

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-SIXTH GENERAL ASSEMBLY**

**67TH LEGISLATIVE DAY**

**PERFUNCTORY SESSION**

**MONDAY, JUNE 22, 2009**

**12:05 O'CLOCK P.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
67th Legislative Day**

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The House of Representatives met in Perfunctory Session pursuant to notice from the Speaker.

## REPORTS

The Clerk of the House acknowledges receipt of the following correspondence:

Analysis of Investment Fee Savings and Transition Costs due to Potential Consolidation into Illinois Public Employees Retirement System (ILPERS), May 2009, submitted by Commission on Government Forecasting and Accountability on June 2, 2009.

2008 Suicide Prevention Report, submitted by Department of Public Health on June 2, 2009.

Legislative Bi-Annual Report, submitted by Public Building Commission of Chicago on June 2, 2009.

Consolidation and Reorganization of Activities, submitted by Public Safety Shared Services Center on June 2, 2009.

Financial Audit of ROE 20, submitted by Office of the Auditor General on June 5, 2009.

Compliance Examination of the Department of Transportation, submitted by Office of the Auditor General on June 5, 2009.

Financial Audit of the Department of Transportation, submitted by Office of the Auditor General on June 5, 2009.

Financial Audit of ROE 43, submitted by Office of the Auditor General on June 5, 2009.

Financial Audit and Compliance Examination of Department of Central Management Services, submitted by Office of the Auditor General on June 5, 2009.

Special Limited Scope Compliance Examination of Southwestern Illinois Development Authority, submitted by Office of the Auditor General on June 5, 2009.

Notification of possible Breach of Security, submitted by Northern Illinois University on June 9, 2009.

Excellence in Academic Medicine Payments for FY 2009, submitted by Department of Public Health and Department of Healthcare and Family Services on June 10, 2009.

Quarterly Report, April 2009, submitted by Department of Corrections on June 10, 2009.

Compliance Examination of the Historic Preservation Agency, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit for ROE 54, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit and Compliance Examination of Kankakee River Valley Area Airport Authority, submitted by Office of the Auditor General on June 12, 2009.

Compliance Examination of the Illinois Finance Authority, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit of the Illinois Finance Authority, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit and Compliance Examination of the Department of Financial and Professional Regulation, submitted by Office of the Auditor General on June 12, 2009.

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Financial Audit of Capital Asset Account and Compliance Examination of the Department of Natural Resources, submitted by Office of the Auditor General on June 12, 2009.

Management Audit of the Department of Central Management Services' 2008 Joint Procurements of Bulk Rock Salt, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit of ROE 14, submitted by Office of the Auditor General on June 12, 2009.

Financial Audit of ROE 10, submitted by Office of the Auditor General on June 12, 2009.

Annual Report for the Economic Development for a Growing Economy (EDGE) Tax Credit Program, 2008, submitted by Department of Commerce and Economic Opportunity on June 15, 2009.

Report of Annual Capital Expenditures, 2007, submitted by Illinois Health Facilities Planning Board and the Department of Public Health on June 18, 2009.

### LETTERS OF TRANSMITTAL

June 22, 2009

Mark Mahoney  
Chief Clerk of the House  
402 State House  
Springfield, IL 62706

Dear Clerk Mahoney:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will be in Perfunctory Session on Monday, June 22, 2009.

If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

### Memorandum

June 18, 2009

To: All House Members

From: Speaker Michael J. Madigan

Re: Tuesday, June 23, 2009

Please be advised Governor Quinn informed the legislative leaders at a meeting earlier this week, that he will call a Special Session for Tuesday, June 23, 2009 at 2 p.m.

Members should plan to return to Springfield for Session on Tuesday, June 23 and be prepared to stay for several days.

If you have any questions, please contact Tim Mapes, 217-782-6360.

June 3, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Please be advised that pursuant to House Joint Resolution 65, I have appointed the following two members to the **Pension System Modernization Task Force**.

Representative Roger Eddy  
Representative Raymond Poe

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/Tom Cross  
House Republican Leader

June 8, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Mr. Clerk:

I appoint Representative Ken Dunkin to serve as the Chair of the 96<sup>th</sup> General Assembly House Committee on Tourism and Conventions.

This appointment is effective immediately.

With kindest personal regards, I remain

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 8, 2009

Ms. Jacqueline Price  
Director, Index Division

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Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Please be advised that pursuant to Public Act 93-0617, I am **re-appointing Representative Beth Coulson** to serve a full-term on the **LEGISLATIVE ETHICS COMMISSION**.

This appointment is effective July 1, 2009 after her current term expires. If you have any questions regarding this matter, please feel free to Scott Reimers at 782-9602.

Sincerely,  
s/Tom Cross  
House Republican Leader

June 15, 2009

Jacqueline Price  
Director, Index Division  
OFFICE OF SECRETARY OF STATE  
111 East Monroe  
Springfield, IL 62706

Dear Ms. Price:

I appoint Representative Susana Mendoza to serve on the **Joint Task Force on Breeders and Pet Stores** (SJR 56).

This appointment is effective immediately.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 15, 2009

Jacqueline Price  
Director, Index Division  
OFFICE OF SECRETARY OF STATE  
111 East Monroe  
Springfield, IL 62706

Dear Ms. Price:

I appoint Representative Karen May to serve on the **Task Force to investigate how to retrofit 3 public schools in the State of Illinois to achieve LEED certification** (HJR 45).

This appointment is effective immediately.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 16, 2009

Jacqueline Price  
Director, Index Division  
OFFICE OF SECRETARY OF STATE  
111 East Monroe  
Springfield, IL 62706

Dear Ms. Price:

House Resolution 95 creates the **Task Force on the Licensure of Naturopathic Physicians** within the Department of Financial and Professional Regulation.

Representatives Dan Reitz, Pat Verschoore, and Brandon Phelps are appointed.  
Representative Dan Reitz will serve as Chair.

These appointments are effective immediately.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 18, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:

Pursuant to HR 95 please appoint the following to the Task Force on the Licensure of Naturopathic Physicians:

Representative Skip Saviano  
Representative Renée Kosel  
Representative Ed Sullivan

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

June 22, 2009

Jacqueline Price

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Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Ms. Price:

House Joint Resolution 6 created the School Transportation Task Force. I appoint Representatives Elaine Nekritz and Mike Smith to this Task Force.

These appointments are effective immediately.

Please contact Tim Mapes, my Chief of Staff, at 782-6360 for further information.

With kindest personal regards, I remain.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 22, 2009

Jacqueline Price  
Director, Index Division  
OFFICE OF SECRETARY OF STATE  
111 East Monroe  
Springfield, IL 62706

Dear Ms. Price:

Public Act 95-0736 created the **Task Force on Servicemember and Veterans Education**. I appoint Representative Linda Chapa LaVia to this Task Force.

Please contact Tim Mapes, my Chief of Staff, at 782-6360 for further information.

With kindest personal regards, I remain.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

June 18, 2009

Ms. Jacqueline Price  
Director, Index Division  
Secretary of State  
111 East Monroe  
Springfield, IL 62706

Dear Director Price:



Pursuant to HJR 50, please appoint Representative Beth Coulson to the **Illinois Part C Early Intervention Taskforce**.

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,  
s/ Tom Cross  
House Republican Leader

#### MESSAGES FROM THE SENATE

A CORRECTED message from the Senate by

Ms. Rock, Secretary:

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

#### HOUSE BILL 313

A bill for AN ACT making appropriations.

Together with the attached amendments thereto (which amendments have been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 313

Senate Amendment No. 2 to HOUSE BILL NO. 313

Senate Amendment No. 3 to HOUSE BILL NO. 313

Senate Amendment No. 4 to HOUSE BILL NO. 313

Passed the Senate, as amended, June 1, 2009.

Jillayne Rock, Secretary of the Senate

(Please refer to the original message from the Senate in the May 31, 2009 House Journal for the text of Senate Amendments numbered 1, 2 and 3.)

AMENDMENT NO. 4. Amend House Bill 313, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 3 on page 4, line 3 by replacing "287,049,300" with "252,309,300"; and  
and  
on page 18, line 17 by replacing "4,200,000" with "4,000,000"; and  
on page 18, line 19 by replacing "4,200,000" with "4,000,000"; and  
on page 18, line 22 by replacing "4,200,000" with "4,000,000"; and  
on page 19, line 3 by replacing "4,200,000" with "4,000,000"; and  
on page 19, immediately below line 21, by inserting  
"Quincy Metropolitan Exposition, Auditorium and Office Building Authority 800,000"; and  
on page 166, line 19, after "Yards", by inserting "Neighborhood Council"; and  
on page 233, line 6, by replacing "Aztlán" with "Esperanza"

The foregoing message from the Senate reporting Senate Amendments numbered 1, 2, 3 and 4 to HOUSE BILL 313 was placed on the Calendar on the order of Concurrence.

#### HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING

Representative Fortner introduced the following:

#### HOUSE JOINT RESOLUTION

## CONSTITUTIONAL AMENDMENT 32

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article 4 of the Illinois Constitution by changing Sections 2 and 3 as follows:

### ARTICLE IV THE LEGISLATURE

#### SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the ~~Senate, by resolution, 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) ~~Each Legislative District shall be divided into two Representative Districts. In 2012 1982~~ and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.

(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.)

#### SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, be contiguous, be and substantially equal in population, reflect minority voting strengths, promote competition, and consider political boundaries. Representative Districts shall be compact, be contiguous, be and substantially equal in population, reflect minority voting strengths, promote competition, and consider political boundaries. A Representative District need not be entirely within a single Legislative District. The General Assembly shall establish by law a method to determine a score for any map for Legislative or Representative districts.

(b) ~~In the year following each Federal decennial census year, the General Assembly by law shall redistrict the Legislative Districts and the Representative Districts.~~

A ~~If no redistricting plan becomes effective by June 30 of that year,~~ a Legislative Redistricting Commission shall be constituted by March 1 of the year following each Federal decennial census year 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 two persons 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 two persons 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. The Commission shall provide to the public data and tools to create Legislative and Representative districts not later than April 7. The Commission shall accept maps for the redistricting of Legislative and Representative districts through May 7.

The Commission shall evaluate all submitted maps according to criteria set forth in subsection (a) as implemented by law and assign each map a score. The Commission shall eliminate maps that fail to meet federal and State law and shall eliminate maps that are substantially the same as other maps of equal or better score. Not later than May 22 the Commission shall give to the Senate the maps for Legislative Districts with the best three scores. Not later than May 22 the Commission shall give to the House of Representatives the maps for Representative Districts with the best three scores.

(c) The Senate by a record vote of three-fifths of the members elected may adopt a redistricting resolution from the three maps for Legislative Districts submitted by the Commission. If the Senate has failed to file a redistricting resolution with the Secretary of State by June 30, the Secretary of State shall certify the redistricting map for Legislative Districts that received the best score from the Commission.

The House by a record vote of three-fifths of the members elected may adopt a redistricting resolution from the three maps for Representative Districts submitted by the Commission. If the House has failed to file a redistricting resolution with the Secretary of State by June 30, the Secretary of State shall certify the redistricting map for Representative Districts that received the best score from 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.~~

(d) A An approved redistricting resolution or redistricting map 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 redistricting beginning in 2011 and to the election of General Assembly members beginning in 2012.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 32 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

#### SENATE BILL ON FIRST READING

Having been reproduced, the following bill was taken up, read by title a first time and placed in the Committee on Rules: SENATE BILL 744 (Lang).

At the hour of 12:11 o'clock p.m., the House Perfunctory Session adjourned.