

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-EIGHTH GENERAL ASSEMBLY

1ST LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

WEDNESDAY, JANUARY 9, 2013

12:00 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
1st Legislative Day**

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NOTE: Full text of Amendments will not be included in House Journals from the 97th GA forward; they can be viewed on the Illinois General Assembly website (www.ilga.gov). For inquiries regarding this, please contact the House Clerk’s office.

At a regular session of the Ninety-Eighth General Assembly of the State of Illinois, begun and held at the University of Illinois at Springfield at 12:00 o'clock noon, on the second Wednesday of January in the year of our Lord 2013, pursuant to the provisions of Section 6(b), Article Four (4) of the Constitution of the State of Illinois.

The Honorable Jesse White, Secretary of State, called the House to order and presided over deliberations until the election of a Speaker as presiding officer as provided by the Constitution.

Prayers by Rabbi Mark Kalish, of Agudath Israel of America and Pastor Thomas Cross of the United Methodist Churches in Northern Illinois. Representative-elect Madigan led the House in the Pledge of Allegiance.

The Secretary of State designated Timothy D. Mapes, Provisional Clerk, Lee Crawford, Provisional Doorkeeper and Heather Wier Vaught, Provisional Parliamentarian, pending the organization of the House, and directed the Provisional Clerk to call the roll of the Representatives-elect of the Ninety-Eighth General Assembly as certified by the State Board of Elections, together with certificates of appointment to fill vacancies, which are as follows:

**CERTIFICATION OF MEMBERS
FOR THE 98th GENERAL ASSEMBLY**

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS
EXECUTIVE DIRECTOR
Daniel W. White

December 4, 2012

Tim Mapes, Clerk
House of Representatives
Room 300, Capitol Building
Springfield, IL 62706

Dear Mr. Mapes:

Enclosed is a list of individuals who have been elected to serve as members of the House of Representatives in the General Assembly and have been duly certified by the State Board of Elections at their Board meeting on December 2, 2012.

If you have any questions or need any additional information, please don't hesitate to contact me.

Respectfully,

s/Jane Gasperin
Director of Election Information

NEWLY ELECTED REPRESENTATIVES

<u>DISTRICT</u>	<u>NAME AND PARTY</u>	<u>CITY</u>	<u>TERM</u>
1 st	Daniel J. Burke (D)	Chicago	2 Years
2 nd	Edward J. Acevedo (D)	Chicago	2 Years
3 rd	Luis Arroyo (D)	Chicago	2 Years
4 th	Cynthia Soto (D)	Chicago	2 Years
5 th	Kenneth "Ken" Dunkin (D)	Chicago	2 Years
6 th	Esther Golar (D)	Chicago	2 Years
7 th	Emanuel "Chris" Welch (D)	Hillside	2 Years
8 th	LaShawn K. Ford (D)	Chicago	2 Years
9 th	Arthur Turner (D)	Chicago	2 Years
10 th	Derrick Smith (D)	Chicago	2 Years

11 th	Ann M. Williams (D)	Chicago	2 Years
12 th	Sara Feigenholtz (D)	Chicago	2 Years
13 th	Gregory Harris (D)	Chicago	2 Years
14 th	Kelly M. Cassidy (D)	Chicago	2 Years
15 th	John C. D'Amico (D)	Chicago	2 Years
16 th	Lou Lang (D)	Skokie	2 Years
17 th	Laura Fine (D)	Glenview	2 Years
18 th	Robyn Gabel (D)	Evanston	2 Years
19 th	Robert F. Martwick, Jr. (D)	Norridge	2 Years
20 th	Michael P. McAuliffe (R)	Chicago	2 Years
21 st	Silvana Tabares (D)	Chicago	2 Years
22 nd	Michael J. Madigan (D)	Chicago	2 Years
23 rd	Michael J. Zalewski (D)	Riverside	2 Years
24 th	Elizabeth "Lisa" Hernandez (D)	Cicero	2 Years
25 th	Barbara Flynn Currie (D)	Chicago	2 Years
26 th	Christian L. Mitchell (D)	Chicago	2 Years
27 th	Monique D. Davis (D)	Chicago	2 Years
28 th	Robert "Bob" Rita (D)	Blue Island	2 Years
29 th	Thaddeus Jones (D)	Calumet City	2 Years
30 th	William "Will" Davis (D)	Homewood	2 Years
31 st	Mary E. Flowers (D)	Chicago	2 Years
32 nd	André Thapedi (D)	Chicago	2 Years
33 rd	Marcus C. Evans, Jr. (D)	Chicago	2 Years
34 th	Elgie R. Sims, Jr. (D)	Chicago	2 Years
35 th	Frances Ann Hurley (D)	Chicago	2 Years
36 th	Kelly M. Burke (D)	Evergreen Park	2 Years
37 th	Renée Kosel (R)	New Lenox	2 Years
38 th	Al Riley (D)	Olympia Fields	2 Years
39 th	Maria Antonia "Toni" Berrios (D)	Chicago	2 Years
40 th	Deborah L. Mell (D)	Chicago	2 Years
41 st	Darlene Senger (R)	Naperville	2 Years
42 nd	Jeanne M. Ives (R)	Wheaton	2 Years
43 rd	Keith Farnham (D)	Elgin	2 Years
44 th	Fred Crespo (D)	Hoffman Estates	2 Years
45 th	Dennis M. Reboletti (R)	Elmhurst	2 Years
46 th	Deborah O'Keefe Conroy (D)	Elmhurst	2 Years
47 th	Patricia R. "Patti" Bellock (R)	Hinsdale	2 Years
48 th	Sandra M. Pihos (R)	Glen Ellyn	2 Years
49 th	Mike Fortner (R)	West Chicago	2 Years
50 th	Kay Hatcher (R)	Yorkville	2 Years
51 st	Ed Sullivan, Jr. (R)	Mundelein	2 Years
52 nd	David McSweeney (R)	Barrington Hills	2 Years
53 rd	David Harris (R)	Arlington Heights	2 Years
54 th	Tom Morrison (R)	Palatine	2 Years
55 th	Martin J. Moylan (D)	Des Plaines	2 Years
56 th	Michelle Mussman (D)	Schaumburg	2 Years
57 th	Elaine Nekritz (D)	Northbrook	2 Years
58 th	Scott Drury (D)	Highwood	2 Years
59 th	Carol Sente (D)	Vernon Hills	2 Years
60 th	Rita Mayfield (D)	Waukegan	2 Years
61 st	JoAnn D. Osmond (R)	Antioch	2 Years
62 nd	Sam Yingling (D)	Round Lake Beach	2 Years
63 rd	Jack D. Franks (D)	Marengo	2 Years
64 th	Barbara Wheeler (R)	Crystal Lake	2 Years
65 th	Timothy L. Schmitz (R)	Batavia	2 Years
66 th	Michael W. Tryon (R)	Crystal Lake	2 Years
67 th	Charles E. "Chuck" Jefferson (D)	Rockford	2 Years

68 th	John M. Cabello (R)	Machesney Park	2 Years
69 th	Joe Sosnowski (R)	Rockford	2 Years
70 th	Robert W. Pritchard (R)	Hinckley	2 Years
71 st	Mike Smiddy (D)	Hillsdale	2 Years
72 nd	Patrick Verschoore (D)	Milan	2 Years
73 rd	David R. Leitch (R)	Peoria	2 Years
74 th	Donald L. Moffitt (R)	Gilson	2 Years
75 th	Pam Roth (R)	Morris	2 Years
76 th	Frank J. Mautino (D)	Spring Valley	2 Years
77 th	Kathleen Willis (D)	Addison	2 Years
78 th	Camille Y. Lilly (D)	Chicago	2 Years
79 th	Katherine "Kate" Cloonen (D)	Kankakee	2 Years
80 th	Anthony DeLuca (D)	Chicago Heights	2 Years
81 st	Ron Sandack (R)	Downers Grove	2 Years
82 nd	Jim Durkin (R)	Western Springs	2 Years
83 rd	Linda Chapa LaVia (D)	Aurora	2 Years
84 th	Stephanie A. Kifowit (D)	Aurora	2 Years
85 th	Emily McAsey (D)	Lockport	2 Years
86 th	Lawrence "Larry" Walsh, Jr. (D)	Elwood	2 Years
87 th	Rich Brauer (R)	Petersburg	2 Years
88 th	Keith P. Sommer (R)	Morton	2 Years
89 th	Jim Sacia (R)	Pecatonica	2 Years
90 th	Tom Demmer (R)	Dixon	2 Years
91 st	Michael D. Unes (R)	East Peoria	2 Years
92 nd	Jehan Gordon (D)	Peoria	2 Years
93 rd	Norine K. Hammond (R)	Macomb	2 Years
94 th	Jil Tracy (R)	Quincy	2 Years
95 th	Wayne Arthur Rosenthal (R)	Morrisonville	2 Years
96 th	Sue Scherer (D)	Decatur	2 Years
97 th	Tom Cross (R)	Oswego	2 Years
98 th	Natalie A. Manley (D)	Joliet	2 Years
99 th	Raymond Poe (R)	Springfield	2 Years
100 th	Jim Watson (R)	Jacksonville	2 Years
101 st	Bill Mitchell (R)	Forsyth	2 Years
102 nd	Adam Brown (R)	Decatur	2 Years
103 rd	Naomi D. Jakobsson (D)	Urbana	2 Years
104 th	Chad D. Hays (R)	Catlin	2 Years
105 th	Dan Brady (R)	Bloomington	2 Years
106 th	Josh Harms (R)	Watseka	2 Years
107 th	John Cavaletto (R)	Salem	2 Years
108 th	Charles E. Meier (R)	Okawville	2 Years
109 th	David B. Reis (R)	Willow Hill	2 Years
110 th	Brad Halbrook (R)	Shelbyville	2 Years
111 th	Daniel V. Beiser (D)	Alton	2 Years
112 th	Dwight D. Kay (R)	Glen Carbon	2 Years
113 th	Jay Hoffman (D)	Collinsville	2 Years
114 th	Eddie Lee Jackson (D)	East St. Louis	2 Years
115 th	Mike Bost (R)	Murphysboro	2 Years
116 th	Jerry Costello II (D)	Smithton	2 Years
117 th	John Bradley (D)	Marion	2 Years
118 th	Brandon W. Phelps (D)	Harrisburg	2 Years

The Secretary of State directed the Provisional Clerk to call the roll of the Members of the 98th General Assembly to ascertain the attendance of Members, as follows: 118 Present (Roll Call 1)

The Secretary of State then announced that the Honorable Retired Justice of the Illinois Appellate Court, the Honorable Alan J. Greiman, was present and ready to administer the Oath of Office to the Members-elect of the House of Representatives.

Whereupon, the Oath of Office was administered by Retired Justice Alan J. Greiman to the Members-elect of the House of Representatives.

The Secretary of State announced that the House is governed by the Rules of the House of the 97th General Assembly, which are made applicable to these proceedings by Section 3 of the General Assembly Operations Act.

ELECTION OF SPEAKER

The Secretary of State announced the next order of business to be the election of Speaker from among the Members of the House of Representatives and called for nominations.

Representative Currie, placed in nomination for Speaker, Representative Madigan.
Representative Mautino seconded the nomination for Representative Madigan.
Representative Jefferson, seconded the nomination for Representative Madigan.
Representative Acevedo, seconded the nomination for Representative Madigan.
Representative Nekritz, seconded the nomination for Representative Madigan.

Representative Osmond, placed in nomination for Speaker, Representative Cross.
Representative Bost, seconded the nomination for Representative Cross.
Representative Cabello, seconded the nomination for Representative Cross.
Representative Bellock, seconded the nomination for Representative Cross.

There being no further nominations, Secretary of State White declared nominations for the Office of Speaker were closed.

On the question of electing the Speaker of the House of the 98th General Assembly,

Representative Madigan receives 71 votes.
Representative Cross receives 47 votes.
(Roll Call 2)

Having received the required vote, The Honorable Jesse White declared that Representative Michael J. Madigan was elected Speaker of the House of the Ninety-Eighth General Assembly and Representative Tom Cross was elected Minority Leader of the House of the Ninety-Eighth General Assembly.

The Secretary of State, with the consent of the House, appointed the following Members to escort the Speaker-elect to the Rostrum to take the Constitutional Oath: Representatives Linda Chapa LaVia, Mary Flowers, Brandon Phelps, C. D. Davidsmeyer, David McSweeney and Charles Meier.

Whereupon, the Committee of Honor proceeded to the seat of Representative Madigan to escort him to the Rostrum.

The Secretary of State presented to the House, Retired Justice Albert J. Greiman, who administered the Constitutional Oath to Speaker-elect Madigan.

Speaker Madigan recognized and thanked Toni Preckwinkle, President of the Cook County Board of Commissioners, Cook County Assessor Joe Berrios, Commissioner Debra Shore, Recorder of Cook County Karen Yarbrough, Alderman Marty Quinn and his daughter Abby, Alderman Ray Suarez, Alderman Mike Zalewski, Alderman Deborah Graham, Former Alderman Frank Olivo, Jorge Ramirez the President of the Chicago Federation of Labor, Bob Reiter the Secretary/Treasurer of the Chicago Federation of Labor, Judge Mary Kay O'Brien, Alderman Will Burns, Former Congressman Jerry Costello and Dr. Georgia Costello, University of Illinois President Bob Easter and UIS Chancellor Susan Koch.

APPOINTMENT OF DEMOCRAT LEADERSHIP

Representative Madigan appointed the following members to serve as the Democrat Leadership for the 98th General Assembly: Representatives Currie, Lang, Mautino, Acevedo, Jefferson, Daniel Burke, Feigenholtz, Riley and Turner.

Minority Leader Cross recognized members of his family and friends.

APPOINTMENT OF REPUBLICAN LEADERSHIP

Representative Cross appointed the following members to serve as the Republican Leadership for the 98th General Assembly: Representatives Bost, Schmitz, Leitch, Osmond, Brady, Durkin, Bellock, Bill Mitchell and Kosel.

ACTION ON MOTIONS

Representative Currie moved for the suspension of applicable House Rules to allow for immediate consideration of HOUSE RESOLUTIONS 1, 2, and 3.

A voice vote was taken on the motion.

The motion prevailed.

RESOLUTIONS

Representative Currie offered the following resolutions:

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the following Officers are hereby elected for the term of the Ninety-Eighth General Assembly:

Timothy D. Mapes: as Chief Clerk of the House
 Bradley S. Bolin: as Assistant Clerk of the House
 Lee A. Crawford: as Doorkeeper of the House

HOUSE RESOLUTION NO. 2

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Clerk inform the Senate that the House of Representatives has now organized by the election of a Speaker, Clerk and other Permanent Officers and is now ready to proceed with the business of session.

HOUSE RESOLUTION NO. 3

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that a Committee of six Members be appointed by the Speaker to wait upon the Governor and notify him that the House is organized by the election of a Speaker, Clerk and other Permanent Officers and is now ready to receive any communications he may have to present.

Committee Consists of:

1. Representative Linda Chapa LaVia
2. Representative Mary Flowers
3. Representative Brandon Phelps

- 4. Representative C.D. Davidsmeyer
- 5. Representative David McSweeney
- 6. Representative Charles Meier

Representative Currie moved for the adoption of the resolutions.
 The motion prevailed and House Resolutions 1, 2 and 3 were adopted.

Benediction given by Father Michael Caruso, President, Saint Ignatius College Preparatory in Chicago.

RESIGNATIONS AND APPOINTMENTS

CERTIFICATION OF REPRESENTATIVE COMMITTEE ORGANIZATION

100th Representative District)
)
 STATE OF ILLINOIS)
 COUNTY OF Greene)

This is to certify that, in accordance with 10 ILCS 5/8-5, the Republican Representative Committee of the Ninety Seventh Representative District convened on the 18th day of November, 2012, in the City of Carrollton located in the County of Greene, and organized by electing the following officers in conformity with the election laws of this state.

Chairman: Steve Hardin

1120 W. College Ave, Jacksonville, Illinois 62650
 Address

Secretary: s/Terri J. Koyne

503 N. Main , Benld, IL 62009
 Address

SIGNED: s/Steve Hardin
 Chairman

ATTEST: s/Terri Koyne
 Secretary

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY
 IN THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY
 IN THE ONE HUNDREDTH REPRESENTATIVE DISTRICT**

Republican Representative Committee)
 of the 100th Representative District)
)
 STATE OF ILLINOIS)
 COUNTY OF Morgan)

WHEREAS, a vacancy has occurred in the office of Representative in the General Assembly in the 100th Representative District of the State of Illinois as a result of the resignation on December 3, 2012 of Jim Watson, a duly elected member of the Republican Party from the 100th Representative District of the State of Illinois for the 98th General Assembly; and

WHEREAS, the Republican Representative Committee of the Republican Party of the 100th Representative District has met and voted to fill the vacancy in said office, as required by 10 ILCS 5/25-6;

NOW, THEREFORE, BE IT RESOLVED that the Republican Representative Committee of the 100th Representative District hereby appoints Christopher Davidsmeyer of 28 Elizabeth Pl., Jacksonville, Illinois, a member of the Republican Party, to the office of Representative in the General Assembly in the 100th Representative District for the 98th General Assembly, effective December 9, 2012;

AND BE IT FURTHER RESOLVED, that such appointment shall be effective upon the Appointee taking the oath of office.

s/Steve Hardin 12,352
Morgan County Chairman Vote Cast

s/Andrew Carruthers 2,293
Madison County Chairman Vote Cast

s/Robert Browning 6,149
Pike County Chairman Vote Cast

<u>s/Richard C. Meyer</u>	<u>1,867</u>	<u>s/David Killebrew</u>	<u>0</u>
Calhoun County Chairman	Vote Cast	Scott County Chairman	

Dated: December 9, 2012

Subscribed and sworn to before me on this 9th day of December, 2012.

s/Litton Power
Notary Public

LETTERS OF TRANSMITTAL

January 9, 2013

Timothy D. Mapes
Clerk of the House
House of Representatives
300 Capitol Building
Springfield, Illinois 62706

Dear Mr. Clerk:

Please be advised that the following members will serve as Republican Leaders for the 98th General Assembly.

Representative Tim Schmitz	Deputy Republican Leader
Representative David Leitch	Deputy Republican Leader
Representative Patti Bellock	Assistant Republican Leader
Representative Dan Brady	Assistant Republican Leader

[January 9, 2013]

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Representative Jim Durkin	Assistant Republican Leader
Representative Renée Kosel	Assistant Republican Leader
Representative Bill Mitchell	Assistant Republican Leader
Representative JoAnn Osmond	Assistant Republican Leader
Representative Mike Bost	Republican Caucus Chairman

If you have any questions regarding these appointments, please feel free to contact me.

Sincerely,
s/ Tom Cross
House Republican Leader

January 9, 2013

Timothy D. Mapes
Clerk of the House
HOUSE OF REPRESENTATIVES
300 Capitol Building
Springfield, Illinois 62706

Dear Mr. Clerk:

The following members are appointed to the **House Majority Leadership** for the 98th General Assembly:

Majority Leader	Barbara Flynn Currie
Deputy Majority Leader	Lou Lang
Deputy Majority Leader	Frank Mautino
Assistant Majority Leader	Edward Acevedo
Assistant Majority Leader	Charles "Chuck" Jefferson
Assistant Majority Leader	Dan Burke
Assistant Majority Leader	Sara Feigenholtz
Assistant Majority Leader	Al Riley
Assistant Majority Leader	Arthur Turner
Majority Conference Chair	vacant

If you have any questions, please contact Tim Mapes, Chief of Staff, at 782.6360.

With kindest personal regards, I remain

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

January 9, 2013

Timothy D. Mapes
Clerk of the House
300 Capitol Building
Springfield, Illinois 62706

Dear Clerk Mapes:

Please be advised that I have established the following deadlines in the **Year 2013** for the **98th General Assembly**:

February 1, 2013	Final Day to Request House Bills from Legislative Reference Bureau.
February 26, 2013	Final Day for Introduction of House Substantive Bills.
March 22, 2013	Final Day for Standing and Special Committees of the House to Report Out House Substantive Bills.
April 19, 2013	Final Day for Third Reading and Passage of House Substantive Bills.
May 10, 2013	Final Day for Standing and Special Committees of the House to Report Out Senate Substantive Bills.
May 24, 2013	Final Day for Third Reading and Passage of Senate Substantive Bills.
May 31, 2013	Final Day for Consideration of Joint Action Motions and Conference Committee Reports.

With kindest personal regards, I remain

Sincerely yours,

s/Michael J. Madigan
Speaker of the House

At the hour of 1:53 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, January 10, 2013, at 9:00 o'clock a.m., allowing perfunctory time for the Clerk.
The motion prevailed.
And the House stood adjourned.

STATE OF ILLINOIS
NINETY-EIGHTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
QUORUM ROLL CALL FOR ATTENDANCE

January 09, 2013

118 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Durkin	Y Lang	Y Sacia
Y Arroyo	Y Evans, Marcus	Y Leitch	Y Sandack
Y Beiser	Y Farnham	Y Lilly	Y Scherer
Y Bellock	Y Feigenholtz	Y Manley	Y Schmitz
Y Berrios	Y Fine	Y Martwick	Y Senger
Y Bost	Y Flowers	Y Mautino	Y Sente
Y Bradley	Y Ford	Y Mayfield	Y Sims
Y Brady	Y Fortner	Y McAsey	Y Smiddy
Y Brauer	Y Franks	Y McAuliffe	Y Smith
Y Brown	Y Gabel	Y McSweeney	Y Sommer
Y Burke, Daniel	Y Golar	Y Meier	Y Sosnowski
Y Burke, Kelly	Y Gordon	Y Mell	Y Soto
Y Cabello	Y Halbrook	Y Mitchell, Bill	Y Sullivan
Y Cassidy	Y Hammond	Y Mitchell, Christian	Y Tabares
Y Cavaletto	Y Harms	Y Moffitt	Y Thapedi
Y Chapa LaVia	Y Harris, David	Y Morrison	Y Tracy
Y Cloonen	Y Harris, Greg	Y Moylan	Y Tryon
Y Conroy	Y Hatcher	Y Mussman	Y Turner
Y Costello	Y Hays	Y Nekritz	Y Unes
Y Crespo	Y Hernandez	Y Osmond	Y Verschoore
Y Cross	Y Hoffman	Y Phelps	Y Walsh
Y Currie	Y Hurley	Y Pihos	Y Welch
Y D'Amico	Y Ives	Y Poe	Y Wheeler
Y Davidsmeyer	Y Jackson	Y Pritchard	Y Williams
Y Davis, Monique	Y Jakobsson	Y Reboletti	Y Willis
Y Davis, William	Y Jefferson	Y Reis	Y Yingling
Y DeLuca	Y Jones	Y Riley	Y Zalewski
Y Demmer	Y Kay	Y Rita	Y Mr. Speaker
Y Drury	Y Kifowit	Y Rosenthal	
Y Dunkin	Y Kosel	Y Roth	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-EIGHTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
ELECTION OF SPEAKER

January 09, 2013

M Acevedo	C Durkin	M Lang	C Sacia
M Arroyo	M Evans, Marcus	C Leitch	C Sandack
M Beiser	M Farnham	M Lilly	M Scherer
C Bellock	M Feigenholtz	M Manley	C Schmitz
M Berrios	M Fine	M Martwick	C Senger
C Bost	M Flowers	M Mautino	M Sente
M Bradley	M Ford	M Mayfield	M Sims
C Brady	C Fortner	M McAsey	M Smiddy
C Brauer	M Franks	C McAuliffe	M Smith
C Brown	M Gabel	C McSweeney	C Sommer
M Burke, Daniel	M Golar	C Meier	C Sosnowski
M Burke, Kelly	M Gordon	M Mell	M Soto
C Cabello	C Halbrook	C Mitchell, Bill	C Sullivan
M Cassidy	C Hammond	M Mitchell, Christian	M Tabares
C Cavaletto	C Harms	C Moffitt	M Thapedi
M Chapa LaVia	C Harris, David	C Morrison	C Tracy
M Cloonen	M Harris, Greg	M Moylan	C Tryon
M Conroy	C Hatcher	M Mussman	M Turner
M Costello	C Hays	M Nekritz	C Unes
M Crespo	M Hernandez	C Osmond	M Verschoore
C Cross	M Hoffman	M Phelps	M Walsh
M Currie	M Hurley	C Pihos	M Welch
M D'Amico	C Ives	C Poe	C Wheeler
C Davidsmeyer	M Jackson	C Pritchard	M Williams
M Davis, Monique	M Jakobsson	C Reboletti	M Willis
M Davis, William	M Jefferson	C Reis	M Yingling
M DeLuca	M Jones	M Riley	M Zalewski
C Demmer	C Kay	M Rita	M Mr. Speaker
M Drury	M Kifowit	C Rosenthal	
M Dunkin	C Kosel	C Roth	

Representative Madigan received 71 votes.

Representative Cross received 47 vote.

*M – Voting for Representative Madigan

*C – Voting for Representative Cross

1ST LEGISLATIVE DAY

Perfunctory Session

WEDNESDAY, JANUARY 9, 2013

At the hour of 5:15 o'clock p.m., the House convened perfunctory session.

INTRODUCTION AND FIRST READING OF BILLS

The following bills were introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 0001. Introduced by Representative Lang, AN ACT concerning alternative treatment for serious diseases causing chronic pain and debilitating conditions.

HOUSE BILL 0002. Introduced by Representative Bellock, AN ACT concerning finance.

HOUSE BILL 0003. Introduced by Representative Chapa LaVia, AN ACT concerning education.

HOUSE BILL 0004. Introduced by Representative Flowers, AN ACT concerning State government.

HOUSE BILL 0005. Introduced by Representative Flowers, AN ACT concerning persons who are racial minorities.

HOUSE BILL 0006. Introduced by Representative Flowers, AN ACT concerning appropriations.

HOUSE BILL 0007. Introduced by Representative Flowers, AN ACT concerning financial regulation.

HOUSE BILL 0008. Introduced by Representative Flowers, AN ACT concerning human rights.

HOUSE BILL 0009. Introduced by Representative Flowers, AN ACT concerning regulation.

HOUSE BILL 0010. Introduced by Representative Flowers, AN ACT concerning regulation.

HOUSE BILL 0011. Introduced by Representative Flowers, AN ACT concerning regulation.

HOUSE BILL 0012. Introduced by Representative Flowers, AN ACT concerning regulation.

HOUSE BILL 0013. Introduced by Representative Flowers, AN ACT concerning appropriations.

HOUSE BILL 0014. Introduced by Representative Flowers, AN ACT concerning education.

HOUSE BILL 0015. Introduced by Representative Flowers, AN ACT concerning education.

HOUSE BILL 0016. Introduced by Representative Flowers, AN ACT concerning education.

HOUSE BILL 0017. Introduced by Representative Flowers, AN ACT concerning education.

HOUSE BILL 0018. Introduced by Representative Flowers, AN ACT concerning appropriations.

HOUSE BILL 0019. Introduced by Representative Franks, AN ACT concerning revenue.

HOUSE BILL 0020. Introduced by Representative Flowers, AN ACT concerning insurance.

HOUSE BILL 0021. Introduced by Representative Flowers, AN ACT concerning insurance.

- HOUSE BILL 0022. Introduced by Representative Flowers, AN ACT concerning insurance.
- HOUSE BILL 0023. Introduced by Representative Flowers, AN ACT concerning insurance.
- HOUSE BILL 0024. Introduced by Representative Flowers, AN ACT concerning insurance.
- HOUSE BILL 0025. Introduced by Representative Flowers, AN ACT concerning civil law.
- HOUSE BILL 0026. Introduced by Representative Flowers, AN ACT concerning appropriations.
- HOUSE BILL 0027. Introduced by Representative Flowers, AN ACT concerning State government.
- HOUSE BILL 0028. Introduced by Representative Mitchell, Bill, AN ACT concerning government.
- HOUSE BILL 0029. Introduced by Representative Flowers, AN ACT concerning State government.
- HOUSE BILL 0030. Introduced by Representative Crespo, AN ACT concerning insurance.
- HOUSE BILL 0031. Introduced by Representative Franks, AN ACT concerning local government.
- HOUSE BILL 0032. Introduced by Representative Franks, AN ACT concerning local government.
- HOUSE BILL 0033. Introduced by Representative Franks, AN ACT concerning local government.
- HOUSE BILL 0034. Introduced by Representative Franks, AN ACT concerning elections.
- HOUSE BILL 0035. Introduced by Representative Franks, AN ACT concerning elections.
- HOUSE BILL 0036. Introduced by Representative Franks, AN ACT concerning public employee benefits.
- HOUSE BILL 0037. Introduced by Representative Franks, AN ACT concerning State government.
- HOUSE BILL 0038. Introduced by Representative Franks, AN ACT concerning State government.
- HOUSE BILL 0039. Introduced by Representative Franks, AN ACT concerning housing.
- HOUSE BILL 0040. Introduced by Representative Franks, AN ACT concerning housing.
- HOUSE BILL 0041. Introduced by Representative Franks, AN ACT concerning aging.
- HOUSE BILL 0042. Introduced by Representative Franks, AN ACT concerning aging.
- HOUSE BILL 0043. Introduced by Representative Franks, AN ACT concerning transportation.
- HOUSE BILL 0044. Introduced by Representative Franks, AN ACT concerning business.
- HOUSE BILL 0045. Introduced by Representative Franks, AN ACT concerning business.
- HOUSE BILL 0046. Introduced by Representative Franks, AN ACT concerning education.
- HOUSE BILL 0047. Introduced by Representative Franks, AN ACT concerning employment.
- HOUSE BILL 0048. Introduced by Representative Franks, AN ACT concerning employment.
- HOUSE BILL 0049. Introduced by Representative Franks, AN ACT concerning revenue.

- HOUSE BILL 0050. Introduced by Representative Franks, AN ACT concerning public employee benefits.
- HOUSE BILL 0051. Introduced by Representative Franks, AN ACT concerning safety.
- HOUSE BILL 0052. Introduced by Representative Franks, AN ACT concerning safety.
- HOUSE BILL 0053. Introduced by Representative Franks, AN ACT concerning criminal law.
- HOUSE BILL 0054. Introduced by Representative Franks, AN ACT concerning criminal law.
- HOUSE BILL 0055. Introduced by Representative Franks, AN ACT concerning criminal law.
- HOUSE BILL 0056. Introduced by Representative Franks, AN ACT concerning criminal law.
- HOUSE BILL 0057. Introduced by Representative Franks, AN ACT concerning transportation.
- HOUSE BILL 0058. Introduced by Representative Sosnowski, AN ACT concerning local government.
- HOUSE BILL 0059. Introduced by Representative Hays, AN ACT concerning regulation.
- HOUSE BILL 0060. Introduced by Representative Ford, AN ACT concerning civil law.
- HOUSE BILL 0061. Introduced by Representative Ford, AN ACT concerning public health.
- HOUSE BILL 0062. Introduced by Representative Ford, AN ACT concerning elections.
- HOUSE BILL 0063. Introduced by Representative Ford, AN ACT concerning regulation.
- HOUSE BILL 0064. Introduced by Representative Ford, AN ACT concerning education.
- HOUSE BILL 0065. Introduced by Representative Ford, AN ACT concerning business.
- HOUSE BILL 0066. Introduced by Representative Thapedi, AN ACT concerning regulation.
- HOUSE BILL 0067. Introduced by Representative Lang, AN ACT concerning revenue.
- HOUSE BILL 0068. Introduced by Representative Lang, AN ACT concerning elections.
- HOUSE BILL 0069. Introduced by Representative Lang, AN ACT concerning gaming.
- HOUSE BILL 0070. Introduced by Representative Lang, AN ACT concerning economic development.
- HOUSE BILL 0071. Introduced by Representative Cassidy, AN ACT concerning public aid.
- HOUSE BILL 0072. Introduced by Representative Mussman, AN ACT concerning regulation.
- HOUSE BILL 0073. Introduced by Representative Jakobsson, AN ACT concerning government.
- HOUSE BILL 0074. Introduced by Representative Zalewski, AN ACT concerning civil law.
- HOUSE BILL 0075. Introduced by Representative Ford, AN ACT concerning State government.
- HOUSE BILL 0076. Introduced by Representative Ford, AN ACT concerning education.
- HOUSE BILL 0077. Introduced by Representative Ford, AN ACT concerning education.
- HOUSE BILL 0078. Introduced by Representative Ford, AN ACT concerning State government.

- HOUSE BILL 0079. Introduced by Representative Ford, AN ACT concerning State government.
- HOUSE BILL 0080. Introduced by Representative Ford, AN ACT concerning public health.
- HOUSE BILL 0081. Introduced by Representative Ford, AN ACT concerning State government.
- HOUSE BILL 0082. Introduced by Representative Ford, AN ACT concerning State government.
- HOUSE BILL 0083. Introduced by Representative Burke, Daniel, AN ACT concerning animals.
- HOUSE BILL 0084. Introduced by Representative Franks, AN ACT concerning public health.
- HOUSE BILL 0085. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0086. Introduced by Representative Franks, AN ACT concerning transportation.
- HOUSE BILL 0087. Introduced by Representative Franks, AN ACT concerning insurance.
- HOUSE BILL 0088. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0089. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0090. Introduced by Representative Franks, AN ACT concerning revenue.
- HOUSE BILL 0091. Introduced by Representative McSweeney, AN ACT concerning revenue.
- HOUSE BILL 0092. Introduced by Representative McSweeney, AN ACT concerning public employee benefits.
- HOUSE BILL 0093. Introduced by Representative McSweeney, AN ACT concerning State government.
- HOUSE BILL 0094. Introduced by Representative McSweeney, AN ACT concerning State government.
- HOUSE BILL 0095. Introduced by Representative McSweeney, AN ACT concerning revenue.
- HOUSE BILL 0096. Introduced by Representative Thapedi, AN ACT concerning public employee benefits.
- HOUSE BILL 0097. Introduced by Representative Meier, AN ACT concerning mental health.
- HOUSE BILL 0098. Introduced by Representatives Nekritz - Harris, David - Feigenholtz, AN ACT concerning public employee benefits.

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative Lang introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 1**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH 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 Section 8.1 of Article I of the Illinois Constitution as follows:

ARTICLE I
BILL OF RIGHTS

SECTION 8.1. CRIME VICTIM'S RIGHTS.

(a) Crime victims, as defined by law, shall have the following rights ~~as provided by law:~~

(1) The right to be treated with fairness and respect for their dignity and privacy and to be free from harassment, intimidation, and abuse

throughout the criminal justice process.

(2) The right to refuse to disclose to the defendant information that is privileged or confidential by law, as determined by a court of law with jurisdiction over the case.

(3) ~~(2)~~ The right to timely notification of all court proceedings.

(4) ~~(3)~~ The right to confer ~~communicate~~ with the prosecution.

(5) ~~(4)~~ The right to be heard at any post-arraignment court proceeding in which a right of the victim is at issue and any court proceeding involving a post-arraignment release decision, plea, or sentencing ~~make a statement to the court at sentencing.~~

(6) The right to have access to information in a report related to any aspect of a defendant's sentence when available to the defendant, as the General Assembly may provide by law.

(7) ~~(5)~~ The right to be notified of information about the conviction, the sentence, the imprisonment, and the release of the accused.

(8) ~~(6)~~ The right to timely disposition of the case following the arrest of the accused.

(9) ~~(7)~~ The right to be reasonably protected from the accused throughout the criminal justice process.

(10) The right to have the safety of the victim and the victim's family considered in denying or fixing the amount of bail, determining whether to release the defendant, and setting conditions of release after arrest and conviction.

(11) ~~(8)~~ The right to be present at the trial and all other court proceedings on the same basis as the accused, unless the victim is to testify and the court determines that the victim's testimony would be materially affected if the victim hears other testimony at the trial.

(12) ~~(9)~~ The right to have present at all court proceedings, subject to the rules of evidence, an advocate and ~~or~~ other support person of the victim's choice.

(13) ~~(10)~~ The right to restitution.

(b) A victim, the victim's lawyer, or the prosecuting attorney may assert the rights enumerated in subsection (a) in any court with jurisdiction over the case as a matter of right. The court shall act promptly on the request ~~The General Assembly may provide by law for the enforcement of this Section.~~

(c) The General Assembly may provide for an assessment against convicted defendants to pay for crime victims' rights.

(d) Nothing in this Section or any law enacted under this Section creates a cause of action in equity or at law for compensation, attorney's fees, or damages against the State, a political subdivision of the State, an officer, employee, or agent of the State or of any political subdivision of the State, or an officer or employee of the court, or in any law enacted under

(e) Nothing in this Section or any law enacted under this Section shall be construed as creating (1) a basis for vacating a conviction or (2) a ground for any relief requested by the defendant ~~appellate relief in any criminal case.~~

(Source: Amendment adopted at general election November 3, 1992.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 1 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Jakobsson introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 2**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH 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 IX of the Illinois Constitution by changing Section 3 as follows:

ARTICLE IX
REVENUE

SECTION 3. LIMITATIONS ON INCOME TAXATION

(a) A tax on or measured by individual income ~~may shall~~ be at a graduated or a non-graduated rate. At any one time there may be no more than one such tax imposed by the State for State purposes on individuals and one such tax so imposed on corporations. Any such tax imposed on corporations shall be at a non-graduated rate. In any such tax imposed upon corporations the rate shall not exceed the average of the lowest and highest rates ~~rate~~ imposed on individuals by more than a ratio of 8 to 5.

(b) Laws imposing taxes on or measured by income may adopt by reference provisions of the laws and regulations of the United States, as they then exist or thereafter may be changed, for the purpose of arriving at the amount of income upon which the tax is imposed.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 5:33 o'clock p.m., the House Perfunctory Session adjourned.