSD 114 - Lake / Expiration: 2005-06 school year WM300-1961 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Lake Villa CCSD 41 - Lake / Expiration: 2006-07 school year WM300-2101 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 32/HD 63

Richmond- Burton CHSD 157 - McHenry / Expiration: 2004-05 school year WM300-1895 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Regional Office of Education - McHenry / Expiration: 2005-06 school year WM300-1971 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Special Education District of McHenry County / Expiration: 2005-06 school year WM300-1995 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Nippersink SD 2 - McHenry / Expiration: 2004-05 school year WM300-2043 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 32/HD 64

Marengo CHSD 154 - McHenry / Expiration: 2005-06 school year WM300-1929 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through

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instructional activities rather than observing a school holiday in his honor.

Riley CCSD 18 - McHenry / Expiration: 2005-06 school year WM300-1962 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Marengo-Union ECD 165 - McHenry / Expiration: 2005-06 school year WM300-1964 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Regional Office of Education - McHenry / Expiration: 2005-06 school year WM300-1971 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Special Education District of McHenry County / Expiration: 2005-06 school year WM300-1995 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Woodstock CUSD 200 - McHenry / Expiration: 2005-06 school year WM300-2045 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 33/HD 65

Central CUSD 301 - Kane / Expiration: 2005-06 school year WM300-2065 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

SD 34/HD 67

Regional Office of Education - Boone And Winnebago / Expirations: 2005-06 school year WM300-2083 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor for schools established under Article 13A.

SD 34/HD 68

Regional Office of Education - Boone and Winnebago / Expiration: 2005-06 school year WM300-2083 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor for schools established under Article 13A.

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Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM300-2084 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Belvidere CUSD 100 - Boone / Expiration: 2006-07 school year WM300-2096 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule four, three-and-one-half-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those among the 176 days of pupil attendance required by Section 10-19. This modification becomes effective in the 2002-03 school year.

SD 35/HD 69

Regional Office of Education - Boone and Winnebago / Expiration: 2005-06 school year WM300-2083 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor for schools established under Article 13A.

Harlem UD 122 - Winnebago / Expiration: 2006-07 school year WM100-2111 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 80 minutes either daily for two nine-week terms or every other day throughout the school year due to either a 4-block or 8-block schedule. This modification becomes effective in the 2002-03 school year.

SD 35/HD 70

Lee Center CUSD 271 - Lee / Expiration: 2005-06 school year WM300-1894 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Eswood CCD 269 - Ogle / Expiration: 2005-06 school year WM300-2007 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Rochelle CCD 231 - Ogle / Expiration: 2006-07 school year WM300-2031 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Regional Office of Education - Boone and Winnebago / Expiration: 2005-06 school year WM300-2083 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in

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their honor for schools established under Article 13A.

SD 36/HD 71

East Moline SD 37 - Rock Island / Expiration: 2005-06 school year WM300-1912 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

River Bend CUD 2 - Whiteside / Expiration: 2006-07 school year WM300-2013 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Northwest Special Education Cooperative - Stephenson / Expiration: 2004-05 school year WM300-2042 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

SD 37/HD 73

Geneseo CUSD 228 - Henry / Expiration: 2005-06 school year WM300-1969 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Sterling CUD 5 - Whiteside / Expiration: 2005-06 school year WM300-2113 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to allow elementary and secondary schools the opportunity to schedule parent-teacher conference days in the fall and spring according to schedules that best meets the needs of their families. The before-school sessions and evening sessions that follow a full day of student attendance will count among the 176 days of pupil attendance as required by Section 10-19.

SD 37/HD 74

Orangeville CUSD 203 - Stephenson / Expiration: 2005-06 school year WM300-1915 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

River Ridge CUSD 210 - JoDaviess / Expiration: 2006-07 school year WM300-2016 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Stockton CUSD 206 - JoDaviess / Expiration: 2006-07 school year WM300-2027 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than

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observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Mt. Carroll CUD 304 - Carroll / Expiration: 2006-07 school year WM300-2028 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Eastland CUSD 308 - Carroll / Expiration: 2006-07 school year WM300-2033 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Northwest Special Education Cooperative - Stephenson / Expiration: 2004-05 school year WM300-2042 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Savanna CUD 300 - Carroll / Expiration: 2006-07 school year WM300-2048 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 38/HD 75

Miller Township CCSD 210 - LaSalle / Expiration: 2001-02 school year WM300-1919 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Minooka CHSD 111 - Grundy / Expiration: 2005-06 school year WM300-1923 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Minooka CCSD 201 - Grundy / Expiration: 2005-06 school year WM300-1996 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Channahon SD 17 - Will / Expiration: 2001-02 school year WM300-2044 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Earlville CUSD 9 - LaSalle / Expiration: 2006-07 school year WM300-2069 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in

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their honor. This modification becomes effective in the 2002-03 school year.

SD 38/HD 76

Peru ESD 124 - LaSalle / Expiration: 2005-06 school year WM300-1898 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Wallace CCSD 195 - LaSalle / Expiration: 2006-07 school year WM300-2036 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Hall HSD 502 - Bureau / Expiration: 2006-07 school year WM300-2038 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Deer Park CCSD 82 - LaSalle / Expiration: 2005-06 school year WM300-2058 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Ottawa THSD 140 - LaSalle / Expiration: 2001-02 school year WM300-2063 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Mendota CCSD 289 - LaSalle / Expiration: 2006-07 school year WM300-2120 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 39/HD 77

Rhodes SD 84-5 - Cook / Expiration: 2005-06 school year WM300-2051 - Modification of School Code (Section 24-2) allows the district to use the legal school holidays honoring Abraham Lincoln and Casimir Pulaski for school attendance, a teacher institute, or school improvement activities. The institute program is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays.

SD 39/HD 78

Villa Park SD 45 - DuPage / Expiration: 2006-07 school year WM300-2068 (renewal) - Modification of School Code (Section 24-2)

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allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 41/HD 82

Center Cass SD 66 - DuPage / Expiration: 2005-06 school year WM300-1907 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 42/HD 83

Chaney-Monge SD 88 - Will / Expiration: 2006-07 school year WM300-2009 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 42/HD 84

Oswego CUSD 308 - Kendall / Expiration: 2001-02 school year WM300-1928 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Troy CCSD 30-C - Will / Expiration: 2001-02 school year WM300-2037 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 43/HD 85

Manteno CUSD 5 - Kankakee / Expiration: 2003-04 school year WM300-1945 (renewal) - Modification of School Code (Section 24-2) allows the district to hold a teacher institute on the holiday honoring Dr. Martin Luther King, Jr. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of Dr. King will be provided rather than observing the legal school holiday.

St. Anne CCSD 256 - Kankakee / Expiration: 2005-06 school year WM300-1997 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. The district will also be allowed to hold a teacher institute on the holiday honoring Dr. Martin Luther King, Jr. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of Dr. King will be provided rather than observing the legal school holiday.

SD 43/HD 86

Union SD 81 - Will / Expiration: 2005-06 school year WM100-2110 -

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Modification of School Code (Section 27-6) allows the district to permit students in grades 1 through 8 to participate in physical education activities three days a week for 45 to 50 minutes each day (rather than daily for 25 minutes each day). On the days when students are not in physical education, they will receive instruction in technology, music, and art.

SD 44/HD 87

Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year  
WM300-1909-1 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Dwight Common SD 232 - Livingston / Expiration: 2001-02 school year  
WM300-1950 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Dwight THSD 230 - Livingston / Expiration: 2001-02 school year  
WM300-1957 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Cornell CHSD 70 - Livingston / Expiration: 2005-06 school year  
WM300-1972 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Cornell CCSD 426 - Livingston / Expiration: 2005-06 school year  
WM300-1979 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year  
WM300-1994 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Tri-Point CUSD 6-J - Livingston / Expiration: 2001-02 school year  
WM300-1882 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for four days the first week of the school year for the purpose of holding school improvement activities and to accumulate six hours of student attendance time within the next six school attendance days and apply it towards each of these days.

Pontiac CCSD 429 - Livingston / Expiration: 2005-06 school year  
WM300-1883 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to accumulate 600 minutes beyond the required five clock-hours of student attendance and apply it towards two full-day school improvement days rather than four half days.

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Flanagan CUSD 4 - Livingston / Expiration: 2001-02 school year  
WM300-1909-2 - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 12:30 p.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school attendance days and apply it towards each of these days.

Dwight Common SD 232 - Livingston / Expiration: 2001-02 school year  
WM300-1941 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school days and apply it towards each of these days.

Dwight THSD 230 - Livingston / Expiration: 2001-02 school year  
WM300-1953 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(2)) allows the district to dismiss students at 11:30 a.m. for three days the first week of the school year for the purpose of holding school improvement activities, and to accumulate five hours of student attendance time within the next six school days and apply it towards each of these days.

SD 44/HD 88

El Paso CUD 375 - Woodford / Expiration: 2006-07 school year  
WM300-2133 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 45/HD 89

East Peoria SD 86 - Tazewell / Expiration: 2005-06 school year  
WM300-1880 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Deer Creek-Mackinaw CUSD 701 - Tazewell / Expiration: 2005-06 school year  
WM300-1908 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Metamora CCSD 1 - Woodford / Expiration: 2001-02 school year  
WM300-1948 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Morton CUSD 709 - Tazewell / Expiration: 2006-07 school year  
WM300-2002 (renewal) - Modification of School Code (Section 24-2) allows the district to use the legal school holidays honoring Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars for any

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purpose (e.g., teacher institute, school attendance, inservice training, emergency days). If an institute program is planned, then it is subject to the prior approval of the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays. This modification becomes effective in the 2002-03 school year.

SD 45/HD 90

Lincoln ESD 27 - Logan / Expiration: 2006-07 school year WM300-2012 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 46/HD 91

Elmwood CUSD 322 - Peoria / Expiration: 2006-07 school year WM300-1906 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Avon CUSD 176 - Fulton / Expiration: 2005-06 school year WM300-1951 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

North Pekin & Marquette Heights SD 102 - Tazewell / Expiration: 2005-06 school year WM300-1960 - Modification of School Code (Section 24-2) allows the district to hold school, a teacher institute, or parent-teacher conferences on the holidays honoring Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars. The institute program is subject to prior approval from the Regional Office of Education. Instruction pertaining to the contributions of the individuals listed above will be provided rather than observing the legal school holidays.

Pleasant Valley SD 62 - Peoria / Expiration: 2006-07 school year WM300-1998 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Pleasant Hill SD 69 - Peoria / Expiration: 2006-07 school year WM300-2018 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Canton Union SD 66 - Fulton / Expiration: 2005-06 school year WM300-2079 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher

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Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Farmington Central CUSD 265 - Peoria / Expiration: 2005-06 school year WM300-1936 - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, four-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

SD 46/HD 92

Peoria Heights CUSD 325 - Peoria / Expiration: 2001-02 school year WM300-1924 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

SD 47/HD 93

Illinois Valley Central UD 321 - Peoria / Expiration: 2005-06 school year WM300-1963 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Princeton ESD 115 - Bureau / Expiration: 2005-06 school year WM300-1966 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

SD 47/HD 94

Cambridge CUSD 227 - Henry / Expiration: 2005-06 school year WM300-1943 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Alwood CUSD 225 - Henry / Expiration: 2006-07 school year WM300-2067 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Yorkwood CUSD 225 - Warren / Expiration: 2005-06 school year WM300-2107 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

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SD 48/HD 95

Regional Office of Education - Hancock / Expiration: 2005-06 school year WM300-1990 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Regional Office of Education - McDonough / Expiration: 2005-06 school year WM300-1991 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Astoria CUSD 1 - Fulton / Expiration: 2005-06 school year WM300-2004 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Industry CUSD 165 - McDonough / Expiration: 2006-07 school year WM300-2011 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Nauvoo-Colusa CUSD 325 - Hancock / Expiration: 2006-07 school year WM300-2014 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Schuyler County CUSD 1 - Schuyler / Expiration: 2006-07 school year WM300-2054 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

LaHarpe CUSD 335 - Hancock / Expiration: 2006-07 school year WM300-2071 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 48/HD 96

Pleasant Hill CUSD 3 - Pike / Expiration: 2005-06 school year WM300-1956 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Hamilton CCSD 328 - Hancock / Expiration: 2005-06 school year

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WM300-1982 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Quincy SD 172 - Adams / Expiration: 2005-06 school year WM300-1983 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Barry CUSD 1 - Pike / Expiration: 2005-06 school year WM300-1985 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Regional Office of Education - Hancock / Expiration: 2005-06 school year WM300-1990 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Regional Office of Education - McDonough / Expiration: 2005-06 school year WM300-1991 - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Hamilton CCSD 328 - Hancock / Expiration: 2006-07 school year WM300-2104 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Carthage CUSD 338 - Hancock / Expiration: 2005-06 school year WM300-2121 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

SD 49/HD 97

Franklin CUSD 1 - Morgan / Expiration: 2005-06 school year WM300-1899 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Southwestern CUSD 9 - Macoupin / Expiration: 2003-04 school year WM300-1980 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

North Greene UD 3 - Greene / Expiration: 2005-06 school year WM300-1987 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher

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Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 49/HD 98

Livingston CCSD 4 - Madison / Expiration: 2005-06 school year WM300-2000 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Morrisonville CUSD 1 - Christian / Expiration: 2006-07 school year WM300-2090 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 7 through 12 for extended periods of 81 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

SD 50/HD 99

Athens CUSD 213 - Menard / Expiration: 2006-07 school year WM300-2040 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Rochester CUSD 3A - Sangamon / Expiration: 2006-07 school year WM300-2066 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This

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modification becomes effective in the 2002-03 school year.

Pleasant Plains CUSD 8 - Sangamon / Expiration: 2006-07 school year WM300-2070 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 51/HD 101

Lovington CUSD 303 - Moultrie / Expiration: 2005-06 school year WM300-1921 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Monticello CUSD 25 - Piatt / Expiration: 2005-06 school year WM300-1959 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Atwood-Hammond CUSD 39 - Piatt / Expiration: 2005-06 school year WM300-2008 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor.

SD 51/HD 102

Regional Office of Education - Fayette / Expiration: 2003-04 school year WM300-1976 (renewal) - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Shelbyville CUSD 4 - Shelby / Expiration: 2006-07 school year WM300-2075 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 6 through 12 for extended periods of 85 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Windsor CUD 1 - Shelby / Expiration: 2005-06 school year WM300-1930 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 52/HD 104

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-1878-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

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Paxton-Buckley-Loda CUD 10 - Ford / Expiration: 2005-06 school year WM300-1993 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-2053 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Prairieview CCD 192 - Champaign / Expiration: 2006-07 school year WM300-2062 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

St Joseph-Odgen CHSD 305 - Champaign / Expiration: 2006-07 school year WM300-2102 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Ogden CCSD 212 - Champaign / Expiration: 2006-07 school year WM300-2103 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Arcola CUSD 306 - Douglas / Expiration: 2005-06 school year WM300-1878-2 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district the option of scheduling a parent-teacher conference in the evening following a day when students are in attendance for at least five clock-hours, provided that the evening session and the next morning session constitute a full day of instructional time and that the morning session is at least three clock-hours. The evening and morning sessions will be counted as one of the 176 days of pupil attendance required by Section 10-19.

SD 53/HD 105

Milford THSD 233 - Iroquois / Expiration: 2005-06 school year WM300-1904 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Milford CCSD 280 - Iroquois / Expiration: 2005-06 school year WM300-1905 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through

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instructional activities rather than observing a school holiday in his honor.

Iroquois County CUSD 9 - Iroquois / Expiration: 2005-06 school year WM300-1944 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Westville CUSD 2 - Vermilion / Expiration: 2006-07 school year WM300-2064 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 53/HD 106

Shiloh CUSD 1 - Edgar / Expiration: 2005-06 school year WM300-1888-1 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Shiloh CUSD 1 - Edgar / Expiration: 2006-07 school year WM300-1888-2 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., and Abraham Lincoln through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Paris-Union SD 95 - Edgar / Expiration: 2006-07 school year WM300-2094 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 9 through 12 for extended periods of 87 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

Martinsville CUSD 3C - Clark / Expiration: 2006-07 school year WM300-2095 (renewal) - Modification of School Code (Section 27-6) allows the district to provide physical education activities to students in grades 7 through 12 for extended periods of 85 minutes every other day due to an 8-block schedule. This modification becomes effective in the 2002-03 school year.

SD 54/HD 107

North Wayne CUSD 200 - Wayne / Expiration: 2005-06 school year WM300-1887 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Wabash CUSD 348 - Wabash / Expiration: 2004-05 school year WM300-1901 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

New Hope CCSD 6 - Wayne / Expiration: 2005-06 school year WM300-1916

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(renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Allendale CCSD 17 - Wabash / Expiration: 2002-03 school year WM300-1949 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Hamilton County CUSD 10 - Hamilton / Expiration: 2005-06 school year WM300-1958 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 54/HD 108

Red Hill CUSD 10 - Lawrence / Expiration: 2005-06 school year WM300-1886 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Regional Office of Education - Fayette / Expiration: 2003-04 school year WM300-1976 (renewal) - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Palestine CUSD 3 - Crawford / Expiration: 2005-06 school year WM300-2055 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Clay City CUD 10 - Clay / Expiration: 2006-07 school year WM300-2082 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

SD 55/HD 109

Regional Office of Education - Fayette / Expiration: 2003-04 school year WM300-1976 (renewal) - Modification of School Code (Section 24-2) allows the regional office to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for schools established under Article 13A.

Carlyle CUSD 1 - Clinton / Expiration: 2006-07 school year WM300-2047 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

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Salem SD 111 - Marion / Expiration: 2006-07 school year WM300-2050 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

South Central CUD 401 - Marion / Expiration: 2006-07 school year WM300-2085 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Patoka CUSD 100 - Marion / Expiration: 2006-07 school year WM300-2099 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Central City SD 133 - Marion / Expiration: 2006-07 school year WM300-2106 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Bartelso SD 57 - Clinton / Expiration: 2004-05 school year WM300-2124 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Iuka CCSD 7 - Marion / Expiration: 2006-07 school year WM300-2131 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Aviston SD 21 - Clinton / Expiration: 2006-07 school year WM300-2134 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 55/HD 110

Highland CUSD 5 - Madison / Expiration: 2005-06 school year WM300-1925 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of

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Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Cahokia Area Joint Agreement for Special Education - St. Clair / Expiration: 2001-02 school year WM300-2010 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Wesclin CUSD 3- Clinton / Expiration: 2006-07 school year WM300-2025 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Breese SD 12 - Clinton / Expiration: 2006-07 school year WM300-2061 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, Christopher Columbus, and all veterans of foreign wars through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

St. Rose SD 14-15 - Clinton / Expiration: 2006-07 school year WM300-2086 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Albers SD 63 - Clinton / Expiration: 2006-07 school year WM300-2105 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Damiansville SD 62 - Clinton / Expiration: 2006-07 school year WM300-2122 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 56/HD 111

Roxana CUSD 1 - Madison / Expiration: 2005-06 school year WM300-1879 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

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Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 56/HD 112

Collinsville CUSD 10 - Madison / Expiration: 2005-06 school year WM300-1965 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

SD 57/HD 113

Cahokia Area Joint Agreement for Special Education - St. Clair / Expiration: 2001-02 school year WM300-2010 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 57/HD 114

Cahokia Area Joint Agreement for Special Education - St. Clair / Expiration: 2001-02 school year WM300-2010 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Region III Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2015 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Cahokia CUSD 187 - St. Clair / Expiration: 2001-02 school year WM300-2017 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through

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instructional activities rather than observing a school holiday in his honor.

Madison County Region II Special Education Cooperative - Madison / Expiration: 2005-06 school year WM300-2046 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

SD 58/HD 115

Pinckneyville SD 50 - Perry / Expiration: 2005-06 school year WM300-1954 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Pinckneyville CHSD 101 - Perry / Expiration: 2005-06 school year WM300-1970 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

Pinckneyville CCSD 204 - Perry / Expiration: 2006-07 school year WM300-2123 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Carbondale CHSD 165 - Jackson / Expiration: 2006-07 school year WM300-2029 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 58/HD 116

Waterloo CUSD 5 - Monroe / Expiration: 2005-06 school year WM300-1884 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor.

New Athens CUSD 60 - St. Clair / Expiration: 2005-06 school year WM300-1896 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Ashley CCSD 15 - Washington / Expiration: 2005-06 school year WM300-1926 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

West Washington County CUD 10 - Washington / Expiration: 2005-06

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school year WM300-1942 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Hoyleton CSD 29 - Washington / Expiration: 2005-06 school year WM300-2001 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, and Casimir Pulaski through instructional activities rather than observing school holidays in their honor.

Cahokia Area Joint Agreement for Special Education - St. Clair / Expiration: 2001-02 school year WM300-2010 - Modification of School Code (Section 24-2) allows the cooperative to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Oakdale CCSD 1 - Washington / Expiration: 2005-06 school year WM300-2030 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Millstadt CCSD 160 - St. Clair / Expiration: 2006-07 school year WM300-2100 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

SD 59/HD 117

Logan CCSD 110 - Franklin / Expiration: 2003-04 school year WM300-1947 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Logan CCSD 110 - Franklin / Expiration: 2003-04 school year WM300-1967 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Benton CHSD 103 - Franklin / Expiration: 2005-06 school year WM300-1968 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Ewing-Northern CCD 115 - Franklin / Expiration: 2005-06 school year WM300-1978 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Akin CCSD 91 - Franklin / Expiration: 2005-06 school year WM300-1992 - Modification of School Code (Section 24-2) allows the district to

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recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Norris City-Omaha-Enfield CUSD 3 - White / Expiration: 2001-02 school year WM300-2005 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor.

Ziegler-Royalton CUSD 188 - Franklin / Expiration: 2006-07 school year WM300-2034 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Sesser-Valier CUSD 196 - Franklin / Expiration: 2006-07 school year WM300-2039 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Carterville CUSD 5 - Williamson / Expiration: 2006-07 school year WM300-2108 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Herrin CUSD 4 - Williamson / Expiration: 2005-06 school year WM300-2132 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Benton CCSD 47 - Franklin / Expiration: 2006-07 school year WM300-2135 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. This modification becomes effective in the 2002-03 school year.

Carterville CUSD 5 - Williamson / Expiration: 2006-07 school year WM300-2114 (renewal) - Modification of School Code (Section 18-8.05(F)(2)(d)(1)) allows the district to schedule two, three-hour parent-teacher conferences in the evening, each following a full day of student attendance, and to count those as one of the 176 days of pupil attendance required by Section 10-19. One day following the conclusion of the conferences will be a nonattendance day for students and staff.

SD 59/HD 118

Carrier Mills-Stonefort CUSD 2 - Saline / Expiration: 2005-06 school year WM300-1917 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

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Century CUSD 100 - Pulaski / Expiration: 2005-06 school year WM300-1955 - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor.

Marion CUSD 2 - Williamson / Expiration: 2006-07 school year WM300-2098 (renewal) - Modification of School Code (Section 24-2) allows the district to recognize the contributions of Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. This modification becomes effective in the 2002-03 school year.

Goreville CUD 1 - Johnson / Expiration: 2000-01 school year WM300-1934 - Modification of School Code (Section 18-8.05(F)(2)(d)) allows the district to dismiss students in grades 9, 10, 11, and 12 following the administration of the Prairie State Achievement Examination on April 25. The district will accumulate sufficient student attendance time beyond the five-clock-hour instructional day to be applied to this day so that it can be counted among the 176 days of pupil attendance required by Section 10-19.

### SECTION III Applications Returned to Applicant

Listed below are several categories of requests that have been returned to school districts or other entities. Some of these applicants sought permission for actions that were already permissible under the law or rules. Other requests were returned because they were ineligible under the law (e.g., mandates not found in the School Code, applicant is not a school district, application incomplete).

#### SD 04/HD 07

Bellwood SD 88 - Cook / Expiration: 2001-02 school year WM300-1974 - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. No public hearing was held.

#### SD 07/HD 14

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-6 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-5 (renewal) - Waiver of School Code (Section 8-1(c)). The district requested to be allowed to waive the residency requirement for the school treasurer, thereby enabling the district to hire a qualified individual who resides in the county where the district is located rather than within the boundaries of the school district.

Norridge SD 80 - Cook / Expiration: 2005-06 school year WM100-1914-4 (renewal) - Modification of ISBE Rule (No Rule Cited). The district requested authorization to waive the requirements of submitting a

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comprehensive technology plan prior to qualifying for access to Technology Integration Program Funds. Participation in the Technology Integration Program (TIP) is not a statutory requirement, and the requirements for this plan are not contained either in the School Code or in administrative rules.

SD 15/HD 30

Harvey SD 152 - Cook / Expiration: 2006-07 school year WM100-2125 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

SD 21/HD 41

Indian Prairie CUSD 204 - DuPage / Expiration: 2005-06 school year WM300-1938 (renewal) - Modification of School Code (Section 27-8.1). The district requested to be allowed to exclude students who have not complied with health examination/immunization requirements within seven calendar days of school entry instead of the statutory deadline of October 15.

SD 28/HD 56

Mount Prospect SD 57 - Cook / Expiration: 2006-07 school year WM100-2115 (renewal) - Waiver of School Code (Section 10-22.44). The district requested to be allowed to transfer accumulated interest from the Tort Immunity Fund for use in the Education Fund for the continued advancement of technology in the district. Use of interest earned in the Tort Immunity Fund, however, is not governed by provisions contained in the School Code (105 ILCS 5), but rather by the Local Governmental and Governmental Employees Tort Immunity Act (745 ILCS 10/9-107).

SD 29/HD 57

Sunset Ridge SD 29 - Cook / Expiration: 2005-06 school year WM100-2022 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

SD 48/HD 95

Regional Office of Education - Hancock and McDonough Counties / Expiration: 2005-06 school year WM300-1988 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (Hancock County Academy), however, was not established pursuant to Article 13A.

Regional Office of Education - Hancock and McDonough Counties / Expiration: 2005-06 school year WM300-1989 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for

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one of its alternative schools. The alternative school (Academy for Secondary Education), however, was not established pursuant to Article 13A.

Beardstown CUSD 15 - Cass / Expiration: 2001-02 school year WM300-1974 - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor. No public hearing was held.

SD 48/HD 96

Regional Office of Education - Hancock and McDonough Counties / Expiration: 2005-06 school year WM300-1988 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (Hancock County Academy), however, was not established pursuant to Article 13A.

Regional Office of Education - Hancock and McDonough Counties / Expiration: 2005-06 school year WM300-1989 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Casimir Pulaski through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (Academy for Secondary Education), however, was not established pursuant to Article 13A.

SD 51/HD 101

Lovington CUSD 303 - Moultrie / Expiration: 2005-06 school year WM300-1939 (renewal) - Modification of School Code (Section 27-8.1). The district requested to be allowed to exclude students who have not complied with health examination/immunization requirements by the first day of school instead of the statutory deadline of October 15.

SD 51/HD 102

Regional Office of Education - Fayette County / Expiration: 2003-04 school year WM300-1977 (renewal) - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (New Approach Alternative School), however, was not established pursuant to Article 13A.

SD 53/HD 106

Shiloh CUSD 1 - Edgar / Expiration: 2005-06 WM100-1888-3 (renewal) - Waiver of School Code (Section 22-23). The district requested to waive the requirement of installing sprinklers in a greenhouse due to low flammability ratings of structure/materials, almost no flammable contents, remote location from other structures, and a state-of-the-art fire detection and alarm system.

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Regional Office of Education - Clay, Crawford, Jasper, Lawrence, and Richland Counties / Expiration: 2005-06 school year WM300-2041 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor for one of its alternative schools. No public hearing was held

SD 54/HD 108

Regional Office of Education - Fayette County / Expiration: 2003-04 school year WM300-1977 (renewal) - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (New Approach Alternative School), however, was not established pursuant to Article 13A.

Regional Office of Education - Clay, Crawford, Jasper, Lawrence, and Richland Counties / Expiration: 2005-06 school year WM300-2041 - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln and Casimir Pulaski through instructional activities rather than observing school holidays in their honor for one of its alternative schools. No public hearing was held

SD 55/HD 109

Regional Office of Education - Fayette County / Expiration: 2003-04 school year WM300-1977 (renewal) - Modification of School Code (Section 24-2). The regional office requested to be allowed to recognize the contributions of Abraham Lincoln through instructional activities rather than observing a school holiday in his honor for one of its alternative schools. The alternative school (New Approach Alternative School), however, was not established pursuant to Article 13A.

Salem SD 111 - Marion / Expiration: 2006-07 school year WM100-2057 (renewal) - Waiver of School Code (Section 10-22.23). The district requested to be allowed to employ registered nurses to perform professional nursing services and noninstructional activities, without requiring that they hold school nurse certification.

SD 58/HD 115

Pinckneyville CCSD 204 - Perry / Expiration: 2005-06 school year WM300-1973 (renewal) - Modification of School Code (Section 24-2). The district requested to be allowed to recognize the contributions of Dr. Martin Luther King, Jr., Abraham Lincoln, Casimir Pulaski, and Christopher Columbus through instructional activities rather than observing school holidays in their honor. No public hearing was held.

The President of the Senate placed the foregoing report before the Senate, which was ordered received and placed on file in the Secretary's Office.

PRESENTATION OF RESOLUTION

[Nov. 7, 2001]

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

SENATE JOINT RESOLUTION NO. 42

WHEREAS, The State Board of Education has filed its Report on Waiver of School Code Mandates, dated September 28, 2001, with the Senate, the House of Representatives, and the Secretary of State of Illinois as required by Section 2-3.25g of the School Code; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the General Assembly is encouraged to promptly review and evaluate the Report and determine whether to disapprove, in whole or in part, the Report or any waiver request or appealed request outlined in the Report.

MESSAGE FROM THE GOVERNOR

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

November 7, 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  
Illinois 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.

EDUCATIONAL LABOR RELATIONS BOARD

To be a member and chairman of the Educational Labor Relations Board for a term ending February 1, 2006:

Gerald E. Berendt of Woodstock  
Salaried

ENVIRONMENTAL PROTECTION AGENCY

To be Director of the Environmental Protection Agency for a term ending January 20, 2003:

Renee Cipriano of Chicago  
Salaried

ILLINOIS STATE TOLL HIGHWAY AUTHORITY

To be members of the Illinois State Toll Highway Authority for terms ending May 1, 2003:

[Nov. 7, 2001]

Julie Martines McKevitt of Barrington Hills  
Salaried

Arthur "George" Pradel of Naperville  
Salaried

To be members of the Illinois State Toll Highway  
Authority for terms ending May 1, 2005:

James J. Banks of Oak Park  
Salaried

Carl J. Kramp of Downers Grove  
Salaried

Kathy Selcke of Hinsdale  
Salaried

INDUSTRIAL COMMISSION

To be a member of the Industrial Commission for  
a term ending January 17, 2005:

Robert A. Madigan of Lincoln  
Salaried

POLLUTION CONTROL BOARD

To be a member and chairman of the Pollution  
Control Board for a term ending July 1, 2004:

Claire A. Manning of Williamsville  
Salaried

To be members of the Pollution Control Board  
for terms ending July 1, 2004:

Thomas E. Johnson of Urbana  
Salaried

Michael Tristano of Glenview  
Salaried

PRISONER REVIEW BOARD

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

James R. Donahue of Pekin  
Salaried

BI-STATE DEVELOPMENT AGENCY

To be a member of the Bi-State Development  
Agency for a term ending January 17, 2005:

Paul A. Whelan of Belleville  
Non-Salaried

To be a member of the Bi-State Development

[Nov. 7, 2001]

Agency for a term ending January 16, 2006:

Michael William Fausz of Maeystown  
Non-Salaried

BOARD OF TRUSTEES CHICAGO STATE UNIVERSITY

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

Peggy A. Montes of Chicago  
Non-Salaried

James Reynolds of Chicago  
Non-Salaried

BOARD OF TRUSTEES HISTORIC PRESERVATION AGENCY

To be a member of the Historic Preservation Agency  
Board of Trustees for a term ending January 20, 2003:

Zale Glauberman of Springfield  
Non-Salaried

BOARD OF TRUSTEES NORTHERN ILLINOIS UNIVERSITY

To be a member of the Northern Illinois University  
Board of Trustees for a term ending January 17, 2005:

Catherine M. Adduci of River Forest  
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 17, 2005:

Theodore J. Brunsvold of Milan  
Non-Salaried

CAPITAL DEVELOPMENT BOARD

To be a member of the Capital Development Board  
for a term ending January 19, 2004:

Shirley J. Anderson of Springfield  
Non-Salaried

CARNIVAL-AMUSEMENT SAFETY BOARD

To be a member of the Carnival-Amusement Safety  
Board for a term ending January 17, 2004:

Lee A. Sullivan of Jacksonville  
Non-Salaried

To be members of the Carnival-Amusement Safety Board  
for terms ending January 17, 2005:

[Nov. 7, 2001]

Nicholas A. Dispensa of Bolingbrook  
Non-Salaried

Deborah K. Pusey of Peoria  
Non-Salaried

Darrell E. Sitarz of Wheaton  
Non-Salaried

CENTRAL MIDWEST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE  
COMMISSION

To be members of the Central Midwest Interstate  
Low-Level Radioactive Waste Commission for terms  
ending January 20, 2003:

Thomas W. Ortciger of Leland Grove  
Non-Salaried

Michael W. Rapps of Springfield  
Non-Salaried

CHILDREN AND FAMILY SERVICES ADVISORY COUNCIL

To be a member of the Children and Family Services  
Advisory Council for a term ending January 20, 2003:

Abdul Basit of Matteson  
Non-Salaried

DEPARTMENT OF LABOR ADVISORY BOARD

To be members of the Department of Labor Advisory  
Board for terms ending January 20, 2003:

James W. Compton of Chicago  
Non-Salaried

Terry L. Fairclough of Springfield  
Non-Salaried

Colleen M. McShane of Oak Park  
Non-Salaried

Levi Moore of Chicago  
Non-Salaried

William J. Nolan of Chicago  
Non-Salaried

Thomas J. Walter of Naperville  
Non-Salaried

EAST ST. LOUIS FINANCIAL ADVISORY AUTHORITY

To be a member and chairman of the East St. Louis  
Financial Advisory Authority for a term ending  
August 30, 2004:

James W. "Tod" Miles of Chicago

[Nov. 7, 2001]

Non-Salaried

To be a member of the East St. Louis Financial  
Advisory Authority for a term ending August 30, 2004:

Katie Harper Wright of East St. Louis  
Non-Salaried

EMPLOYMENT SECURITY ADVISORY BOARD

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

Thomas E. Caliper of Marion  
Non-Salaried

Max C. Downham of Inverness  
Non-Salaried

J. Paul Oddo of Mt. Prospect  
Non-Salaried

HEALTH FACILITIES PLANNING BOARD

To be a member of the Health Facilities Planning  
Board for a term ending June 30, 2002:

Orlando Jones of Chicago  
Non-Salaried

ILLINOIS ECONOMIC DEVELOPMENT BOARD

To be members of the Illinois Economic Development  
Board for terms ending November 1, 2002:

Glen Barton of Peoria  
Non-Salaried

Hans W. Becherer of Moline  
Non-Salaried

Sue L. Gin of Chicago  
Non-Salaried°

Ross B. Glickman of Chicago  
Non-Salaried

Merlin Karlock of Bourbonnais  
Non-Salaried

John A. Miller of Winnetka  
Non-Salaried

Diane Cullinan Oberhelman of Edwards  
Non-Salaried

Margarita Perez of Park Ridge  
Non-Salaried

James Reynolds, Jr. of Chicago

[Nov. 7, 2001]

Non-Salaried

Christine M. Roche of Wheaton  
Non-Salaried

William J. Schneider, Jr. of Lake Zurich  
Non-Salaried

Courtney Shea of Chicago  
Non-Salaried

Bohdan Watral of Park Ridge  
Non-Salaried

Jill York of Springerton  
Non-Salaried

ILLINOIS GAMING BOARD

To be a member of the Illinois Gaming Board  
for a term ending July 1, 2002:

Tobias G. Barry of Ladd  
Non-Salaried

To be members of the Illinois Gaming Board  
for terms ending July 1, 2004:

Elzie L. Higginbottom of Chicago  
Non-Salaried

Robert A. Mariano of Lake Forest  
Non-Salaried

ILLINOIS HEALTH FACILITIES AUTHORITY

To be a member of the Illinois Health Facilities  
Authority for a term ending June 30, 2007:

Jeffrey M. Holden of Glen Ellyn  
Non-Salaried

ILLINOIS HUMAN RESOURCE INVESTMENT COUNCIL/WORKFORCE  
INVESTMENT BOARD

To be members of the Illinois Human Resource  
Investment Council/Workforce/Investment Board  
for terms ending July 1, 2003:

Sridhar Balakrishnan of Flossmoor  
Non-Salaried

Terrance E. Hoyland of Washington  
Non-Salaried

Frank Rausa of Sterling  
Non-Salaried

Edward A. Schwarze of Chillicothe  
Non-Salaried

[Nov. 7, 2001]

J. Richard Spohr of Carlinville  
Non-Salaried

ILLINOIS SPORTS FACILITIES AUTHORITY

To be a member of the Illinois Sports Facilities  
Authority for a term ending June 30, 2002:

Joan M. Etten of Park Ridge  
Non-Salaried

To be a member of the Illinois Sports Facilities  
Authority for a term ending June 30, 2004:

John T. McCarthy of Evergreen Park  
Non-Salaried

ILLINOIS STATE MUSEUM BOARD

To be a member of the Illinois State Museum Board  
for a term ending January 15, 2003:

Caren C. Trudeau of Springfield  
Non-Salaried

JOLIET REGIONAL PORT DISTRICT BOARD

To be a member of the Joliet Regional Port District  
Board for a term ending June 1, 2007:

George J. Michas of Joliet  
Non-Salaried

KASKASKIA REGIONAL PORT DISTRICT BOARD

To be members of the Kaskaskia Regional Port District  
Board for terms ending June 30, 2002:

Charles R. Bauer of Smithton  
Non-Salaried

Robert D. Keller of Waterloo  
Non-Salaried

Robert J. Myerscough of Evansville  
Non-Salaried

Nancy J. Schilling of Evansville  
Non-Salaried

James M. Wesbecher of Evansville  
Non-Salaried

To be members of the Kaskaskia Regional Port District  
Board for terms ending June 30, 2003:

Shawn Patrick Behnken of Modoc  
Non-Salaried

Edwin L. Cockrell of New Athens

[Nov. 7, 2001]

Non-Salaried

Virgil L. Gregson of Hecker  
Non-Salaried

George W. Obernagel III of Waterloo  
Non-Salaried

Norman E. Rieso of Freeburg  
Non-Salaried

Verlyn G. Smith of Waterloo  
Non-Salaried

To be members of the Kaskaskia Regional Port  
District Board for terms ending June 30, 2004:

Terry D. Liefer of Red Bud  
Non-Salaried

Leo M. Pautler of Evansville  
Non-Salaried

Roger L. Rubemeyer of Freeburg  
Non-Salaried

MEDICAL LICENSING BOARD

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

Bennett Leventhal, M.D. of Chicago  
Non-Salaried

METROPOLITAN PIER AND EXPOSITION AUTHORITY

To be a member of the Metropolitan Pier and  
Exposition Authority for a term ending June 1, 2006:

John T. Ruel of Chicago  
Non-Salaried

PUBLIC ADMINISTRATOR AND PUBLIC GUARDIAN

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

Beth M. Welbers of Spring Valley  
Non-Salaried

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

Joseph T. Brown of Rantoul  
Non-Salaried

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

Albert Lynn VanDyke of Louisville

[Nov. 7, 2001]

Non-Salaried

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

Robert I. Mork of Wheaton  
Non-Salaried

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

Harlan C. Newbold of Vandalia  
Non-Salaried

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

Deborah A. Woodruff of Bourbonnais  
Non-Salaried

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

Patricia Ann Horrell of Red Bud  
Non-Salaried

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

Wilbur Fowler of Eldorado  
Non-Salaried

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

Cecil E. Hucker of Carmi  
Non-Salaried

To be the Public Administrator and Public Guardian  
of Bureau County for a term ending December 5, 2005:

Beth M. Welbers of Spring Valley  
Non-Salaried

To be the Public Administrator and Public Guardian  
of Clay County for a term ending December 5, 2005:

Albert Lynn VanDyke of Louisville  
Non-Salaried

To be the Public Administrator and Public Guardian  
of White County for a term ending December 5, 2005:

Cecil E. Hucker of Carmi  
Non-Salaried

QUALITY CARE BOARD

To be members of the Quality Care Board for  
terms ending September 18, 2004:

[Nov. 7, 2001]

Daniel W. Hecht of Frankfort  
Non-Salaried

Arlan L. McClain of Dixon  
Non-Salaried

SOUTHWESTERN ILLINOIS DEVELOPMENT AUTHORITY

To be a member of the Southwestern Illinois Development  
Authority for a term ending January 21, 2002:

Robert L. Plummer of Edwardsville  
Non-Salaried

To be a member of the Southwestern Illinois  
Development Authority for a term ending January 19,  
2004:

Gary L. Graham of O'Fallon  
Non-Salaried

To be a member of the Southwestern Illinois  
Development Authority for a term ending January 17,  
2005:

Robert L. Plummer of Edwardsville  
Non-Salaried

STATE BOARD OF EDUCATION

To be the chairman of the State Board of Education  
for a term ending April 13, 2003:

Ronald J. Gidwitz of Chicago  
Non-Salaried

To be a member of the State Board of Education for  
a term ending January 10, 2007:

Richard A. Sandsmark of Belvidere  
Non-Salaried

STATE REHABILITATION ADVISORY COUNCIL

To be members of the State Rehabilitation  
Advisory Council for terms ending July 1, 2002:

Edward J. Bannister of Bolingbrook  
Non-Salaried

Pam Heavens of Joliet  
Non-Salaried

Ronald William Malik of Tremont  
Non-Salaried

Mary K. Rogers of Makanda  
Non-Salaried

Ronald J. Ruskey of Springfield

[Nov. 7, 2001]

Non-Salaried

John S. Trach of Champaign  
Non-Salaried

To be a member of the State Rehabilitation  
Advisory Council for a term ending July 1, 2003:

Deborah Grant of Springfield  
Non-Salaried

To be members of the State Rehabilitation  
Advisory Council for terms ending July 1, 2004:

Henrietta Battle of Chicago  
Non-Salaried

Myra C. Christian of Chicago  
Non-Salaried

David B. Dailey of Springfield  
Non-Salaried

Bang Long, Jr. of Joliet  
Non-Salaried

George H. Ryan  
GOVERNOR

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

**REPORTS FROM RULES COMMITTEE**

Senator Weaver, Chairperson of the Committee on Rules, during its  
November 7, 2001 meeting, reported the following House Bills have  
been assigned to the indicated Standing Committees of the Senate:

Executive: House Bills numbered 934, 1829, 2567, 2619 and 2729.  
Judiciary: House Bill No. 2299.

Senator Weaver, Chairperson of the Committee on Rules, during its  
November 7, 2001 meeting, reported the following Senate Resolution  
has been assigned to the indicated Standing Committee of the Senate:

Education: Senate Joint Resolution No. 42.

Senator Weaver, Chairperson of the Committee on Rules, to which  
was referred Senate Bill No. 385 on July 1, 2001, pursuant to Rule  
3-9(b), reported that the Committee recommends that the bill be  
referred to the order of Secretary's Desk - Concurrence.

The report of the Committee was concurred in.

And Senate Bill No. 385 was placed on the order of Secretary's  
Desk - Concurrence.

Senator Weaver Chairperson of the Committee on Rules, to which  
was referred Senate Bills Numbered 88, 1251 and 1269, on July 1,  
2001, pursuant to Rule 3-9(b), reported that the Committee recommends  
that the bills be approved for consideration and returned to the

[Nov. 7, 2001]

calendar in their former position.

The report of the Committee was concurred in.

And Senate Bills Numbered 88, 1251 and 1269, were returned to the order of third reading.

Senator Weaver Chairperson of the Committee on Rules, to which was referred House Bills Numbered 3426 and 3439, on July 1, 2001, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And House Bills Numbered 3426 and 3439, were returned to the order of third reading.

#### 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 a bill of the following title, to-wit:

#### SENATE BILL NO. 113

A bill for AN ACT to amend the Illinois Vehicle Code by changing Section 6-106.1.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 113

House Amendment No. 5 to SENATE BILL NO. 113

Passed the House, as amended, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

#### AMENDMENT NO. 1 TO SENATE BILL 113

AMENDMENT NO. 1. Amend Senate Bill 113 on page 2, in line 1, by changing "January 1" to "July 1".

#### AMENDMENT NO. 5 TO SENATE BILL 113

AMENDMENT NO. 5. Amend Senate Bill 113, AS AMENDED, by replacing the title with the following:

"AN ACT in relation to vehicles." and

by replacing everything after the enacting clause with the following:

"Section 5. The Motor Vehicle Franchise Act is amended by changing Section 6 as follows:

(815 ILCS 710/6) (from Ch. 121 1/2, par. 756)

Sec. 6. Warranty agreements; claims; approval; payment; written disapproval.

(a) Every manufacturer, distributor, wholesaler, distributor branch or division, factory branch or division, or wholesale branch or division shall properly fulfill any warranty agreement and adequately and fairly compensate each of its motor vehicle dealers for labor and parts.

(b) In no event shall such compensation fail to include reasonable compensation for diagnostic work, as well as repair service, labor, and parts. Time allowances for the diagnosis and performance of warranty work and service shall be reasonable and adequate for the work to be performed. In the determination of what

[Nov. 7, 2001]

constitutes reasonable compensation under this Section, the principal factor to be given consideration shall be the prevailing wage rates being paid by the dealer in the relevant market area in which the motor vehicle dealer is doing business, and in no event shall such compensation of a motor vehicle dealer for warranty service be less than the rates charged by such dealer for like service to retail customers for nonwarranty service and repairs. The franchiser shall reimburse the franchisee for any parts provided in satisfaction of a warranty at the prevailing retail price charged by that dealer for the same parts when not provided in satisfaction of a warranty; provided that such motor vehicle franchisee's prevailing retail price is not unreasonable when compared with that of the holders of motor vehicle franchises from the same motor vehicle franchiser for identical merchandise in the geographic area in which the motor vehicle franchisee is engaged in business. All claims, either original or resubmitted, made by motor vehicle dealers hereunder and under Section 5 for such labor and parts shall be either approved or disapproved within 30 days following their submission. All approved claims shall be paid within 30 days following their approval. The motor vehicle dealer who submits a claim which is disapproved shall be notified in writing of the disapproval within the same period, and each such notice shall state the specific grounds upon which the disapproval is based. The motor vehicle dealer shall be permitted to correct and resubmit such disapproved claims within 30 days of receipt of disapproval. Any claims not specifically disapproved in writing within 30 days from their submission shall be deemed approved and payment shall follow within 30 days. The manufacturer or franchiser shall have the right to require reasonable documentation for claims and to audit such claims within a one year period from the date the claim was paid or credit issued by the manufacturer or franchiser, and to charge back any false or unsubstantiated claims. The audit and charge back provisions of this Section also apply to all other incentive and reimbursement programs for a period of 18 months after the date of the transactions that are subject to audit by the franchiser. However, the manufacturer retains the right to charge back any fraudulent claim if the manufacturer establishes in a court of competent jurisdiction in this State that the claim is fraudulent.

(c) The motor vehicle franchiser shall not, by agreement, by restrictions upon reimbursement, or otherwise, restrict the nature and extent of services to be rendered or parts to be provided so that such restriction prevents the motor vehicle franchisee from satisfying the warranty by rendering services in a good and workmanlike manner and providing parts which are required in accordance with generally accepted standards. Any such restriction shall constitute a prohibited practice.

(d) For the purposes of this Section, the "prevailing retail price charged by that dealer for the same parts" means the price paid by the motor vehicle franchisee for parts, including all shipping and other charges, multiplied by the sum of 1.0 and the franchisee's average percentage markup over the price paid by the motor vehicle franchisee for parts purchased by the motor vehicle franchisee from the motor vehicle franchiser and sold at retail. The motor vehicle franchisee may establish average percentage markup under this Section by submitting to the motor vehicle franchiser 100 sequential customer paid service repair orders or 90 days of customer paid service repair orders, whichever is less, covering repairs made no more than 180 days before the submission, and declaring what the average percentage markup is. The average percentage markup so declared shall go into effect 30 days following the declaration, subject to audit of the

[Nov. 7, 2001]

submitted repair orders by the motor vehicle franchiser and adjustment of the average percentage markup based on that audit. Any audit must be conducted within 30 days following the declaration. Only retail sales not involving warranty repairs, parts covered by subsection (e) of this Section, or parts supplied for routine vehicle maintenance, shall be considered in calculating average percentage markup. No motor vehicle franchiser shall require a motor vehicle franchisee to establish average percentage markup by a methodology, or by requiring information, that is unduly burdensome or time consuming to provide, including, but not limited to, part by part or transaction by transaction calculations. A motor vehicle franchisee shall not request a change in the average percentage markup more than twice in one calendar year.

(e) If a motor vehicle franchiser supplies a part or parts for use in a repair rendered under a warranty other than by sale of that part or parts to the motor vehicle franchisee, the motor vehicle franchisee shall be entitled to compensation equivalent to the motor vehicle franchisee's average percentage markup on the part or parts, as if the part or parts had been sold to the motor vehicle franchisee by the motor vehicle franchiser. The requirements of this subsection (e) shall not apply to entire engine assemblies and entire transmission assemblies. In the case of those assemblies, the motor vehicle franchiser shall reimburse the motor vehicle franchisee in the amount of 30% of what the motor vehicle franchisee would have paid the motor vehicle franchiser for the assembly if the assembly had not been supplied by the franchiser other than by the sale of that assembly to the motor vehicle franchisee.

(f) The obligations imposed on motor vehicle franchisers by this Section shall apply to any parent, subsidiary, affiliate, or agent of the motor vehicle franchiser, any person under common ownership or control, any employee of the motor vehicle franchiser, and any person holding 1% or more of the shares of any class of securities or other ownership interest in the motor vehicle franchiser, if a warranty or service or repair plan is issued by that person instead of or in addition to one issued by the motor vehicle franchiser.

(g) (1) Any motor vehicle franchiser and at least a majority of its Illinois franchisees of the same line make may agree in an express written contract citing this Section upon a uniform warranty reimbursement policy used by contracting franchisees to perform warranty repairs. The policy shall only involve either reimbursement for parts used in warranty repairs or the use of a Uniform Time Standards Manual, or both. Reimbursement for parts under the agreement shall be used instead of the franchisees' "prevailing retail price charged by that dealer for the same parts" as defined in this Section to calculate compensation due from the franchiser for parts used in warranty repairs. This Section does not authorize a franchiser and its Illinois franchisees to establish a uniform hourly labor reimbursement.

Each franchiser shall only have one such agreement with each line make. Any such agreement shall:

(A) Establish a uniform parts reimbursement rate. The uniform parts reimbursement rate shall be greater than the franchiser's nationally established parts reimbursement rate in effect at the time the first such agreement becomes effective; however, any subsequent agreement shall result in a uniform reimbursement rate that is greater or equal to the rate set forth in the immediately prior agreement.

(B) Apply to all warranty repair orders written during the period that the agreement is effective.

(C) Be available, during the period it is effective, to any

motor vehicle franchisee of the same line make at any time and on the same terms.

(D) Be for a term not to exceed 3 years so long as any party to the agreement may terminate the agreement upon the annual anniversary of the agreement and with 30 days' prior written notice; however, the agreement shall remain in effect for the term of the agreement regardless of the number of dealers of the same line make that may terminate the agreement.

(2) A franchiser that enters into an agreement with its franchisees pursuant to paragraph (1) of this subsection (g) may seek to recover its costs from only those franchisees that are receiving their "prevailing retail price charged by that dealer" under subsections (a) through (f) of this Section, subject to the following requirements:

(A) "costs" means the difference between the uniform reimbursement rate set forth in an agreement entered into pursuant to paragraph (1) of this subsection (g) and the "prevailing retail price charged by that dealer" received by those franchisees of the same line make;

(B) the costs shall be recovered only by increasing the invoice price on new vehicles received by those franchisees; and

(C) price increases imposed for the purpose of recovering costs imposed by this Section may vary from time to time and from model to model, but shall apply uniformly to all franchisees of the same line make in the State of Illinois that have requested reimbursement for warranty repairs at their "prevailing retail price charged by that dealer", except that a franchiser may make an exception for vehicles that are titled in the name of a consumer in another state.

(3) If a franchiser contracts with its Illinois dealers pursuant to paragraph (1) of this subsection (g), the franchiser shall certify under oath to the Motor Vehicle Review Board that a majority of the franchisees of that line make did agree to such an agreement and file a sample copy the agreement. On an annual basis, each franchiser shall certify under oath to the Motor Vehicle Review Board that the reimbursement costs it recovers under paragraph (2) of this subsection (g) do not exceed the amounts authorized by paragraph (2) of this subsection (g). The franchiser shall maintain for a period of 3 years a file that contains the information upon which its certification is based.

(4) If a franchiser and its franchisees do not enter into an agreement pursuant to paragraph (1) of this subsection (g), and for any matter that is not the subject of an agreement, this subsection (g) shall have no effect whatsoever.

(5) For purposes of this subsection (g), a Uniform Time Standard Manual is a document created by a franchiser that establishes the time allowances for the diagnosis and performance of warranty work and service. The allowances shall be reasonable and adequate for the work and service to be performed. Each franchiser shall have a reasonable and fair process that allows a franchisee to request a modification or adjustment of a standard or standards included in such a manual.

(Source: P.A. 91-485, eff. 1-1-00.)

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

Under the rules, the foregoing Senate Bill No. 113, with House Amendments numbered 1 and 5, was referred to the Secretary's Desk.

A message from the House by

[Nov. 7, 2001]

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 a bill of the following title, to-wit:

SENATE BILL NO. 118

A bill for AN ACT concerning judges.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 118

House Amendment No. 2 to SENATE BILL NO. 118

Passed the House, as amended, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 118

AMENDMENT NO. 1. Amend Senate Bill 118 by deleting lines 8 through 30 of page 1 and all of pages 2 and 3.

AMENDMENT NO. 2 TO SENATE BILL 118

AMENDMENT NO. 2. Amend Senate Bill 118, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Appellate Court Act is amended by changing Section 1 as follows:

(705 ILCS 25/1) (from Ch. 37, par. 25)

(Text of Section WITHOUT the changes made by P.A. 89-719, which has been held unconstitutional)

Sec. 1. (a) A branch of the appellate court is established in each of the 5 judicial districts as such districts are determined by law.

(b) In the first judicial district, 18 appellate court judges shall be elected.

(c) In the second judicial district, 8 6 appellate court judges shall be elected. In the third judicial district, 6 appellate court judges shall be elected. In the fourth judicial district, 7 6 appellate court judges shall be elected. The 2 additional fourth district appellate court judgeships authorized by this amendatory Act of 1993 shall be initially filled by election at the general election in 1994. In the fifth judicial district, 7 6 appellate court judges shall be elected. The additional second, fourth, and fifth district appellate court judgeships authorized by this amendatory Act of the 92nd General Assembly may be filled by appointment until filled by election at the general election in 2002.

(d) The Supreme Court may assign additional judges to service in the appellate court from time to time as the business of the appellate court requires. There shall be a number of divisions of not less than 3 judges each, as the Supreme Court shall prescribe. Assignments to divisions shall be made by the Supreme Court and a judge may be assigned to a division in a district other than the district in which such judge resides. The organization of the appellate court and its divisions shall be prescribed by rule of the Supreme Court. The actual and necessary expenses of judges of the appellate court incurred in performing their duties shall be paid by the state. The majority of a division shall constitute a quorum and the concurrence of a majority of the division shall be necessary to a decision of the appellate court.

(Source: P.A. 88-72.)

Section 10. The Circuit Courts Act is amended by changing

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Section 2 and adding Sections 2f-1, 2f-2, 2f-3, and 2f-4 as follows:  
(705 ILCS 35/2) (from Ch. 37, par. 72.2)

Sec. 2. Circuit judges shall be elected at the general elections and for terms as provided in Article VI of the Illinois Constitution. Ninety-four circuit judges shall be elected in the Circuit of Cook County and 3 circuit judges shall be elected in each of the other circuits, but in circuits other than Cook County containing a population of 230,000 or more inhabitants and in which there is included a county containing a population of 200,000 or more inhabitants, or in circuits other than Cook County containing a population of 270,000 or more inhabitants, according to the last preceding federal census and in the circuit where the seat of State government is situated at the time fixed by law for the nomination of judges of the Circuit Court in such circuit and in any circuit which meets the requirements set out in Section 2a of this Act, 4 circuit judges shall be elected in the manner provided by law. In circuits other than Cook County in which each county in the circuit has a population of 475,000 or more, 4 circuit judges shall be elected in addition to the 4 circuit judges provided for in this Section. In any circuit composed of 2 counties having a total population of 350,000 or more, one circuit judge shall be elected in addition to the 4 circuit judges provided for in this Section. The several judges of the circuit courts of this State, before entering upon the duties of their office, shall take and subscribe the following oath or affirmation, which shall be filed in the office of the Secretary of State:

"I do solemnly swear (or affirm, as the case may be) that I will support the constitution of the United States, and the constitution of the State of Illinois, and that I will faithfully discharge the duties of judge of.... court, according to the best of my ability."

One of the 3 additional circuit judgeships authorized by this amendatory Act in circuits other than Cook County in which each county in the circuit has a population of 475,000 or more may be filled when this Act becomes law. The 2 remaining circuit judgeships in such circuits shall not be filled until on or after July 1, 1977. Upon the authorization of any additional judgeships pursuant to this Section, the vacancies in those judgeships shall be immediately filled by the Supreme Court as provided in subsection (c) of Section 12 of Article VI of the Illinois Constitution.

(Source: P.A. 86-786; 86-1478.)

(705 ILCS 35/2f-1 new)

Sec. 2f-1. Twelfth circuit; subcircuits; additional judges.

(a) The twelfth circuit shall be divided into 5 subcircuits. The subcircuits shall be compact, contiguous, and substantially equal in population. The General Assembly shall create the subcircuits by law on or before January 1, 2003, using population data as determined by the 2000 federal census.

(b) The Supreme Court shall allot (i) 3 of the additional judgeships created in the twelfth circuit based upon the 2000 federal census as provided in this Act, which may be filled by appointment by the Supreme Court until the general election in 2004, (ii) all vacancies in resident judgeships existing on or occurring on or after the effective date of this amendatory Act of the 92nd General Assembly and not filled at the 2002 general election, and (iii) the resident judgeships filled at the 2002 general election as those judgeships thereafter become vacant, for election from the various subcircuits until there is one resident judge to be elected from each of the 5 subcircuits.

(c) As soon as possible after the subcircuits are created by law, the Supreme Court shall determine by lot a numerical order for

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the 5 subcircuits. That numerical order shall be the basis for the order in which resident judgeships are assigned to the subcircuits. Once a resident judgeship is assigned to a subcircuit, it shall continue to be assigned to that subcircuit for all purposes.

(d) A resident judge of a subcircuit must reside in the subcircuit and must continue to reside in that subcircuit as long as he or she holds that office.

(e) Vacancies in resident judgeships of the twelfth circuit shall be filled in the manner provided in Article VI of the Illinois Constitution.

(705 ILCS 35/2f-2 new)

Sec. 2f-2. Eighteenth circuit; subcircuits; additional judges.

(a) The eighteenth circuit shall be divided into 6 subcircuits. The subcircuits shall be compact, contiguous, and substantially equal in population. The General Assembly shall create the subcircuits by law on or before January 1, 2003, using population data as determined by the 2000 federal census.

(b) The eighteenth circuit shall have 3 additional resident judgeships for a total of 5 resident judgeships. The 3 additional resident judgeships created by this amendatory Act of the 92nd General Assembly shall each be filled by election beginning at the general election in 2004. The 3 additional resident judgeships created by this amendatory Act of the 92nd General Assembly shall be filled by appointment by the Supreme Court until the 2004 general election.

(c) The Supreme Court shall allot (i) the additional 3 resident judgeships created by this amendatory Act of the 92nd General Assembly, (ii) all vacancies in resident judgeships existing on or occurring on or after the effective date of this amendatory Act of the 92nd General Assembly and not filled at the 2002 general election, with respect to the other resident judgeships of the eighteenth circuit, and (iii) the resident judgeships of the eighteenth circuit filled at the 2002 general election as those judgeships thereafter become vacant, for election from the various subcircuits until there is one resident judge to be elected from each of 5 subcircuits. The first judgeship, other than a resident judgeship, in the eighteenth circuit that becomes vacant after the 2004 general election shall be allotted, upon becoming vacant, to one subcircuit.

(d) As soon as possible after the subcircuits are created by law, the Supreme Court shall determine by lot a numerical order for the 6 subcircuits. That numerical order shall be the basis for the order in which resident judgeships are assigned to the subcircuits. Once a resident judgeship is assigned to a subcircuit, it shall continue to be assigned to that subcircuit for all purposes.

(e) A resident judge of a subcircuit must reside in the subcircuit and must continue to reside in that subcircuit as long as he or she holds that office.

(f) Vacancies in resident judgeships of the eighteenth circuit shall be filled in the manner provided in Article VI of the Illinois Constitution.

(705 ILCS 35/2f-3 new)

Sec. 2f-3. Nineteenth circuit; subcircuits; additional judges.

(a) The nineteenth circuit shall be divided into 6 subcircuits. The subcircuits shall be compact, contiguous, and substantially equal in population. The General Assembly shall create the subcircuits by law on or before January 1, 2003, using population data as determined by the 2000 federal census.

(b) The nineteenth circuit shall have 4 additional resident judgeships for a total of 13 resident judgeships. The 4 additional

resident judgeships created by this amendatory Act of the 92nd General Assembly shall each be filled by election beginning at the general election in 2004. The 4 additional resident judgeships created by this amendatory Act of the 92nd General Assembly shall be filled by appointment by the Supreme Court until the 2004 general election.

(c) The Supreme Court shall allot (i) the additional 4 resident judgeships created by this amendatory Act of the 92nd General Assembly, (ii) all vacancies in resident judgeships existing on or occurring on or after the effective date of this amendatory Act of the 92nd General Assembly and not filled at the 2002 general election, with respect to the other resident judgeships of the nineteenth circuit, and (iii) the resident judgeships of the nineteenth circuit filled at the 2002 general election as those judgeships thereafter become vacant, for election from the various subcircuits until there are 2 resident judges to be elected from each of 5 subcircuits and 3 resident judges to be elected from one subcircuit.

(d) As soon as possible after the subcircuits are created by law, the Supreme Court shall determine by lot a numerical order for the 6 subcircuits. That numerical order shall be the basis for the order in which resident judgeships are assigned to the subcircuits. After the first round of assignments, the second and all later rounds shall be based on the same numerical order. Once a resident judgeship is assigned to a subcircuit, it shall continue to be assigned to that subcircuit for all purposes.

(e) A resident judge of a subcircuit must reside in the subcircuit and must continue to reside in that subcircuit as long as he or she holds that office.

(f) Vacancies in resident judgeships of the nineteenth circuit shall be filled in the manner provided in Article VI of the Illinois Constitution.

(705 ILCS 35/2f-4 new)

Sec. 2f-4. Additional judges.

(a) In addition to the number of judges otherwise authorized by this Act, there shall be one additional judge in the fourteenth circuit who shall be elected at large.

(b) In addition to the number of judges otherwise authorized by this Act, there shall be one additional judge in the twentieth circuit who shall be a resident of and elected from St. Clair County.

(c) In addition to the number of judges otherwise authorized by this Act, there shall be one additional judge in the third circuit who shall be a resident of and elected from Madison County.

(d) In addition to the number of judges otherwise authorized by this Act, there shall be 2 additional judges in the seventeenth circuit who shall be elected at large.

(e) In addition to the number of judges otherwise authorized by this Act, there shall be one additional judge in the thirteenth circuit who shall be elected at large.

(f) In addition to the number of judges otherwise authorized by this Act, there shall be 3 additional judges in the sixteenth circuit, one of whom shall be a resident of and elected from Kendall County, one of whom shall be a resident of and elected from DeKalb County, and one of whom shall be a resident of and elected from Kane County.

(g) In addition to the number of judges otherwise authorized by law, there shall be 15 additional judges in the circuit of Cook County, one each of whom shall be a resident of and elected from each of the subcircuits.

(h) The additional judgeships authorized by this Section may be

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filled by appointment until filled by election at the general election in 2002.

Section 15. The Judicial Vacancies Act is amended by changing Section 2 as follows:

(705 ILCS 40/2) (from Ch. 37, par. 72.42)

Sec. 2. (a) Except as provided in paragraphs (1), (2), (3), and (4), and (5) of this subsection (a), vacancies in the office of a resident circuit judge in any county or in any unit or subcircuit of any circuit shall not be filled.

(1) If in any county of less than 45,000 inhabitants there remains in office no other resident judge following the occurrence of a vacancy, such vacancy shall be filled.

(2) If in any county of 45,000 or more but less than 60,000 inhabitants there remains in office only one resident judge following the occurrence of a vacancy, such vacancy shall be filled.

(3) If in any county of 60,000 or more inhabitants, other than the County of Cook or as provided in paragraph (5), there remain in office no more than 2 resident judges following the occurrence of a vacancy, such vacancy shall be filled.

(4) The County of Cook shall have 165 resident judges on and after the effective date of this amendatory Act of 1990. Of those resident judgeships, (i) 56 shall be those authorized before the effective date of this amendatory Act of 1990 from the unit of the Circuit of Cook County within Chicago, (ii) 27 shall be those authorized before the effective date of this amendatory Act of 1990 from the unit of the Circuit of Cook County outside Chicago, (iii) 12 shall be additional resident judgeships first elected at the general election in November of 1992, (iv) 10 shall be additional resident judgeships first elected at the general election in November of 1994, and (v) 60 shall be additional resident judgeships to be authorized one each for each reduction upon vacancy in the office of associate judge in the Circuit of Cook County as those vacancies exist or occur on and after the effective date of this amendatory Act of 1990 and as those vacancies are determined under subsection (b) of Section 2 of the Associate Judges Act until the total resident judgeships authorized under this item (v) is 60. Seven of the 12 additional resident judgeships provided in item (iii) may be filled by appointment by the Supreme Court during the period beginning on the effective date of this amendatory Act of 1990 and ending 60 days before the primary election in March of 1992; those judicial appointees shall serve until the first Monday in December of 1992. Five of the 12 additional resident judgeships provided in item (iii) may be filled by appointment by the Supreme Court during the period beginning July 1, 1991 and ending 60 days before the primary election in March of 1992; those judicial appointees shall serve until the first Monday in December of 1992. Five of the 10 additional resident judgeships provided in item (iv) may be filled by appointment by the Supreme Court during the period beginning July 1, 1992 and ending 60 days before the primary election in March of 1994; those judicial appointees shall serve until the first Monday in December of 1994. The remaining 5 of the 10 additional resident judgeships provided in item (iv) may be filled by appointment by the Supreme Court during the period beginning July 1, 1993 and ending 60 days before the primary election in March of 1994; those judicial appointees shall serve until the first Monday in December 1994. The additional resident judgeships created upon vacancy in the office of associate judge provided in item (v) may be filled by

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appointment by the Supreme Court beginning on the effective date of this amendatory Act of 1990; but no additional resident judgeships created upon vacancy in the office of associate judge provided in item (v) shall be filled during the 59 day period before the next primary election to nominate judges. The Circuit of Cook County shall be divided into units to be known as subcircuits as provided in Section 2f of the Circuit Courts Act. A vacancy in the office of resident judge of the Circuit of Cook County existing on or occurring on or after the effective date of this amendatory Act of 1990, but before the date the subcircuits are created by law, shall be filled by appointment by the Supreme Court from the unit within Chicago or the unit outside Chicago, as the case may be, in which the vacancy occurs and filled by election from the subcircuit to which it is allotted under Section 2f of the Circuit Courts Act. A vacancy in the office of resident judge of the Circuit of Cook County existing on or occurring on or after the date the subcircuits are created by law shall be filled by appointment by the Supreme Court and by election from the subcircuit to which it is allotted under Section 2f of the Circuit Courts Act.

(5) Resident judges in the twelfth, eighteenth, and nineteenth judicial circuits are as provided in Sections 2f-1, 2f-2, and 2f-3 of the Circuit Courts Act.

(b) Nothing in paragraphs (2) or (3) of subsection (a) of this Section shall be construed to require or permit in any county a greater number of resident judges than there were resident associate judges on January 1, 1967.

(c) Vacancies authorized to be filled by this Section 2 shall be filled in the manner provided in Article VI of the Constitution.

(d) A person appointed to fill a vacancy in the office of circuit judge shall be, at the time of appointment, a resident of the subcircuit from which the person whose vacancy is being filled was elected if the vacancy occurred in a circuit divided into subcircuits Cook County. If a vacancy in the office of circuit judge occurred in a circuit not divided into subcircuits other--than--Cook--County, a person appointed to fill the vacancy shall be, at the time of appointment, a resident of the circuit from which the person whose vacancy is being filled was elected. Except as provided in Sections 2f-1, 2f-2, and 2f-3 of the Circuit Courts Act, if a vacancy occurred in the office of a resident circuit judge, a person appointed to fill the vacancy shall be, at the time of appointment, a resident of the county from which the person whose vacancy is being filled was elected.

(Source: P.A. 90-342, eff. 8-8-97.)

Section 20. The Associate Judges Act is amended by adding Section 2.5 as follows:

(705 ILCS 45/2.5 new)

Sec. 2.5. Additional judges.

(a) In addition to the maximum number of associate judges authorized by this Act, there shall be one additional associate judge in the fourth judicial circuit.

(b) In addition to the maximum number of associate judges authorized by law, there shall be 6 additional associate judges in the circuit of Cook County.

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

Under the rules, the foregoing Senate Bill No. 118, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

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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 a bill of the following title, to-wit:

## SENATE BILL NO. 989

A bill for AN ACT concerning intergovernmental cooperation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 989

Passed the House, as amended, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

## AMENDMENT NO. 1 TO SENATE BILL 989

AMENDMENT NO. 1. Amend Senate Bill 989, on page 2, line 1, by replacing "any agency" with "any public agency"; and on page 2, line 2, by replacing "commission," with "or, commission, or any"; and on page 2, line 7, immediately after the period, by inserting the following:

"Only public agency members with tax receipts, tax revenues, taxing authority, or other resources sufficient to pay costs and to service debt related to intergovernmental activities described in this Section, or public agency members created by or as part of a public agency with these powers, may enter into contracts or otherwise associate among themselves as permitted in this Section."

Under the rules, the foregoing Senate Bill No. 989, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, 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 NO. 2703

A bill for AN ACT in relation to public employee benefits.

Passed the House, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

The foregoing House Bill No. 2703 was taken up, ordered printed and placed on first reading.

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. 6

Concurred in by the House, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

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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. 26

Concurred in by the House, May 31, 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. 29

Concurred in by the House, May 31, 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. 33

Concurred in by the House, May 31, 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. 41

Concurred in by the House, May 31, 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 receded from their amendment no. 1 to a bill of the following title, to-wit:

SENATE BILL NO. 76

AN ACT to amend the Uniform Disposition of Unclaimed Property Act by adding Section 10.6.

Action taken by the House, May 31, 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

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House of Representatives has receded from their amendments numbered 1, 2 and 3 to a bill of the following title, to-wit:

SENATE BILL NO. 839  
AN ACT in relation to children.

Action taken by the House, May 31, 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 passage of a bill of the following title, to-wit:

SENATE BILL NO 479  
A bill for AN ACT in relation to public employee benefits.

Passed the House, May 31, 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 adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 1514

Adopted by the House, May 31, 2001.  
ANTHONY D. ROSSI, Clerk of the House

92ND GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 1514

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 1514, recommend the following:

- (1) that the Senate concur in House Amendment No. 1; and
- (2) that the bill be further amended in Section 5, Sec. 11-1429, subsection (a), after "may", by inserting "knowingly".

Submitted on May 31, 2001.

s/Sen. Walter Dudycz  
s/Sen. Kathleen Parker  
s/Sen. Carl Hawkinson  
s/Sen. George P. Shadid  
s/Sen. Robert Molaro  
Committee for the Senate

s/Rep. Robert Bugielski  
s/Rep. Jay Hoffman  
s/Rep. Barbara Flynn Currie  
s/Rep. Art Tenhouse  
s/Rep. William B. Black  
Committee for 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 adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 629

Adopted by the House, May 31, 2001.  
ANTHONY D. ROSSI, Clerk of the House

[Nov. 7, 2001]

92ND GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 629

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 629, recommend the following:

(1) that the House recede from House Amendment No. 1; and

(2) that Senate bill 629 be amended by replacing everything after the enacting clause with the following:

"Section 5. The Humane Care for Animals Act is amended by changing Sections 2.01a, 2.07, 4.01, 4.02, 4.03, 4.04, 10, 12, and 16 and by adding Sections 2.01b, 2.01c, 2.01d, 2.01e, 2.01f, 201.g, 201.h, 2.09, 2.10, 3.04, 3.05, 3.06, 3.07, 16.1, 16.2, 16.3, and 16.4 as follows:

(510 ILCS 70/2.01a)

Sec. 2.01a. Companion animal. "Companion animal" means an animal that is commonly considered to be, or is considered by the owner to be to-be-used-as, a pet. "Companion animal" includes, but is not limited to, canines, felines, and equines.

(Source: P.A. 88-600, eff. 9-1-94.)

(510 ILCS 70/2.01b new)

Sec. 2.01b. Exigent circumstances. "Exigent circumstances" means a licensed veterinarian cannot be secured without undue delay and, in the opinion of the animal control warden, animal control administrator, Department of Agriculture investigator, approved humane investigator, or animal shelter employee, the animal is so severely injured, diseased, or suffering that it is unfit for any useful purpose and to delay humane euthanasia would continue to cause the animal extreme suffering.

(510 ILCS 70/2.01c new)

Sec. 2.01c. Service animal. "Service animal" means an animal trained in obedience and task skills to meet the needs of a disabled person.

(510 ILCS 70/2.01d new)

Sec. 2.01d. Search and rescue dog. "Search and rescue dog" means any dog that is trained or is certified to locate persons lost on land or in water.

(510 ILCS 70/2.01e new)

Sec. 2.01e. Animal Control Administrator. "Animal Control Administrator" means a veterinarian licensed by the State of Illinois and appointed pursuant to the Animal Control Act, or his duly authorized representative.

(510 ILCS 70/2.01f new)

Sec. 2.01f. Animal control facility. "Animal control facility" means any facility operated by or under contract for the State, county, or any municipal corporation or political subdivision of the State for the purpose of impounding or harboring seized, stray, homeless, abandoned or unwanted dogs, cats, and other animals.

(510 ILCS 70/2.01g new)

Sec. 2.01g. Animal Control Warden. "Animal Control Warden" means any person appointed by the Administrator and approved by the Board to perform duties as assigned by the Administrator to effectuate the Animal Control Act.

(510 ILCS 70/2.01h new)

Sec. 2.01h. Animal shelter. "Animal shelter" means a facility operated, owned, or maintained by a duly incorporated humane society, animal welfare society, or other non-profit organization for the purpose of providing for and promoting the welfare, protection, and

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humane treatment of animals. "Animal shelter" also means any veterinary hospital or clinic operated by a veterinarian or veterinarians licensed under the Veterinary Medicine and Surgery Practice Act of 1994 which operates for the above mentioned purpose in addition to its customary purposes.

(510 ILCS 70/2.07) (from Ch. 8, par. 702.07)

Sec. 2.07. Person. "Person" means any individual, minor, firm, corporation, partnership, other business unit, society, association, or other legal entity, any public or private institution, the State of Illinois, or any municipal corporation or political subdivision of the State.

(Source: P.A. 78-905.)

(510 ILCS 70/2.09 new)

Sec. 2.09. Humanely euthanized. "Humanely euthanized" means the painless administration of a lethal dose of an agent or method of euthanasia as prescribed in the Report of the American Veterinary Medical Association Panel on Euthanasia published in the Journal of the American Veterinary Medical Association, March 1, 2001 (or any successor version of that Report), that causes the painless death of an animal. Animals must be handled prior to administration of the agent or method of euthanasia in a manner to avoid undue apprehension by the animal.

(510 ILCS 70/2.10 new)

Sec. 2.10. Companion animal hoarder. "Companion animal hoarder" means a person who (i) possesses a large number of companion animals; (ii) fails to or is unable to provide what he or she is required to provide under Section 3 of this Act; (iii) keeps the companion animals in a severely overcrowded environment; and (iv) displays an inability to recognize or understand the nature of or has a reckless disregard for the conditions under which the companion animals are living and the deleterious impact they have on the companion animals' and owner's health and well-being.

(510 ILCS 70/3.04 new)

Sec. 3.04. Arrests and seizures.

(a) Any law enforcement officer making an arrest for an offense involving one or more companion animals under Section 3.01, 3.02, or 3.03 of this Act may lawfully take possession of some or all of the companion animals in the possession of the person arrested. The officer, after taking possession of the companion animals, must file with the court before whom the complaint is made against any person so arrested an affidavit stating the name of the person charged in the complaint, a description of the condition of the companion animal or companion animals taken, and the time and place the companion animal or companion animals were taken, together with the name of the person from whom the companion animal or companion animals were taken and name of the person who claims to own the companion animal or companion animal if different from the person from whom the companion animal or companion animals were seized. He or she must at the same time deliver an inventory of the companion animal or companion animals taken to the court of competent jurisdiction. The officer must place the companion animal or companion animals in the custody of an animal control or animal shelter and the agency must retain custody of the companion animal or companion animals subject to an order of the court adjudicating the charges on the merits and before which the person complained against is required to appear for trial. The State's Attorney may, within 14 days after the seizure, file a "petition for forfeiture prior to trial" before the court having criminal jurisdiction over the alleged charges, asking for permanent forfeiture of the companion animals seized. The petition shall be filed with the court, with copies served on the impounding agency,

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the owner, and anyone claiming an interest in the animals. In a "petition for forfeiture prior to trial", the burden is on the prosecution to prove by a preponderance of the evidence that the person arrested violated Section 3.01, 3.02, 3.03, or 4.01.

(b) An owner whose companion animal or companion animals are removed by a law enforcement officer under this Section must be given written notice of the circumstances of the removal and of any legal remedies available to him or her. The notice must be posted at the place of seizure, or delivered to a person residing at the place of seizure or, if the address of the owner is different from the address of the person from whom the companion animal or companion animals were seized, delivered by registered mail to his or her last known address.

(510 ILCS 70/3.05 new)

Sec. 3.05. Security for companion animals and animals used for fighting purposes.

(a) In the case of companion animals as defined in Section 2.01a or animals used for fighting purposes pursuant to Section 4.01, the animal control or animal shelter having custody of the animal or animals may file a petition with the court requesting that the person from whom the animal or animals are seized, or the owner of the animal or animals, be ordered to post security. The security must be in an amount sufficient to secure payment of all reasonable expenses expected to be incurred by the animal control or animal shelter in caring for and providing for the animal or animals pending the disposition of the charges. Reasonable expenses include, but are not limited to, estimated medical care and boarding of the animal or animals for 30 days. The amount of the security shall be determined by the court after taking into consideration all of the facts and circumstances of the case, including, but not limited to, the recommendation of the impounding organization having custody and care of the seized animal or animals and the cost of caring for the animal or animals. If security has been posted in accordance with this Section, the animal control or animal shelter may draw from the security the actual costs incurred by the agency in caring for the seized animal or animals.

(b) Upon receipt of a petition, the court must set a hearing on the petition, to be conducted within 5 business days after the petition is filed. The petitioner must serve a true copy of the petition upon the defendant and the State's Attorney for the county in which the animal or animals were seized. The petitioner must also serve a true copy of the petition on any interested person. For the purposes of this subsection, "interested person" means an individual, partnership, firm, joint stock company, corporation, association, trust, estate, or other legal entity that the court determines may have a pecuniary interest in the animal or animals that are the subject of the petition. The court must set a hearing date to determine any interested parties. The court may waive for good cause shown the posting of security.

(c) If the court orders the posting of security, the security must be posted with the clerk of the court within 5 business days after the hearing. If the person ordered to post security does not do so, the animal or animals are forfeited by operation of law and the animal control or animal shelter having control of the animal or animals must dispose of the animal or animals through adoption or must humanely euthanize the animal. In no event may the defendant or any person residing in the defendant's household adopt the animal or animals.

(d) The impounding organization may file a petition with the court upon the expiration of the 30-day period requesting the posting

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of additional security. The court may order the person from whom the animal or animals were seized, or the owner of the animal or animals, to post additional security with the clerk of the court to secure payment of reasonable expenses for an additional period of time pending a determination by the court of the charges against the person from whom the animal or animals were seized.

(e) In no event may the security prevent the impounding organization having custody and care of the animal or animals from disposing of the animal or animals before the expiration of the 30-day period covered by the security if the court makes a final determination of the charges against the person from whom the animal or animals were seized. Upon the adjudication of the charges, the person who posted the security is entitled to a refund of the security, in whole or in part, for any expenses not incurred by the impounding organization.

(f) Notwithstanding any other provision of this Section to the contrary, the court may order a person charged with any violation of this Act to provide necessary food, water, shelter, and care for any animal or animals that are the basis of the charge without the removal of the animal or animals from their existing location and until the charges against the person are adjudicated. Until a final determination of the charges is made, any law enforcement officer, animal control officer, Department investigator, or an approved humane investigator may be authorized by an order of the court to make regular visits to the place where the animal or animals are being kept to ascertain if the animal or animals are receiving necessary food, water, shelter, and care. Nothing in this Section prevents any law enforcement officer, Department investigator, or approved humane investigator from applying for a warrant under this Section to seize any animal or animals being held by the person charged pending the adjudication of the charges if it is determined that the animal or animals are not receiving the necessary food, water, shelter, or care.

(g) Nothing in this Act shall be construed to prevent the voluntary, permanent relinquishment of any animal by its owner to an animal control or animal shelter in lieu of posting security or proceeding to a forfeiture hearing. Voluntary relinquishment shall have no effect on the criminal charges that may be pursued by the appropriate authorities.

(h) If an owner of a companion animal is acquitted by the court of charges made pursuant to this Act, the court shall further order that any security that has been posted for the animal shall be returned to the owner by the impounding organization.

(i) The provisions of this Section only pertain to companion animals and animals used for fighting purposes.

(510 ILCS 70/3.06 new)

Sec. 3.06. Disposition of seized companion animals and animals used for fighting purposes.

(a) Upon the conviction of the person charged, all animals seized, if not previously ordered forfeited or previously forfeited by operation of law, are forfeited to the facility impounding the animals and must be humanely euthanized or adopted. Any outstanding costs incurred by the impounding facility for boarding and treating the animals pending the disposition of the case and any costs incurred in disposing of the animals must be borne by the person convicted.

(b) Any person authorized by this Section to care for an animal or animals, to treat an animal or animals, or to attempt to restore an animal or animals to good health and who is acting in good faith is immune from any civil or criminal liability that may result from

his or her actions.

(c) The provisions of this Section only pertain to companion animals and animals used for fighting purposes.

(510 ILCS 70/3.07 new)

Sec. 3.07. Veterinarian reports; humane euthanasia. Any veterinarian in this State who observes or is presented with an animal or animals for the treatment of aggravated cruelty under Section 3.02 or torture under Section 3.03 of this Act must file a report with the Department and cooperate with the Department by furnishing the owner's name, the date of receipt of the animal or animals and any treatment administered, and a description of the animal or animals involved, including a microchip number if applicable. Any veterinarian who in good faith makes a report, as required by this Section, has immunity from any liability, civil, criminal, or otherwise, that may result from his or her actions. For the purposes of any proceedings, civil or criminal, the good faith of the veterinarian shall be presumed.

An animal control warden, animal control administrator, approved humane investigator, or animal shelter employee may humanely euthanize severely injured, diseased, or suffering animals in exigent circumstances.

(510 ILCS 70/4.01) (from Ch. 8, par. 704.01)

Sec. 4.01. Prohibitions.

(a) No person may own, capture, breed, train, or lease any animal which he or she knows or should know is intended for use in any show, exhibition, program, or other activity featuring or otherwise involving a fight between such animal and any other animal or human, or the intentional killing of any animal for the purpose of sport, wagering, or entertainment.

(b) No person shall promote, conduct, carry on, advertise, collect money for or in any other manner assist or aid in the presentation for purposes of sport, wagering, or entertainment, any show, exhibition, program, or other activity involving a fight between 2 or more animals or any animal and human, or the intentional killing of any animal.

(c) No person shall sell or offer for sale, ship, transport, or otherwise move, or deliver or receive any animal which he or she knows or should know has been captured, bred, or trained, or will be used, to fight another animal or human or be intentionally killed, for the purpose of sport, wagering, or entertainment.

(d) No person shall manufacture for sale, shipment, transportation or delivery any device or equipment which that person knows or should know is intended for use in any show, exhibition, program, or other activity featuring or otherwise involving a fight between 2 or more animals, or any human and animal, or the intentional killing of any animal for purposes of sport, wagering or entertainment.

(e) No person shall own, possess, sell or offer for sale, ship, transport, or otherwise move any equipment or device which such person knows or should know is intended for use in connection with any show, exhibition, program, or activity featuring or otherwise involving a fight between 2 or more animals, or any animal and human, or the intentional killing of any animal for purposes of sport, wagering or entertainment.

(f) No person shall make available any site, structure, or facility, whether enclosed or not, which he or she knows or should know is intended to be used for the purpose of conducting any show, exhibition, program, or other activity involving a fight between 2 or more animals, or any animal and human, or the intentional killing of any animal.

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(g) No person shall attend or otherwise patronize any show, exhibition, program, or other activity featuring or otherwise involving a fight between 2 or more animals, or any animal and human, or the intentional killing of any animal for the purposes of sport, wagering or entertainment.

(h) No person shall tie or attach or fasten any live animal to any machine or device propelled by any power for the purpose of causing such animal to be pursued by a dog or dogs. This subsection (h) shall apply only when such dog is intended to be used in a dog fight.

(i) Any animals or equipment involved in a violation of this Section shall be immediately seized and impounded under Section 12 by the Department when located at any show, exhibition, program, or other activity featuring or otherwise involving an animal fight for the purposes of sport, wagering, or entertainment.

(j) Any vehicle or conveyance other than a common carrier that is used in violation of this Section shall be seized, held, and offered for sale at public auction by the sheriff's department of the proper jurisdiction, and the proceeds from the sale shall be remitted to the general fund of the county where the violation took place.

(k) Any veterinarian in this State who is presented with an animal for treatment of injuries or wounds resulting from fighting where there is a reasonable possibility that the animal was engaged in or utilized for a fighting event for the purposes of sport, wagering, or entertainment shall file a report with the Department and cooperate by furnishing the owners' names, dates, and descriptions of the animal or animals involved. Any veterinarian who in good faith complies with the requirements of this subsection has immunity from any liability, civil, criminal, or otherwise, that may result from his or her actions. For the purposes of any proceedings, civil or criminal, the good faith of the veterinarian shall be rebuttably presumed.

(l) No person shall conspire or solicit a minor to violate this Section.

(Source: P.A. 87-819.)

(510 ILCS 70/4.02) (from Ch. 8, par. 704.02)

Sec. 4.02. Arrests; reports.

(a) Any law enforcement officer making an arrest for an offense involving one or more dogs under Section 4.01 of this Act shall lawfully take possession of all dogs and all paraphernalia, implements, or other property or things used or employed, or about to be employed, in the violation of any of the provisions of Section 4.01 of this Act. When a law enforcement officer has taken such officer,--after--taking possession of such dogs, paraphernalia, implements or other property or things, he or she shall file with the court before whom the complaint is made against any person so arrested an affidavit stating therein the name of the person charged in the such complaint, a description of the property so taken and the time and place of the taking thereof together with the name of the person from whom the same was taken and name of the person who claims to own such property, if different from the person from whom the dogs were seized and if known, and that the affiant has reason to believe and does believe, stating the ground of the such belief, that the dogs and property so taken were was used or employed, or were was about to be used or employed, in a such violation of Section 4.01 of this Act. He or she shall thereupon deliver an inventory of the property so taken to the court of competent jurisdiction. A law enforcement officer may humanely euthanize dogs that are severely injured.

An owner whose dogs are removed for a violation of Section 4.01

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of this Act must be given written notice of the circumstances of the removal and of any legal remedies available to him or her. The notice must be posted at the place of seizure or delivered to a person residing at the place of seizure or, if the address of the owner is different from the address of the person from whom the dogs were seized, delivered by registered mail to his or her last known address.

The animal control or animal shelter having custody of the dogs may file a petition with the court requesting that the person from whom the dogs were seized or the owner of the dogs be ordered to post security pursuant to Section 3.05 of this Act, which shall, by order, place the same in custody of an officer or other proper person named and designated in such order, to be kept by him until the conviction or final discharge of such person complained against, and shall send a copy of such order without delay to the State's attorney of the county and the Department. The officer or person so named and designated in such order shall immediately thereupon assume the custody of such property and shall retain the same, subject to the order of the court before which such person so complained against may be required to appear for trial.

Upon the conviction of the person so charged, all dogs shall be adopted or humanely euthanized and property so seized shall be adjudged by the court to be forfeited. Any outstanding costs incurred by the impounding facility in boarding and treating the dogs pending the disposition of the case and disposing of the dogs upon a conviction must be borne by the person convicted and shall thereupon be destroyed or otherwise disposed of as the court may order. In no event may the dogs be adopted by the defendant or anyone residing in his or her household. If the court finds that the State either failed to prove the criminal allegations or that the dogs were used in fighting, the court must direct the delivery of the dogs and the other property not previously forfeited to the owner of the dogs and property.

Any person authorized by this Section to care for a dog, to treat a dog, or to attempt to restore a dog to good health and who is acting in good faith is immune from any civil or criminal liability that may result from his or her actions.

An animal control warden, animal control administrator, animal shelter employee, or approved humane investigator may humanely euthanize severely injured, diseased, or suffering dog in exigent circumstances. In the event of the acquittal or final discharge without conviction of the person so charged such court shall, on demand, direct the delivery of such property so held in custody to the owner thereof.

(b) Any veterinarian in this State who is presented with an animal for treatment of injuries or wounds resulting from fighting where there is a reasonable possibility that the animal was engaged in or utilized for a fighting event shall file a report with the Department and cooperate by furnishing the owners' names, date of receipt of the animal or animals and treatment administered, dates and descriptions of the animal or animals involved. Any veterinarian who in good faith makes a report, as required by this subsection (b), is immune shall have immunity from any liability, civil, criminal, or that otherwise, resulting from his or her might result by reason of such actions. For the purposes of any proceedings, civil or criminal, the good faith of any such veterinarian shall be presumed. (Source: P.A. 84-723.)

(510 ILCS 70/4.03) (from Ch. 8, par. 704.03)

Sec. 4.03. Teasing, striking or tampering with police animals, service animals, or search and rescue dogs prohibited. It shall be

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unlawful for any person to willfully and maliciously taunt, torment, tease, beat, strike, or administer or subject any desensitizing drugs, chemicals or substance to (i) any animal used by a law enforcement officer in the performance of his or her functions or duties, or when placed in confinement off duty, (ii) any service animal, (iii) any search and rescue dog, or (iv) any police, service, or search and rescue animal in training. It is unlawful for any person to ~~or to~~ interfere or meddle with (i) any such animal used by a law enforcement department or agency or any handler thereof in the performance of the functions or duties of the department or agency, (ii) any service animal, (iii) any search and rescue dog, or (iv) any law enforcement, service, or search and rescue animal in training.

(Source: P.A. 90-80, eff. 7-10-97.)

(510 ILCS 70/4.04) (from Ch. 8, par. 704.04)

Sec. 4.04. Injuring or killing police animals, service animals, or search and rescue dogs prohibited. It shall be unlawful for any person to willfully or maliciously torture, mutilate, injure, disable, poison, or kill (i) any animal used by a law enforcement department or agency in the performance of the functions or duties of the department or agency or when placed in confinement off duty, (ii) any service animal, (iii) any search and rescue dog, or (iv) any law enforcement, service, or search and rescue animal in training. However, a police officer or veterinarian may perform euthanasia in emergency situations when delay would cause the animal undue suffering and pain.

(Source: P.A. 90-80, eff. 7-10-97; 91-357, eff. 7-29-99.)

(510 ILCS 70/10) (from Ch. 8, par. 710)

Sec. 10. Investigation of complaints.

(a) Upon receiving a complaint of a suspected violation of this Act, a Department investigator, any law enforcement official, or an approved humane investigator may, for the purpose of investigating the allegations of the complaint, enter during normal business hours upon any premises where the animal or animals described in the complaint are housed or kept, provided such entry shall not be made into any building which is a person's residence, except by search warrant or court order. Institutions operating under federal license to conduct laboratory experimentation utilizing animals for research or medical purposes are, however, exempt from the provisions of this Section. State's Attorneys and law enforcement officials shall provide such assistance as may be required in the conduct of such investigations. Any such investigation requiring legal procedures shall be immediately reported to the Department. No employee or representative of the Department shall enter a livestock management facility unless sanitized footwear is used, or unless the owner or operator of the facility waives this requirement. The employee or representative must also use any other reasonable disease prevention procedures or equipment provided by the owner or operator of the facility. The animal control administrator and animal control wardens appointed under the Animal Control Act shall be authorized to make investigations complying with this Section for alleged violations of Sections 3, and 3.01, 3.02, and 3.03 pertaining to small companion animals. ~~If impoundments are made by wardens, public pounds operated by a political entity shall be utilized. The animals impounded shall remain under the jurisdiction of the animal control administrator and be held in an animal shelter pound licensed under the Animal Welfare Act. All litigation, appeal, and disposition of the animals so held will remain with the governmental agency operating the facility.~~

(b) Any veterinarian acting in good faith is immune from any civil or criminal liability resulting from his or her actions under this Section. The good faith on the part of the veterinarian is

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presumed.

(Source: P.A. 87-157.)

(510 ILCS 70/12) (from Ch. 8, par. 712)

Sec. 12. Impounding animals; notice of impoundment.

(a) When an approved humane investigator, a Department investigator or a veterinarian finds that a violation of this Act has rendered an animal in such a condition that no remedy or corrective action by the owner is possible ~~or the violator fails or refuses to take corrective action necessary for compliance pursuant to Section 11 of this Act~~, the Department ~~must~~ may impound or order the impoundment of the animal. If the violator fails or refuses to take corrective action necessary for compliance with Section 11 of this Act, the Department may impound the animal. If the animal is ordered impounded, it shall be impounded in a facility or at another location where which will provide the elements of good care as set forth in Section 3 of this Act can be provided, and where such animals shall be examined and treated by a licensed veterinarian or, if the animal is severely injured, diseased, or suffering, humanely euthanized. Any expense incurred in the impoundment shall become a lien on the animals.

(b) Emergency impoundment may be exercised in a life-threatening situation and the subject animals shall be conveyed directly to a licensed veterinarian for medical services necessary to sustain life or to be humanely euthanized as determined by the veterinarian. If such emergency procedure is taken by an animal control officer, the Department shall be notified.

(c) ~~(b)~~ A notice of impoundment shall be given by the investigator to the violator, if known, in person or sent by certified or registered mail. If the investigator is not able to serve the violator in person or by registered or certified mail, the notice may be given by publication in a newspaper of general circulation in the county in which the violator's last known address is located. A copy of the notice shall be retained by the investigator and a copy forwarded immediately to the Department. The notice of impoundment shall include the following:

(1) A number assigned by the Department which will also be given to the impounding facility accepting the responsibility of the animal or animals.

(2) Listing of deficiencies noted.

(3) An accurate description of the animal or animals involved.

(4) Date on which the animal or animals were impounded.

(5) Signature of the investigator.

(6) A statement that: "The violator may request a hearing to appeal the impoundment. A person desiring a hearing shall contact the Department of Agriculture within 7 days from the date of impoundment" and the Department ~~must~~ will hold an administrative hearing within 7 business days after receiving a request to appeal the impoundment. If the hearing cannot be held prior to the expiration of the 7-day impoundment period, the Department shall notify the impounding facility that it cannot sell, offer for adoption, or dispose of the animal or animals until a final decision is rendered and all of the appeal processes have expired.

If a hearing is requested by any owner of impounded animals, the Hearing Officer shall, ~~have the authority~~ after hearing the testimony of all interested affected parties, ~~to~~ render a decision within 5 business days regarding as to the disposition of the impounded animals. This decision by the Hearing Officer shall have no effect on the criminal charges that may be filed with the appropriate

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authorities.

If an owner of a companion animal or animal used for fighting purposes requests a hearing, the animal control or animal shelter having control of the animal or animals may file a petition with the court in the county where the impoundment took place requesting that the person from whom the animal or animals were seized or the owner of the animal or animals be ordered to post security pursuant to subsections (a) and (b) of Section 3.05 of this Act.

If the court orders the posting of security, the security must be posted with the clerk of the court within 5 business days after the hearing. If the person ordered to post security does not do so, the court must order the Department of Agriculture to hold a hearing on the impoundment within 5 business days. If, upon final administrative or judicial determination, it is found that it is not in the best interest of the animal or animals to be returned to the person from whom it was seized, the animal or animals are forfeited to the animal control or animal shelter having control of the animal or animals. If no petition for the posting of security is filed or a petition was filed and granted but the person failed to post security, any expense incurred in the impoundment shall remain outstanding until satisfied by the owner or the person from whom the animal or animals were impounded.

~~Any expense incurred in such impoundment becomes a lien on the animal impounded and must be discharged before the animal is released from the facility. When the impoundment is not appealed, the animal or animals are forfeited and the animal control or animal shelter in charge of the animal or animals may lawfully and without liability provide for adoption of the animal or animals by a person other than the person who forfeited the animal or animals, or any person or persons dwelling in the same household as the person who forfeited the animals or animals, or it may humanely euthanize the animal or animals. the animal is not claimed by its owner and all impoundment costs satisfied within 7 days, it may be sold at public or private sale for fair consideration to a person capable of providing care consistent with this Act, with the proceeds of that sale applied first to discharge the lien and any balance to be paid over to the owner. If no purchaser is found, the animal may be offered for adoption or disposed of in a manner not inconsistent with this or any other Act.~~

(Source: P.A. 88-600, eff. 9-1-94.)

(510 ILCS 70/16) (from Ch. 8, par. 716)

Sec. 16. Violations; punishment; injunctions.

(a) Any person convicted of violating subsection (1) of Section 4.01 or Sections 5, 5.01, or 6 of this Act or any rule, regulation, or order of the Department pursuant thereto, is guilty of a Class A E misdemeanor. A second or subsequent violation of Section 5, 5.01, or 6 is a Class 4 felony.

(b)(1) This subsection (b) does not apply where the only animals involved in the violation are dogs.

(2) Any person convicted of violating subsection (a), (b), (c) or (h) of Section 4.01 of this Act or any rule, regulation, or order of the Department pursuant thereto, is guilty of a Class A misdemeanor.

(3) A second or subsequent offense involving the violation of subsection (a), (b) or (c) of Section 4.01 of this Act or any rule, regulation, or order of the Department pursuant thereto is a Class 4 felony.

(4) Any person convicted of violating subsection (d), (e) or (f) of Section 4.01 of this Act or any rule, regulation, or order of the Department pursuant thereto, is guilty of a Class A

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B misdemeanor. A second or subsequent violation is a Class 4 felony.

(5) Any person convicted of violating subsection (g) of Section 4.01 of this Act or any rule, regulation, or order of the Department pursuant thereto is guilty of a Class C misdemeanor.

(c)(1) This subsection (c) applies exclusively where the only animals involved in the violation are dogs.

(2) Any person convicted of violating subsection (a), (b) or (c) of Section 4.01 of this Act or any rule, regulation or order of the Department pursuant thereto is guilty of a Class 4 felony and may be fined an amount not to exceed \$50,000.

(3) Any person convicted of violating subsection (d), (e) or (f) of Section 4.01 of this Act or any rule, regulation or order of the Department pursuant thereto is guilty of Class A misdemeanor, ~~if such person knew or should have known that the device or equipment under subsection (d) or (e) of that Section or the site, structure or facility under subsection (f) of that Section was to be used to carry out a violation where the only animals involved were dogs. Where such person did not know or should not reasonably have been expected to know that the only animals involved in the violation were dogs, the penalty shall be same as that provided for in paragraph (4) of subsection (b).~~

(4) Any person convicted of violating subsection (g) of Section 4.01 of this Act or any rule, regulation or order of the Department pursuant thereto is guilty of a Class C misdemeanor.

(5) A second or subsequent violation of subsection (a), (b) or (c) of Section 4.01 of this Act or any rule, regulation or order of the Department pursuant thereto is a Class 3 felony. A second or subsequent violation of subsection (d), (e) or (f) of Section 4.01 of this Act or any rule, regulation or order of the Department adopted pursuant thereto is a Class 3 felony, if in each violation the person knew or should have known that the device or equipment under subsection (d) or (e) of that Section or the site, structure or facility under subsection (f) of that Section was to be used to carry out a violation where the only animals involved were dogs. Where such person did not know or should not reasonably have been expected to know that the only animals involved in the violation were dogs, a second or subsequent violation of subsection (d), (e) or (f) of Section 4.01 of this Act or any rule, regulation or order of the Department adopted pursuant thereto is a Class A misdemeanor. A second or subsequent violation of subsection (g) is a Class B misdemeanor.

(6) Any person convicted of violating Section 3.01 of this Act is guilty of a Class ~~A~~ E misdemeanor. A second or subsequent conviction for a violation of Section 3.01 is a Class 4 felony B misdemeanor. ~~A third or subsequent conviction for a violation of Section 3.01 is a Class A misdemeanor.~~

(7) Any person convicted of violating Section 4.03 is guilty of a Class ~~A~~ B misdemeanor. A second or subsequent violation is a Class 4 felony.

(8) Any person convicted of violating Section 4.04 is guilty of a Class A misdemeanor where the animal is not killed or totally disabled, but if the animal is killed or totally disabled such person shall be guilty of a Class 4 felony.

(8.5) A person convicted of violating subsection (a) of Section 7.15 is guilty of a Class ~~A~~ B misdemeanor. A person convicted of violating subsection (b) or (c) of Section 7.15 is (i) guilty of a Class A misdemeanor if the dog is not killed or totally disabled and (ii) if the dog is killed or totally

disabled, guilty of a Class 4 felony and may be ordered by the court to make restitution to the disabled person having custody or ownership of the dog for veterinary bills and replacement costs of the dog. A second or subsequent violation is a Class 4 felony.

(9) Any person convicted of any other act of abuse or neglect or of violating any other provision of this Act, or any rule, regulation, or order of the Department pursuant thereto, is guilty of a Class B € misdemeanor. A second or subsequent violation is a Class 4 felony with every day that a violation continues constituting a separate offense.

(d) Any person convicted of violating Section 7.1 is guilty of a Class C misdemeanor petty-offense. A second or subsequent conviction for a violation of Section 7.1 is a Class B € misdemeanor.

(e) Any person convicted of violating Section 3.02 is guilty of a Class 4 felony A-misdemeanor. A second or subsequent violation is a Class 3 4 felony.

(f) The Department may enjoin a person from a continuing violation of this Act.

(g) Any person convicted of violating Section 3.03 is guilty of a Class 3 4 felony. ~~A second or subsequent offense is a Class 3 felony.~~ As a condition of the sentence imposed under this Section, the court shall order the offender to undergo a psychological or psychiatric evaluation and to undergo treatment that the court determines to be appropriate after due consideration of the evaluation.

(h) In addition to any other penalty provided by law, upon a conviction for violating Sections 3, 3.01, 3.02, or 3.03 the court may order the convicted person to undergo a psychological or psychiatric evaluation and to undergo any treatment at the convicted person's expense that the court determines to be appropriate after due consideration of the evaluation. If the convicted person is a juvenile or a companion animal hoarder, the court must order the convicted person to undergo a psychological or psychiatric evaluation and to undergo treatment that the court determines to be appropriate after due consideration of the evaluation.

(i) In addition to any other penalty provided by law, upon conviction for violating Sections 3, 3.01, 3.02, or 3.03 the court may order the convicted person to forfeit to an animal control or animal shelter the animal or animals that are the basis of the conviction. Upon an order of forfeiture, the convicted person is deemed to have permanently relinquished all rights to the animal or animals that are the basis of the conviction. The forfeited animal or animals shall be adopted or humanely euthanized. In no event may the convicted person or anyone residing in his or her household be permitted to adopt the forfeited animal or animals. The court, additionally, may order that the convicted person and persons dwelling in the same household as the convicted person who conspired, aided, or abetted in the unlawful act that was the basis of the conviction, or who knew or should have known of the unlawful act, may not own, harbor, or have custody or control of any other animals for a period of time that the court deems reasonable.

(Source: P.A. 90-14, eff. 7-1-97; 90-80, eff. 7-10-97; 91-291, eff. 1-1-00; 91-351, eff. 7-29-99; 91-357, eff. 7-29-99; revised 8-30-99.)

(510 ILCS 70/16.1 new)

Sec. 16.1. Defenses. It is not a defense to violations of this Act for the person committing the violation to assert that he or she had rights of ownership in the animal that was the victim of the violation.

(510 ILCS 70/16.2 new)

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Sec. 16.2. Corporations. Corporations may be charged with violations of this Act for the acts of their employees or agents who violate this Act in the course of their employment or agency.

(510 ILCS 70/16.3 new)

Sec. 16.3. Civil actions. Any person who has a right of ownership in an animal that is subjected to an act of aggravated cruelty under Section 3.02 or torture under Section 3.03 in violation of this Act or in an animal that is injured or killed as a result of actions taken by a person who acts in bad faith under subsection (b) of Section 3.06 or under Section 12 of this Act may bring a civil action to recover the damages sustained by that owner. Damages may include, but are not limited to, the monetary value of the animal, veterinary expenses incurred on behalf of the animal, any other expenses incurred by the owner in rectifying the effects of the cruelty, pain, and suffering of the animal, and emotional distress suffered by the owner. In addition to damages that may be proven, the owner is also entitled to punitive or exemplary damages of not less than \$500 but not more than \$25,000 for each act of abuse or neglect to which the animal was subjected. In addition, the court must award reasonable attorney's fees and costs actually incurred by the owner in the prosecution of any action under this Section.

The remedies provided in this Section are in addition to any other remedies allowed by law.

In an action under this Section, the court may enter any injunctive orders reasonably necessary to protect animals from any further acts of abuse, neglect, or harassment by a defendant.

The statute of limitations for cruelty to animals is 2 years.

(510 ILCS 70/16.4 new)

Sec. 16.4. Illinois Animal Abuse Fund. The Illinois Animal Abuse Fund is created as a special fund in the State treasury. Moneys in the Fund may be used, subject to appropriation, by the Department of Agriculture to investigate animal abuse and neglect under this Act.

Section 10. The Clerks of Courts Act is amended by changing Sections 27.5 and 27.6 as follows:

(705 ILCS 105/27.5) (from Ch. 25, par. 27.5)

Sec. 27.5. (a) All fees, fines, costs, additional penalties, bail balances assessed or forfeited, and any other amount paid by a person to the circuit clerk that equals an amount less than \$55, except restitution under Section 5-5-6 of the Unified Code of Corrections, reimbursement for the costs of an emergency response as provided under Section 5-5-3 of the Unified Code of Corrections, any fees collected for attending a traffic safety program under paragraph (c) of Supreme Court Rule 529, any fee collected on behalf of a State's Attorney under Section 4-2002 of the Counties Code or a sheriff under Section 4-5001 of the Counties Code, or any cost imposed under Section 124A-5 of the Code of Criminal Procedure of 1963, for convictions, orders of supervision, or any other disposition for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a similar provision of a local ordinance, and any violation of the Child Passenger Protection Act, or a similar provision of a local ordinance, and except as provided in subsection (b) shall be disbursed within 60 days after receipt by the circuit clerk as follows: 47% shall be disbursed to the entity authorized by law to receive the fine imposed in the case; 12% shall be disbursed to the State Treasurer; and 41% shall be disbursed to the county's general corporate fund. Of the 12% disbursed to the State Treasurer, 1/6 shall be deposited by the State Treasurer into the Violent Crime Victims Assistance Fund, 1/2 shall be deposited into the Traffic and Criminal Conviction Surcharge Fund, and 1/3 shall be deposited into

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the Drivers Education Fund. For fiscal years 1992 and 1993, amounts deposited into the Violent Crime Victims Assistance Fund, the Traffic and Criminal Conviction Surcharge Fund, or the Drivers Education Fund shall not exceed 110% of the amounts deposited into those funds in fiscal year 1991. Any amount that exceeds the 110% limit shall be distributed as follows: 50% shall be disbursed to the county's general corporate fund and 50% shall be disbursed to the entity authorized by law to receive the fine imposed in the case. Not later than March 1 of each year the circuit clerk shall submit a report of the amount of funds remitted to the State Treasurer under this Section during the preceding year based upon independent verification of fines and fees. All counties shall be subject to this Section, except that counties with a population under 2,000,000 may, by ordinance, elect not to be subject to this Section. For offenses subject to this Section, judges shall impose one total sum of money payable for violations. The circuit clerk may add on no additional amounts except for amounts that are required by Sections 27.3a and 27.3c of this Act, unless those amounts are specifically waived by the judge. With respect to money collected by the circuit clerk as a result of forfeiture of bail, ex parte judgment or guilty plea pursuant to Supreme Court Rule 529, the circuit clerk shall first deduct and pay amounts required by Sections 27.3a and 27.3c of this Act. This Section is a denial and limitation of home rule powers and functions under subsection (h) of Section 6 of Article VII of the Illinois Constitution.

(b) The following amounts must be remitted to the State Treasurer for deposit into the Illinois Animal Abuse Fund:

(1) 50% of amounts collected for Class 4 felonies under subsection (a), paragraph (4) of subsection (b), and paragraphs (6), (7), (8.5), and (9) of subsection (c) of Section 16 of the Humane Care for Animals Act and Class 3 felonies under paragraph (5) of subsection (c) of Section 16 of that Act.

(2) 20% of amounts collected for Class A misdemeanors under subsection (a), paragraph (4) of subsection (b), and paragraphs (6) and (7) of subsection (c) of Section 16 of the Humane Care for Animals Act and Class B misdemeanors under paragraph (9) of subsection (c) of Section 16 of that Act.

(3) 20% of amounts collected for Class B misdemeanors under subsection (d) of Section 16 of the Humane Care for Animals Act.

(4) 50% of amounts collected for Class C misdemeanors under subsection (d) of Section 16 of the Humane Care for Animals Act.

(Source: P.A. 89-234, eff. 1-1-96.)

(705 ILCS 105/27.6)

Sec. 27.6. (a) All fees, fines, costs, additional penalties, bail balances assessed or forfeited, and any other amount paid by a person to the circuit clerk equalling an amount of \$55 or more, except the additional fee required by subsections (b) and (c), restitution under Section 5-5-6 of the Unified Code of Corrections, reimbursement for the costs of an emergency response as provided under Section 5-5-3 of the Unified Code of Corrections, any fees collected for attending a traffic safety program under paragraph (c) of Supreme Court Rule 529, any fee collected on behalf of a State's Attorney under Section 4-2002 of the Counties Code or a sheriff under Section 4-5001 of the Counties Code, or any cost imposed under Section 124A-5 of the Code of Criminal Procedure of 1963, for convictions, orders of supervision, or any other disposition for a violation of Chapters 3, 4, 6, 11, and 12 of the Illinois Vehicle Code, or a similar provision of a local ordinance, and any violation of the Child Passenger Protection Act, or a similar provision of a local ordinance, and except as provided in subsection (d) shall be

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disbursed within 60 days after receipt by the circuit clerk as follows: 44.5% shall be disbursed to the entity authorized by law to receive the fine imposed in the case; 16.825% shall be disbursed to the State Treasurer; and 38.675% shall be disbursed to the county's general corporate fund. Of the 16.825% disbursed to the State Treasurer, 2/17 shall be deposited by the State Treasurer into the Violent Crime Victims Assistance Fund, 5.052/17 shall be deposited into the Traffic and Criminal Conviction Surcharge Fund, 3/17 shall be deposited into the Drivers Education Fund, and 6.948/17 shall be deposited into the Trauma Center Fund. Of the 6.948/17 deposited into the Trauma Center Fund from the 16.825% disbursed to the State Treasurer, 50% shall be disbursed to the Department of Public Health and 50% shall be disbursed to the Department of Public Aid. For fiscal year 1993, amounts deposited into the Violent Crime Victims Assistance Fund, the Traffic and Criminal Conviction Surcharge Fund, or the Drivers Education Fund shall not exceed 110% of the amounts deposited into those funds in fiscal year 1991. Any amount that exceeds the 110% limit shall be distributed as follows: 50% shall be disbursed to the county's general corporate fund and 50% shall be disbursed to the entity authorized by law to receive the fine imposed in the case. Not later than March 1 of each year the circuit clerk shall submit a report of the amount of funds remitted to the State Treasurer under this Section during the preceding year based upon independent verification of fines and fees. All counties shall be subject to this Section, except that counties with a population under 2,000,000 may, by ordinance, elect not to be subject to this Section. For offenses subject to this Section, judges shall impose one total sum of money payable for violations. The circuit clerk may add on no additional amounts except for amounts that are required by Sections 27.3a and 27.3c of this Act, unless those amounts are specifically waived by the judge. With respect to money collected by the circuit clerk as a result of forfeiture of bail, ex parte judgment or guilty plea pursuant to Supreme Court Rule 529, the circuit clerk shall first deduct and pay amounts required by Sections 27.3a and 27.3c of this Act. This Section is a denial and limitation of home rule powers and functions under subsection (h) of Section 6 of Article VII of the Illinois Constitution.

(b) In addition to any other fines and court costs assessed by the courts, any person convicted or receiving an order of supervision for driving under the influence of alcohol or drugs shall pay an additional fee of \$25 to the clerk of the circuit court. This amount, less 2 1/2% that shall be used to defray administrative costs incurred by the clerk, shall be remitted by the clerk to the Treasurer within 60 days after receipt for deposit into the Trauma Center Fund. This additional fee of \$25 shall not be considered a part of the fine for purposes of any reduction in the fine for time served either before or after sentencing. Not later than March 1 of each year the Circuit Clerk shall submit a report of the amount of funds remitted to the State Treasurer under this subsection during the preceding calendar year.

(c) In addition to any other fines and court costs assessed by the courts, any person convicted for a violation of Sections 24-1.1, 24-1.2, or 24-1.5 of the Criminal Code of 1961 or a person sentenced for a violation of the Cannabis Control Act or the Controlled Substance Act shall pay an additional fee of \$100 to the clerk of the circuit court. This amount, less 2 1/2% that shall be used to defray administrative costs incurred by the clerk, shall be remitted by the clerk to the Treasurer within 60 days after receipt for deposit into the Trauma Center Fund. This additional fee of \$100 shall not be considered a part of the fine for purposes of any reduction in the

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fine for time served either before or after sentencing. Not later than March 1 of each year the Circuit Clerk shall submit a report of the amount of funds remitted to the State Treasurer under this subsection during the preceding calendar year.

(d) The following amounts must be remitted to the State Treasurer for deposit into the Illinois Animal Abuse Fund:

(1) 50% of amounts collected for Class 4 felonies under subsection (a), paragraph (4) of subsection (b), and paragraphs (6), (7), (8.5), and (9) of subsection (c) of Section 16 of the Humane Care for Animals Act and Class 3 felonies under paragraph (5) of subsection (c) of Section 16 of that Act.

(2) 20% of amounts collected for Class A misdemeanors under subsection (a), paragraph (4) of subsection (b), and paragraphs (6) and (7) of subsection (c) of Section (16) of the Humane Care for Animals Act and Class B misdemeanors under paragraph (9) of subsection (c) of Section 16 of that Act.

(3) 20% of amounts collected for Class B misdemeanors under subsection (d) of Section 16 of the Humane Care for Animals Act.

(4) 50% of amounts collected for Class C misdemeanors under subsection (d) of Section 16 of the Humane Care for Animals Act.

(Source: P.A. 89-105, eff. 1-1-96; 89-234, eff. 1-1-96; 89-516, eff. 7-18-96; 89-626, eff. 8-9-96.)

Section 15. The Juvenile Court Act of 1987 is amended by changing Sections 5-615, 5-710, and 5-715 as follows:

(705 ILCS 405/5-615)

Sec. 5-615. Continuance under supervision.

(1) The court may enter an order of continuance under supervision for an offense other than first degree murder, a Class X felony or a forcible felony (a) upon an admission or stipulation by the appropriate respondent or minor respondent of the facts supporting the petition and before proceeding to adjudication, or after hearing the evidence at the trial, and (b) in the absence of objection made in open court by the minor, his or her parent, guardian, or legal custodian, the minor's attorney or the State's Attorney.

(2) If the minor, his or her parent, guardian, or legal custodian, the minor's attorney or State's Attorney objects in open court to any continuance and insists upon proceeding to findings and adjudication, the court shall so proceed.

(3) Nothing in this Section limits the power of the court to order a continuance of the hearing for the production of additional evidence or for any other proper reason.

(4) When a hearing where a minor is alleged to be a delinquent is continued pursuant to this Section, the period of continuance under supervision may not exceed 24 months. The court may terminate a continuance under supervision at any time if warranted by the conduct of the minor and the ends of justice.

(5) When a hearing where a minor is alleged to be delinquent is continued pursuant to this Section, the court may, as conditions of the continuance under supervision, require the minor to do any of the following:

- (a) not violate any criminal statute of any jurisdiction;
- (b) make a report to and appear in person before any person or agency as directed by the court;
- (c) work or pursue a course of study or vocational training;
- (d) undergo medical or psychotherapeutic treatment rendered by a therapist licensed under the provisions of the Medical Practice Act of 1987, the Clinical Psychologist Licensing Act, or the Clinical Social Work and Social Work Practice Act, or an

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entity licensed by the Department of Human Services as a successor to the Department of Alcoholism and Substance Abuse, for the provision of drug addiction and alcoholism treatment;

(e) attend or reside in a facility established for the instruction or residence of persons on probation;

(f) support his or her dependents, if any;

(g) pay costs;

(h) refrain from possessing a firearm or other dangerous weapon, or an automobile;

(i) permit the probation officer to visit him or her at his or her home or elsewhere;

(j) reside with his or her parents or in a foster home;

(k) attend school;

(l) attend a non-residential program for youth;

(m) contribute to his or her own support at home or in a foster home;

(n) perform some reasonable public or community service;

(o) make restitution to the victim, in the same manner and under the same conditions as provided in subsection (4) of Section 5-710, except that the "sentencing hearing" referred to in that Section shall be the adjudicatory hearing for purposes of this Section;

(p) comply with curfew requirements as designated by the court;

(q) refrain from entering into a designated geographic area except upon terms as the court finds appropriate. The terms may include consideration of the purpose of the entry, the time of day, other persons accompanying the minor, and advance approval by a probation officer;

(r) refrain from having any contact, directly or indirectly, with certain specified persons or particular types of persons, including but not limited to members of street gangs and drug users or dealers;

(r-5) undergo a medical or other procedure to have a tattoo symbolizing allegiance to a street gang removed from his or her body;

(s) refrain from having in his or her body the presence of any illicit drug prohibited by the Cannabis Control Act or the Illinois Controlled Substances Act, unless prescribed by a physician, and submit samples of his or her blood or urine or both for tests to determine the presence of any illicit drug; or

(t) comply with any other conditions as may be ordered by the court.

(6) A minor whose case is continued under supervision under subsection (5) shall be given a certificate setting forth the conditions imposed by the court. Those conditions may be reduced, enlarged, or modified by the court on motion of the probation officer or on its own motion, or that of the State's Attorney, or, at the request of the minor after notice and hearing.

(7) If a petition is filed charging a violation of a condition of the continuance under supervision, the court shall conduct a hearing. If the court finds that a condition of supervision has not been fulfilled, the court may proceed to findings and adjudication and disposition. The filing of a petition for violation of a condition of the continuance under supervision shall toll the period of continuance under supervision until the final determination of the charge, and the term of the continuance under supervision shall not run until the hearing and disposition of the petition for violation; provided where the petition alleges conduct that does not constitute a criminal offense, the hearing must be held within 30 days of the

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filing of the petition unless a delay shall continue the tolling of the period of continuance under supervision for the period of the delay.

(8) When a hearing in which a minor is alleged to be a delinquent for reasons that include a violation of Section 21-1.3 of the Criminal Code of 1961 is continued under this Section, the court shall, as a condition of the continuance under supervision, require the minor to perform community service for not less than 30 and not more than 120 hours, if community service is available in the jurisdiction. The community service shall include, but need not be limited to, the cleanup and repair of the damage that was caused by the alleged violation or similar damage to property located in the municipality or county in which the alleged violation occurred. The condition may be in addition to any other condition.

(8.5) When a hearing in which a minor is alleged to be a delinquent for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (d) of subsection (1) of Section 21-1 of the Criminal Code of 1961 is continued under this Section, the court shall, as a condition of the continuance under supervision, require the minor to undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The condition may be in addition to any other condition.

(9) When a hearing in which a minor is alleged to be a delinquent is continued under this Section, the court, before continuing the case, shall make a finding whether the offense alleged to have been committed either: (i) was related to or in furtherance of the activities of an organized gang or was motivated by the minor's membership in or allegiance to an organized gang, or (ii) is a violation of paragraph (13) of subsection (a) of Section 12-2 of the Criminal Code of 1961, a violation of any Section of Article 24 of the Criminal Code of 1961, or a violation of any statute that involved the unlawful use of a firearm. If the court determines the question in the affirmative the court shall, as a condition of the continuance under supervision and as part of or in addition to any other condition of the supervision, require the minor to perform community service for not less than 30 hours, provided that community service is available in the jurisdiction and is funded and approved by the county board of the county where the offense was committed. The community service shall include, but need not be limited to, the cleanup and repair of any damage caused by an alleged violation of Section 21-1.3 of the Criminal Code of 1961 and similar damage to property located in the municipality or county in which the alleged violation occurred. When possible and reasonable, the community service shall be performed in the minor's neighborhood. For the purposes of this Section, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act.

(10) The court shall impose upon a minor placed on supervision, as a condition of the supervision, a fee of \$25 for each month of supervision ordered by the court, unless after determining the inability of the minor placed on supervision to pay the fee, the court assesses a lesser amount. The court may not impose the fee on a minor who is made a ward of the State under this Act while the minor is in placement. The fee shall be imposed only upon a minor who is actively supervised by the probation and court services department. A court may order the parent, guardian, or legal custodian of the minor to pay some or all of the fee on the minor's behalf.

(Source: P.A. 90-590, eff. 1-1-99; 91-98; eff. 1-1-00; 91-332, eff.

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7-29-99; revised 10-7-99.)

(705 ILCS 405/5-710)

Sec. 5-710. Kinds of sentencing orders.

(1) The following kinds of sentencing orders may be made in respect of wards of the court:

(a) Except as provided in Sections 5-805, 5-810, 5-815, a minor who is found guilty under Section 5-620 may be:

(i) put on probation or conditional discharge and released to his or her parents, guardian or legal custodian, provided, however, that any such minor who is not committed to the Department of Corrections, Juvenile Division under this subsection and who is found to be a delinquent for an offense which is first degree murder, a Class X felony, or a forcible felony shall be placed on probation;

(ii) placed in accordance with Section 5-740, with or without also being put on probation or conditional discharge;

(iii) required to undergo a substance abuse assessment conducted by a licensed provider and participate in the indicated clinical level of care;

(iv) placed in the guardianship of the Department of Children and Family Services, but only if the delinquent minor is under 13 years of age;

(v) placed in detention for a period not to exceed 30 days, either as the exclusive order of disposition or, where appropriate, in conjunction with any other order of disposition issued under this paragraph, provided that any such detention shall be in a juvenile detention home and the minor so detained shall be 10 years of age or older. However, the 30-day limitation may be extended by further order of the court for a minor under age 13 committed to the Department of Children and Family Services if the court finds that the minor is a danger to himself or others. The minor shall be given credit on the sentencing order of detention for time spent in detention under Sections 5-501, 5-601, 5-710, or 5-720 of this Article as a result of the offense for which the sentencing order was imposed. The court may grant credit on a sentencing order of detention entered under a violation of probation or violation of conditional discharge under Section 5-720 of this Article for time spent in detention before the filing of the petition alleging the violation. A minor shall not be deprived of credit for time spent in detention before the filing of a violation of probation or conditional discharge alleging the same or related act or acts;

(vi) ordered partially or completely emancipated in accordance with the provisions of the Emancipation of Mature Minors Act;

(vii) subject to having his or her driver's license or driving privileges suspended for such time as determined by the court but only until he or she attains 18 years of age;

(viii) put on probation or conditional discharge and placed in detention under Section 3-6039 of the Counties Code for a period not to exceed the period of incarceration permitted by law for adults found guilty of the same offense or offenses for which the minor was adjudicated delinquent, and in any event no longer than upon attainment of age 21; this subdivision (viii) notwithstanding any contrary provision of the law; or

(ix) ordered to undergo a medical or other procedure

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to have a tattoo symbolizing allegiance to a street gang removed from his or her body.

(b) A minor found to be guilty may be committed to the Department of Corrections, Juvenile Division, under Section 5-750 if the minor is 13 years of age or older, provided that the commitment to the Department of Corrections, Juvenile Division, shall be made only if a term of incarceration is permitted by law for adults found guilty of the offense for which the minor was adjudicated delinquent. The time during which a minor is in custody before being released upon the request of a parent, guardian or legal custodian shall be considered as time spent in detention.

(c) When a minor is found to be guilty for an offense which is a violation of the Illinois Controlled Substances Act or the Cannabis Control Act and made a ward of the court, the court may enter a disposition order requiring the minor to undergo assessment, counseling or treatment in a substance abuse program approved by the Department of Human Services.

(2) Any sentencing order other than commitment to the Department of Corrections, Juvenile Division, may provide for protective supervision under Section 5-725 and may include an order of protection under Section 5-730.

(3) Unless the sentencing order expressly so provides, it does not operate to close proceedings on the pending petition, but is subject to modification until final closing and discharge of the proceedings under Section 5-750.

(4) In addition to any other sentence, the court may order any minor found to be delinquent to make restitution, in monetary or non-monetary form, under the terms and conditions of Section 5-5-6 of the Unified Code of Corrections, except that the "presentencing hearing" referred to in that Section shall be the sentencing hearing for purposes of this Section. The parent, guardian or legal custodian of the minor may be ordered by the court to pay some or all of the restitution on the minor's behalf, pursuant to the Parental Responsibility Law. The State's Attorney is authorized to act on behalf of any victim in seeking restitution in proceedings under this Section, up to the maximum amount allowed in Section 5 of the Parental Responsibility Law.

(5) Any sentencing order where the minor is committed or placed in accordance with Section 5-740 shall provide for the parents or guardian of the estate of the minor to pay to the legal custodian or guardian of the person of the minor such sums as are determined by the custodian or guardian of the person of the minor as necessary for the minor's needs. The payments may not exceed the maximum amounts provided for by Section 9.1 of the Children and Family Services Act.

(6) Whenever the sentencing order requires the minor to attend school or participate in a program of training, the truant officer or designated school official shall regularly report to the court if the minor is a chronic or habitual truant under Section 26-2a of the School Code.

(7) In no event shall a guilty minor be committed to the Department of Corrections, Juvenile Division for a period of time in excess of that period for which an adult could be committed for the same act.

(8) A minor found to be guilty for reasons that include a violation of Section 21-1.3 of the Criminal Code of 1961 shall be ordered to perform community service for not less than 30 and not more than 120 hours, if community service is available in the jurisdiction. The community service shall include, but need not be limited to, the cleanup and repair of the damage that was caused by

the violation or similar damage to property located in the municipality or county in which the violation occurred. The order may be in addition to any other order authorized by this Section.

(8.5) A minor found to be guilty for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (d) of subsection (1) of Section 21-1 of the Criminal Code of 1961 shall be ordered to undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The order may be in addition to any other order authorized by this Section.

(9) In addition to any other sentencing order, the court shall order any minor found to be guilty for an act which would constitute, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, aggravated criminal sexual abuse, or criminal sexual abuse if committed by an adult to undergo medical testing to determine whether the defendant has any sexually transmissible disease including a test for infection with human immunodeficiency virus (HIV) or any other identified causative agency of acquired immunodeficiency syndrome (AIDS). Any medical test shall be performed only by appropriately licensed medical practitioners and may include an analysis of any bodily fluids as well as an examination of the minor's person. Except as otherwise provided by law, the results of the test shall be kept strictly confidential by all medical personnel involved in the testing and must be personally delivered in a sealed envelope to the judge of the court in which the sentencing order was entered for the judge's inspection in camera. Acting in accordance with the best interests of the victim and the public, the judge shall have the discretion to determine to whom the results of the testing may be revealed. The court shall notify the minor of the results of the test for infection with the human immunodeficiency virus (HIV). The court shall also notify the victim if requested by the victim, and if the victim is under the age of 15 and if requested by the victim's parents or legal guardian, the court shall notify the victim's parents or the legal guardian, of the results of the test for infection with the human immunodeficiency virus (HIV). The court shall provide information on the availability of HIV testing and counseling at the Department of Public Health facilities to all parties to whom the results of the testing are revealed. The court shall order that the cost of any test shall be paid by the county and may be taxed as costs against the minor.

(10) When a court finds a minor to be guilty the court shall, before entering a sentencing order under this Section, make a finding whether the offense committed either: (a) was related to or in furtherance of the criminal activities of an organized gang or was motivated by the minor's membership in or allegiance to an organized gang, or (b) involved a violation of subsection (a) of Section 12-7.1 of the Criminal Code of 1961, a violation of any Section of Article 24 of the Criminal Code of 1961, or a violation of any statute that involved the wrongful use of a firearm. If the court determines the question in the affirmative, and the court does not commit the minor to the Department of Corrections, Juvenile Division, the court shall order the minor to perform community service for not less than 30 hours nor more than 120 hours, provided that community service is available in the jurisdiction and is funded and approved by the county board of the county where the offense was committed. The community service shall include, but need not be limited to, the cleanup and repair of any damage caused by a violation of Section 21-1.3 of the Criminal Code of 1961 and similar damage to property located in the municipality or county in which the violation occurred. When possible and reasonable, the community service shall

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be performed in the minor's neighborhood. This order shall be in addition to any other order authorized by this Section except for an order to place the minor in the custody of the Department of Corrections, Juvenile Division. For the purposes of this Section, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act.

(Source: P.A. 90-590, eff. 1-1-99; 91-98, eff. 1-1-00.)

(705 ILCS 405/5-715)

Sec. 5-715. Probation.

(1) The period of probation or conditional discharge shall not exceed 5 years or until the minor has attained the age of 21 years, whichever is less, except as provided in this Section for a minor who is found to be guilty for an offense which is first degree murder, a Class X felony or a forcible felony. The juvenile court may terminate probation or conditional discharge and discharge the minor at any time if warranted by the conduct of the minor and the ends of justice; provided, however, that the period of probation for a minor who is found to be guilty for an offense which is first degree murder, a Class X felony, or a forcible felony shall be at least 5 years.

(2) The court may as a condition of probation or of conditional discharge require that the minor:

- (a) not violate any criminal statute of any jurisdiction;
- (b) make a report to and appear in person before any person or agency as directed by the court;
- (c) work or pursue a course of study or vocational training;
- (d) undergo medical or psychiatric treatment, rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist or social work services rendered by a clinical social worker, or treatment for drug addiction or alcoholism;
- (e) attend or reside in a facility established for the instruction or residence of persons on probation;
- (f) support his or her dependents, if any;
- (g) refrain from possessing a firearm or other dangerous weapon, or an automobile;
- (h) permit the probation officer to visit him or her at his or her home or elsewhere;
- (i) reside with his or her parents or in a foster home;
- (j) attend school;
- (k) attend a non-residential program for youth;
- (l) make restitution under the terms of subsection (4) of Section 5-710;
- (m) contribute to his or her own support at home or in a foster home;
- (n) perform some reasonable public or community service;
- (o) participate with community corrections programs including unified delinquency intervention services administered by the Department of Human Services subject to Section 5 of the Children and Family Services Act;
- (p) pay costs;
- (q) serve a term of home confinement. In addition to any other applicable condition of probation or conditional discharge, the conditions of home confinement shall be that the minor:
  - (i) remain within the interior premises of the place designated for his or her confinement during the hours designated by the court;
  - (ii) admit any person or agent designated by the court into the minor's place of confinement at any time for purposes of verifying the minor's compliance with the

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conditions of his or her confinement; and

(iii) use an approved electronic monitoring device if ordered by the court subject to Article 8A of Chapter V of the Unified Code of Corrections;

(r) refrain from entering into a designated geographic area except upon terms as the court finds appropriate. The terms may include consideration of the purpose of the entry, the time of day, other persons accompanying the minor, and advance approval by a probation officer, if the minor has been placed on probation, or advance approval by the court, if the minor has been placed on conditional discharge;

(s) refrain from having any contact, directly or indirectly, with certain specified persons or particular types of persons, including but not limited to members of street gangs and drug users or dealers;

(s-5) undergo a medical or other procedure to have a tattoo symbolizing allegiance to a street gang removed from his or her body;

(t) refrain from having in his or her body the presence of any illicit drug prohibited by the Cannabis Control Act or the Illinois Controlled Substances Act, unless prescribed by a physician, and shall submit samples of his or her blood or urine or both for tests to determine the presence of any illicit drug;

or  
(u) comply with other conditions as may be ordered by the court.

(3) The court may as a condition of probation or of conditional discharge require that a minor found guilty on any alcohol, cannabis, or controlled substance violation, refrain from acquiring a driver's license during the period of probation or conditional discharge. If the minor is in possession of a permit or license, the court may require that the minor refrain from driving or operating any motor vehicle during the period of probation or conditional discharge, except as may be necessary in the course of the minor's lawful employment.

(3.5) The court shall, as a condition of probation or of conditional discharge, require that a minor found to be guilty and placed on probation for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (d) of subsection (1) of Section 21-1 of the Criminal Code of 1961 undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The condition may be in addition to any other condition.

(4) A minor on probation or conditional discharge shall be given a certificate setting forth the conditions upon which he or she is being released.

(5) The court shall impose upon a minor placed on probation or conditional discharge, as a condition of the probation or conditional discharge, a fee of \$25 for each month of probation or conditional discharge supervision ordered by the court, unless after determining the inability of the minor placed on probation or conditional discharge to pay the fee, the court assesses a lesser amount. The court may not impose the fee on a minor who is made a ward of the State under this Act while the minor is in placement. The fee shall be imposed only upon a minor who is actively supervised by the probation and court services department. The court may order the parent, guardian, or legal custodian of the minor to pay some or all of the fee on the minor's behalf.

(6) The General Assembly finds that in order to protect the public, the juvenile justice system must compel compliance with the

conditions of probation by responding to violations with swift, certain, and fair punishments and intermediate sanctions. The Chief Judge of each circuit shall adopt a system of structured, intermediate sanctions for violations of the terms and conditions of a sentence of supervision, probation or conditional discharge, under this Act.

The court shall provide as a condition of a disposition of probation, conditional discharge, or supervision, that the probation agency may invoke any sanction from the list of intermediate sanctions adopted by the chief judge of the circuit court for violations of the terms and conditions of the sentence of probation, conditional discharge, or supervision, subject to the provisions of Section 5-720 of this Act.

(Source: P.A. 90-590, eff. 1-1-99; 91-98, eff. 1-1-00.)

Section 20. The Criminal Code of 1961 is amended by changing Section 21-1 as follows:

(720 ILCS 5/21-1) (from Ch. 38, par. 21-1)

Sec. 21-1. Criminal damage to property.

(1) A person commits an illegal act when he:

(a) knowingly damages any property of another without his consent; or

(b) recklessly by means of fire or explosive damages property of another; or

(c) knowingly starts a fire on the land of another without his consent; or

(d) knowingly injures a domestic animal of another without his consent; or

(e) knowingly deposits on the land or in the building of another, without his consent, any stink bomb or any offensive smelling compound and thereby intends to interfere with the use by another of the land or building; or

(f) damages any property, other than as described in subsection (b) of Section 20-1, with intent to defraud an insurer; or

(g) knowingly shoots a firearm at any portion of a railroad train.

When the charge of criminal damage to property exceeding a specified value is brought, the extent of the damage is an element of the offense to be resolved by the trier of fact as either exceeding or not exceeding the specified value.

(2) The acts described in items (a), (b), (c), (e), and through (f) are Class A misdemeanors if the damage to property does not exceed \$300. The acts described in items (a), (b), (c), (e), and through (f) are Class 4 felonies if the damage to property does not exceed \$300 if the damage occurs to property of a school or place of worship. The act described in item (d) is a Class 4 felony if the damage to property does not exceed \$10,000. The act described in item (g) is a Class 4 felony. The acts described in items (a), (b), (c), (e), and through (f) are Class 4 felonies if the damage to property exceeds \$300 but does not exceed \$10,000. The acts described in items (a) through (f) are Class 3 felonies if the damage to property exceeds \$300 but does not exceed \$10,000 if the damage occurs to property of a school or place of worship. The acts described in items (a) through (f) are Class 3 felonies if the damage to property exceeds \$10,000 but does not exceed \$100,000. The acts described in items (a) through (f) are Class 2 felonies if the damage to property exceeds \$10,000 but does not exceed \$100,000 if the damage occurs to property of a school or place of worship. The acts described in items (a) through (f) are Class 2 felonies if the damage to property exceeds \$100,000. The acts described in items (a)

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through (f) are Class 1 felonies if the damage to property exceeds \$100,000 and the damage occurs to property of a school or place of worship. If the damage to property exceeds \$10,000, the court shall impose upon the offender a fine equal to the value of the damages to the property.

(3) In addition to any other sentence that may be imposed, a court shall order any person convicted of criminal damage to property to perform community service for not less than 30 and not more than 120 hours, if community service is available in the jurisdiction and is funded and approved by the county board of the county where the offense was committed. In addition, whenever any person is placed on supervision for an alleged offense under this Section, the supervision shall be conditioned upon the performance of the community service.

This subsection does not apply when the court imposes a sentence of incarceration.

(Source: P.A. 91-360, eff. 7-29-99.)

Section 25. The State Finance Act is amended by adding Section 5.545 as follows:

(30 ILCS 105/5.545 new)

Sec. 5.545. The Illinois Animal Abuse Fund.

Section 30. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

Section 99. Effective date. This Act takes effect on January 1, 2002."

Submitted on May 31, 2001.

s/Sen. Larry Bomke  
s/Sen. Todd Sieben  
s/Sen. Frank Watson  
s/Sen. William L. O'Daniel  
s/Sen. Robert Molaro

Committee for the Senate

s/Rep. Thomas Dart  
s/Rep. Mary Kay O'Brien  
Rep. Barbara Flynn Currie  
Rep. Art Tenhouse  
Rep. Dan Rutherford

Committee for 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 adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 435

Adopted by the House, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

92ND GENERAL ASSEMBLY  
 FIRST CONFERENCE COMMITTEE REPORT  
 ON SENATE BILL 435

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 435, recommend the following:

- (1) that the House recede from House Amendment No. 1; and
- (2) that Senate Bill 435 be amended as follows: by deleting lines 4 through 31 on page 1, all of pages 2 through 5, and lines 1 through 3 on page 6.

Submitted on May 31, 2001.

s/Sen. Kathleen Parker  
s/Sen. Carl Hawkinson  
s/Sen. Ed Petka

s/Rep. Lou Lang  
s/Rep. Barbara Flynn Currie  
s/Rep. Mary Kay O'Brien

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s/Sen. John Cullerton  
s/Sen. Barack Obama  
 Committee for the Senate

s/Rep. Art Tenhouse  
s/Rep. Patricia Lindner  
 Committee for 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 their amendments to a bill of the following title, to-wit:

HOUSE BILL 263

A bill for AN ACT in relation to local governments.

Which amendments are as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 263.

Senate Amendment No. 2 to HOUSE BILL NO. 263.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 279

A bill for AN ACT concerning emergency medical dispatches.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 279.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 2125

A bill for AN ACT concerning general obligation bonds.

Which amendment is as follows:

Senate Amendment No. 2 to HOUSE BILL NO. 2125.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 2157

A bill for AN ACT in relation to public employee benefits.

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Which amendment is as follows:  
Senate Amendment No. 1 to HOUSE BILL NO. 2157.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 2367  
A bill for AN ACT in relation to public employee benefits.

Which amendment is as follows:  
Senate Amendment No. 1 to HOUSE BILL NO. 2367.

Concurred in by the House, May 31, 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 their amendments to a bill of the following title, to-wit:

HOUSE BILL 2432  
A bill for AN ACT in relation to housing.

Which amendments are as follows:  
Senate Amendment No. 1 to HOUSE BILL NO. 2432.  
Senate Amendment No. 2 to HOUSE BILL NO. 2432.  
Senate Amendment No. 4 to HOUSE BILL NO. 2432.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 2844  
A bill for AN ACT in relation to criminal law.

Which amendment is as follows:  
Senate Amendment No. 1 to HOUSE BILL NO. 2844.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

[Nov. 7, 2001]

HOUSE BILL 2845

A bill for AN ACT in relation to criminal law.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 2845.

Concurred in by the House, May 31, 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 their amendments to a bill of the following title, to-wit:

HOUSE BILL 2900

A bill for AN ACT relating to telecommunications.

Which amendments are as follows:

Senate Amendment No. 3 to HOUSE BILL NO. 2900.

Senate Amendment No. 4 to HOUSE BILL NO. 2900.

Concurred in by the House, May 31, 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 their amendments to a bill of the following title, to-wit:

HOUSE BILL 3050

A bill for AN ACT relating to schools.

Which amendments are as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 3050.

Senate Amendment No. 2 to HOUSE BILL NO. 3050.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 3440

A bill for AN ACT making appropriations.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 3440.

Concurred in by the House, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

[Nov. 7, 2001]

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

HOUSE BILL 3489

A bill for AN ACT concerning bonds.

Which amendment is as follows:

Senate Amendment No. 2 to HOUSE BILL NO. 3489.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 3491

A bill for AN ACT in relation to State government.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 3491.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 3493

A bill for AN ACT in relation to State government.

Which amendment is as follows:

Senate Amendment No. 2 to HOUSE BILL NO. 3493.

Concurred in by the House, May 31, 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 their amendment to a bill of the following title, to-wit:

HOUSE BILL 3566

A bill for AN ACT concerning schools.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 3566.

Concurred in by the House, May 31, 2001.

ANTHONY D. ROSSI, Clerk of the House

INTRODUCTION OF BILLS

[Nov. 7, 2001]

SENATE BILL NO. 1525. Introduced by Senator Trotter, a bill for AN ACT in relation to taxation.

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

SENATE BILL NO. 1526. Introduced by Senator L. Madigan, a bill for AN ACT in relation to criminal law.

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

SENATE BILL NO. 1527. Introduced by Senator Demuzio, a bill for AN ACT in relation to alcoholic liquor.

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

SENATE BILL NO. 1528. Introduced by Senator Woolard, a bill for AN ACT in relation to vehicles.

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

#### JOINT ACTION MOTION FILED

The following Joint Action Motion to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Rules:

Motion to Concur in House Amendment 1 to Senate Bill 989

#### PRESENTATION OF RESOLUTIONS

##### SENATE RESOLUTION NO. 176

Offered by Senator Demuzio and all Senators:  
Mourns the death of Henry L. Ugo, Jr. of Wilsonville.

##### SENATE RESOLUTION NO. 177

Offered by Senator Shadid and all Senators:  
Mourns the death of Ann Landwirth Nickoll formerly of Peoria.

##### SENATE RESOLUTION NO. 178

Offered by Senator Hawkinson and all Senators:  
Mourns the death of Stanley Talbot of Cambridge.

##### SENATE RESOLUTION NO. 179

Offered by Senator Shaw and all Senators:  
Mourns the death of Richard Purham of Chicago.

##### SENATE RESOLUTION NO. 180

Offered by Senator Noland and all Senators:  
Mourns the death of Kenneth George "Skip" Knop of Stewardson.

##### SENATE RESOLUTION NO. 181

Offered by Senator Link and all Senators:  
Mourns the death of David L. Amory of Lake Bluff.

##### SENATE RESOLUTION NO. 182

Offered by Senator Link and all Senators:  
Mourns the death of Edward R. "Midge" Bunk of North Chicago.

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SENATE RESOLUTION NO. 183

Offered by Senator Link and all Senators:  
Mourns the death of Nello Campagni of Highwood.

SENATE RESOLUTION NO. 184

Offered by Senator Link and all Senators:  
Mourns the death of Louis "Jake" Redmond of Lake Forest.

SENATE RESOLUTION NO. 185

Offered by Senator Link and all Senators:  
Mourns the death of Nicholas J. Schutz, Sr. of Mundelein.

SENATE RESOLUTION NO. 186

Offered by Senator Dillard and all Senators:  
Mourns the death of Frank J. Baum, Jr. of Woodridge.

SENATE RESOLUTION NO. 187

Offered by Senator Dillard and all Senators:  
Mourns the death of Leonard G. Jensen of Hinsdale.

SENATE RESOLUTION NO. 188

Offered by Senator O'Malley and all Senators:  
Mourns the death of the Reverend John M. Crosby of Palos Heights.

SENATE RESOLUTION NO. 189

Offered by Senator Geo-Karis and all Senators:  
Mourns the death of Marjorie F. Ashton of Zion.

SENATE RESOLUTION NO. 190

Offered by Senator E. Jones and all Senators:  
Mourns the death of Sidney Boyce, Sr. of Chicago.

SENATE RESOLUTION NO. 191

Offered by Senator Shadid and all Senators:  
Mourns the death of former Illinois State Representative James  
Von Boeckman of Pekin.

SENATE RESOLUTION NO. 192

Offered by Senator Geo-Karis and all Senators:  
Mourns the death of Judge Minard E. Hulse of Waukegan.

SENATE RESOLUTION NO. 193

Offered by Senator Link and all Senators:  
Mourns the death of Lyle T. Bradley of North Chicago.

SENATE RESOLUTION NO. 194

Offered by Senator Lightford and all Senators:  
Mourns the death of Rosie Lee Jackson-Lattin of Bellwood.

SENATE RESOLUTION NO. 195

Offered by Senator E. Jones and all Senators:  
Mourns the death of Reverend Dr. Wilfred Reid of Chicago.

SENATE RESOLUTION NO. 196

Offered by Senators Hawkinson - Shadid and all Senators:  
Mourns the death of former Illinois State Representative Fred J.  
Tuerk of Peoria.

SENATE RESOLUTION NO. 197

Offered by Senator Link and all Senators:

[Nov. 7, 2001]

Mourns the death of Margaret B. Kaiser of Waukegan.

**SENATE RESOLUTION NO. 198**

Offered by Senator Link and all Senators:  
Mourns the death of Lawrence R. Temple of Lake Forest.

**SENATE RESOLUTION NO. 199**

Offered by Senator Hendon and all Senators:  
Mourns the death of Atha Hurt of Chicago.

**SENATE RESOLUTION NO. 200**

Offered by Senator O'Malley and all Senators:  
Mourns the death of Dr. Frank J. Wall, Jr. of Palos Heights.

**SENATE RESOLUTION NO. 201**

Offered by Senator Dillard and all Senators:  
Mourns the death of Judy Ann Rivard of Downers Grove.

**SENATE RESOLUTION NO. 202**

Offered by Senator Hawkinson and all Senators:  
Mourns the death of Edward F. Welch of Galesburg.

**SENATE RESOLUTION NO. 203**

Offered by Senator Clayborne and all Senators:  
Mourns the death of Eleanor Twyla Walls Tanner of East St. Louis.

**SENATE RESOLUTION NO. 204**

Offered by Senator Silverstein and all Senators:  
Mourns the death of Albert Weinberg of Wilmette.

**SENATE RESOLUTION NO. 205**

Offered by Senator Silverstein and all Senators:  
Mourns the death of Joseph K. Brown of Lincoln.

**SENATE RESOLUTION NO. 206**

Offered by Senator Noland and all Senators:  
Mourns the death of Judge Rodney Armstrong Scott of Decatur.

**SENATE RESOLUTION NO. 207**

Offered by Senators Shadid - Hawkinson and all Senators:  
Mourns the death of Donan "Jim" Faulkner, Jr. of Peoria.

**SENATE RESOLUTION NO. 208**

Offered by Senator Clayborne and all Senators:  
Mourns the death of Joseph E. Thomas of Belleville.

**SENATE RESOLUTION NO. 209**

Offered by Senator Dillard and all Senators:  
Mourns the death of Jeffrey P. Mladenik of Hinsdale.

**SENATE RESOLUTION NO. 210**

Offered by Senator Clayborne and all Senators:  
Mourns the death of Eugene Joseph "Gene" Karban of Belleville.

**SENATE RESOLUTION NO. 211**

Offered by Senator Silverstein and all Senators:  
Mourns the death of Rebbetzin Ella Soloveichik of Chicago.

**SENATE RESOLUTION NO. 212**

Offered by Senator Silverstein and all Senators:

[Nov. 7, 2001]

Mourns the death of Rabbi Ahron Soloveichik of Chicago.

SENATE RESOLUTION NO. 213

Offered by Senator Shaw and all Senators:  
Mourns the death of Lisa Antionette Jackson of Chicago.

SENATE RESOLUTION NO. 214

Offered by Senator Shaw and all Senators:  
Mourns the death of Denise Johnson of Chicago.

SENATE RESOLUTION NO. 215

Offered by Senator E. Jones and all Senators:  
Mourns the death of Alderman Lorraine L. Dixon of Chicago.

SENATE RESOLUTION NO. 216

Offered by Senator O'Malley and all Senators:  
Mourns the death of Michael Joseph Duggan, Sr. of Hinsdale.

SENATE RESOLUTION NO. 217

Offered by Senators Shadid - O'Daniel and all Senators:  
Mourns the death of Judith Mudd of Peoria.

SENATE RESOLUTION NO. 218

Offered by Senator Link and all Senators:  
Mourns the death of Samuel M. Lomonaco of Waukegan.

SENATE RESOLUTION NO. 219

Offered by Senator Noland and all Senators:  
Mourns the death of James D. Flach of Warrensburg.

SENATE RESOLUTION NO. 220

Offered by Senator Parker and all Senators:  
Mourns the death of Chicago Sports Personality Tim Weigel.

SENATE RESOLUTION NO. 221

Offered by Senator Parker and all Senators:  
Mourns the death of Betty Nicolai of Des Plaines.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

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

SENATE JOINT RESOLUTION NO. 43

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 Sections 1, 2, and 3 of Article IV of the Illinois Constitution as follows:

ARTICLE IV  
THE LEGISLATURE

(ILCON Art. IV, Sec. 1)

SECTION 1. LEGISLATURE - POWER AND STRUCTURE

The legislative power is vested in a General Assembly consisting of a Senate and a House of Representatives, elected by the electors from 59 Legislative Districts and 39 ~~118~~ Representative Districts.

[Nov. 7, 2001]

(Source: Amendment adopted at general election November 4, 1980.)

(ILCON Art. IV, Sec. 2)

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

~~(b) In 2004 and every two years thereafter, three Representatives Each--Legislative-District shall be divided into two Representative-Districts.-In-1982 and every two years thereafter--one Representative shall be elected from each Representative District for a term of two years. No political party shall limit its nominations to less than three candidates for Representatives in any Representative District. In elections for Representatives, including those for nomination, each elector may cast three votes for one candidate or distribute them equally among no more than three candidates. The candidates highest in votes shall be declared elected.~~

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

(ILCON Art. IV, Sec. 3)

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population.

(b) In 2003, the General Assembly by law shall redistrict the Representative Districts using the 2000 Federal decennial census. Thereafter, in the year following each Federal decennial census year, the General Assembly by law shall redistrict the Legislative Districts and the Representative Districts.

[Nov. 7, 2001]

If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party.

The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly.

The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission.

Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.

If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.

Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.

Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.

An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.

The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

(Source: Amendment adopted at general election November 4, 1980.)

#### SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to the election of Representatives in 2004 and thereafter.

#### MOTIONS IN WRITING

Senator O'Malley submitted the following Motion in Writing:

I move that Senate Bill No. 635 do pass, the veto of the Governor to the contrary notwithstanding.

DATE: November 7, 2001

Patrick J. O'Malley  
Senator

Senator O'Malley submitted the following Motion in Writing:

I move that Senate Bill No. 1294 do pass, the veto of the Governor to the contrary notwithstanding.

DATE: November 7, 2001

Patrick J. O'Malley  
Senator

[Nov. 7, 2001]

Senator O'Malley submitted the following Motion in Writing:

I move that Senate Bill No. 1304 do pass, the veto of the Governor to the contrary notwithstanding.

DATE: November 7, 2001

Patrick J. O'Malley  
Senator

Senator O'Malley submitted the following Motion in Writing:

I move that Senate Bill No. 1522 do pass, the veto of the Governor to the contrary notwithstanding.

DATE: November 7, 2001

Patrick J. O'Malley  
Senator

Senator Dudycz submitted the following Motion in Writing:

I move that Senate Bill No. 720 do pass, the veto of the Governor to the contrary notwithstanding.

DATE: November 7, 2001

Walter Dudycz  
Senator

Senator Cullerton submitted the following Motion in Writing:

I move to accept the specific recommendations of the Governor as to Senate Bill 647 in manner and form as follows:

AMENDMENT TO SENATE BILL 647

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 647 as follows:

on page 1, line 28, by inserting before the period the following:

"or when the alcohol concentration in the person's blood or breath is 0.04 or more based on the definition of blood and breath units contained in Section 11-501.2 of the Illinois Vehicle Code"; and

on page 1, line 29, by replacing "or act as a crew member of" with "~~or-act-as-a-crew-member-of~~".

DATE: November 7, 2001

John Cullerton  
Senator

Senator Radogno submitted the following Motion in Writing:

I move to accept the specific recommendations of the Governor as to Senate Bill 1493 in manner and form as follows:

AMENDMENT TO SENATE BILL 1493

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1493 on page 8, by replacing lines 4 through 6 with the following:

"4 shall be valid for a period not to exceed one year. On and after January 1, 2002, however, to enable the Department to".

DATE: November 7, 2001

Christine Radogno  
Senator

The foregoing Motions in Writing were filed with the Secretary and placed on the Senate Calendar.

[Nov. 7, 2001]

## RESOLUTIONS CONSENT CALENDAR

## SENATE RESOLUTION NO. 176

Offered by Senator Demuzio and all Senators:  
Mourns the death of Henry L. Ugo, Jr. of Wilsonville.

## SENATE RESOLUTION NO. 177

Offered by Senator Shadid and all Senators:  
Mourns the death of Ann Landwirth Nickoll formerly of Peoria.

## SENATE RESOLUTION NO. 178

Offered by Senator Hawkinson and all Senators:  
Mourns the death of Stanley Talbot of Cambridge.

## SENATE RESOLUTION NO. 179

Offered by Senator Shaw and all Senators:  
Mourns the death of Richard Purham of Chicago.

## SENATE RESOLUTION NO. 180

Offered by Senator Noland and all Senators:  
Mourns the death of Kenneth George "Skip" Knop of Stewardson.

## SENATE RESOLUTION NO. 181

Offered by Senator Link and all Senators:  
Mourns the death of David L. Amory of Lake Bluff.

## SENATE RESOLUTION NO. 182

Offered by Senator Link and all Senators:  
Mourns the death of Edward R. "Midge" Bunk of North Chicago.

## SENATE RESOLUTION NO. 183

Offered by Senator Link and all Senators:  
Mourns the death of Nello Campagni of Highwood.

## SENATE RESOLUTION NO. 184

Offered by Senator Link and all Senators:  
Mourns the death of Louis "Jake" Redmond of Lake Forest.

## SENATE RESOLUTION NO. 185

Offered by Senator Link and all Senators:  
Mourns the death of Nicholas J. Schutz, Sr. of Mundelein.

## SENATE RESOLUTION NO. 186

Offered by Senator Dillard and all Senators:  
Mourns the death of Frank J. Baum, Jr. of Woodridge.

## SENATE RESOLUTION NO. 187

Offered by Senator Dillard and all Senators:  
Mourns the death of Leonard G. Jensen of Hinsdale.

## SENATE RESOLUTION NO. 188

Offered by Senator O'Malley and all Senators:  
Mourns the death of the Reverend John M. Crosby of Palos Heights.

## SENATE RESOLUTION NO. 189

Offered by Senator Geo-Karis and all Senators:  
Mourns the death of Marjorie F. Ashton of Zion.

## SENATE RESOLUTION NO. 190

Offered by Senator E. Jones and all Senators:

[Nov. 7, 2001]

Mourns the death of Sidney Boyce, Sr. of Chicago.

SENATE RESOLUTION NO. 191

Offered by Senator Shadid and all Senators:  
Mourns the death of former Illinois State Representative James  
Von Boeckman of Pekin.

SENATE RESOLUTION NO. 192

Offered by Senator Geo-Karis and all Senators:  
Mourns the death of Judge Minard E. Hulse of Waukegan.

SENATE RESOLUTION NO. 193

Offered by Senator Link and all Senators:  
Mourns the death of Lyle T. Bradley of North Chicago.

SENATE RESOLUTION NO. 194

Offered by Senator Lightford and all Senators:  
Mourns the death of Rosie Lee Jackson-Lattin of Bellwood.

SENATE RESOLUTION NO. 195

Offered by Senator E. Jones and all Senators:  
Mourns the death of Reverend Dr. Wilfred Reid of Chicago.

SENATE RESOLUTION NO. 196

Offered by Senators Hawkinson - Shadid and all Senators:  
Mourns the death of former Illinois State Representative Fred J.  
Tuerk of Peoria.

SENATE RESOLUTION NO. 197

Offered by Senator Link and all Senators:  
Mourns the death of Margaret B. Kaiser of Waukegan.

SENATE RESOLUTION NO. 198

Offered by Senator Link and all Senators:  
Mourns the death of Lawrence R. Temple of Lake Forest.

SENATE RESOLUTION NO. 199

Offered by Senator Hendon and all Senators:  
Mourns the death of Atha Hurt of Chicago.

SENATE RESOLUTION NO. 200

Offered by Senator O'Malley and all Senators:  
Mourns the death of Dr. Frank J. Wall, Jr. of Palos Heights.

SENATE RESOLUTION NO. 201

Offered by Senator Dillard and all Senators:  
Mourns the death of Judy Ann Rivard of Downers Grove.

SENATE RESOLUTION NO. 202

Offered by Senator Hawkinson and all Senators:  
Mourns the death of Edward F. Welch of Galesburg.

SENATE RESOLUTION NO. 203

Offered by Senator Clayborne and all Senators:  
Mourns the death of Eleanor Twyla Walls Tanner of East St. Louis.

SENATE RESOLUTION NO. 204

Offered by Senator Silverstein and all Senators:  
Mourns the death of Albert Weinberg of Wilmette.

[Nov. 7, 2001]

## SENATE RESOLUTION NO. 205

Offered by Senator Silverstein and all Senators:  
Mourns the death of Joseph K. Brown of Lincoln.

## SENATE RESOLUTION NO. 206

Offered by Senator Noland and all Senators:  
Mourns the death of Judge Rodney Armstrong Scott of Decatur.

## SENATE RESOLUTION NO. 207

Offered by Senators Shadid - Hawkinson and all Senators:  
Mourns the death of Donan "Jim" Faulkner, Jr. of Peoria.

## SENATE RESOLUTION NO. 208

Offered by Senator Clayborne and all Senators:  
Mourns the death of Joseph E. Thomas of Belleville.

## SENATE RESOLUTION NO. 209

Offered by Senator Dillard and all Senators:  
Mourns the death of Jeffrey P. Mladenik of Hinsdale.

## SENATE RESOLUTION NO. 210

Offered by Senator Clayborne and all Senators:  
Mourns the death of Eugene Joseph "Gene" Karban of Belleville.

## SENATE RESOLUTION NO. 211

Offered by Senator Silverstein and all Senators:  
Mourns the death of Rebbetzin Ella Soloveichik of Chicago.

## SENATE RESOLUTION NO. 212

Offered by Senator Silverstein and all Senators:  
Mourns the death of Rabbi Ahron Soloveichik of Chicago.

## SENATE RESOLUTION NO. 213

Offered by Senator Shaw and all Senators:  
Mourns the death of Lisa Antionette Jackson of Chicago.

## SENATE RESOLUTION NO. 214

Offered by Senator Shaw and all Senators:  
Mourns the death of Denise Johnson of Chicago.

## SENATE RESOLUTION NO. 215

Offered by Senator E. Jones and all Senators:  
Mourns the death of Alderman Lorraine L. Dixon of Chicago.

## SENATE RESOLUTION NO. 216

Offered by Senator O'Malley and all Senators:  
Mourns the death of Michael Joseph Duggan, Sr. of Hinsdale.

## SENATE RESOLUTION NO. 217

Offered by Senators Shadid - O'Daniel and all Senators:  
Mourns the death of Judith Mudd of Peoria.

## SENATE RESOLUTION NO. 218

Offered by Senator Link and all Senators:  
Mourns the death of Samuel M. Lomonaco of Waukegan.

## SENATE RESOLUTION NO. 219

Offered by Senator Noland and all Senators:  
Mourns the death of James D. Flach of Warrensburg.

[Nov. 7, 2001]

SENATE RESOLUTION NO. 220

Offered by Senator Parker and all Senators:  
Mourns the death of Chicago Sports Personality Tim Weigel.

SENATE RESOLUTION NO. 221

Offered by Senator Parker and all Senators:  
Mourns the death of Betty Nicolai of Des Plaines.

Senator Philip moved the adoption of the foregoing resolutions.  
The motion prevailed.  
And the resolutions were adopted.

Senator Karpel announced that there will be a Republican caucus immediately upon adjournment.

COMMUNICATION

ILLINOIS STATE SENATE

Senator Vince Demuzio  
Assistant Democratic Leader

November 7, 2001

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

Dear Mr. Secretary:

I would like the journal to so reflect that Senator William Shaw and Senator Carol Ronen were absent today, November 7, 2001, due to illness.

Sincerely,

s/Vince Demuzio  
Assistant Democratic  
Leader  
49th District

At the hour of 1:11 o'clock p.m., pursuant to Senate Joint Resolution No. 41, the Chair announced the Senate stand adjourned until Tuesday, November 13, 2001 at 12:00 o'clock noon.

[Nov. 7, 2001]