



SENATE JOURNAL

STATE OF ILLINOIS

**ONE HUNDRED THIRD GENERAL
ASSEMBLY**

5TH LEGISLATIVE DAY

WEDNESDAY, JANUARY 25, 2023

10:38 O'CLOCK A.M.

SENATE
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The Senate met pursuant to adjournment.
Senator Linda Holmes, Aurora, Illinois, presiding.
Prayer by Rabbi Mendy Turen, Chabad Jewish Center of Springfield, Springfield, Illinois.
Senator Johnson led the Senate in the Pledge of Allegiance.

Senator Glowiak Hilton moved that reading and approval of the Journal of Tuesday, January 24, 2023, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

WIOA Annual Statewide Performance Report, submitted by the Department of Commerce and Economic Opportunity.

ISCHPC Annual Report 2022, submitted by the Illinois Supreme Court Historic Preservation Commission.

DCFS Youth Care Quality Performance Measures Report 2021, submitted by the Department of Children and Family Services.

IDOT Fiber Optic Network Conduit Report, submitted by the Department of Transportation.

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

PRESENTATION OF CELEBRATION OF LIFE RESOLUTION

SENATE RESOLUTION NO. 25

Offered by Senator S. Turner and all Senators:
Mourns the death of Larry Peasley of Maroa.

By unanimous consent, the foregoing resolution was referred to the Resolutions Consent Calendar.

PRESENTATION OF RESOLUTIONS

Senator Harmon offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 26

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Rules of the Senate of the 103rd General Assembly are amended by changing Rules 1-28, 3-1, 3-2, 3-4, 3-6, 3-8, 3-12, 5-5, 6-1, 7-5, 7-15, 10-1, and 10-2 as follows:

(Senate Rule 1-28)

1-28. Celebration of Life Resolution. "Celebration of Life Resolution" means a resolution filed by a Senator ~~celebrating the memory of an individual who has died to commemorate an event of a nonpolitical nature in the State or to congratulate a person with a connection to the State on an outstanding achievement.~~
(Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-1)

3-1. Committees.

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

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

(c) The Chair of a committee shall have the authority to call the committee to order, designate which legislative measures that are assigned to the committee shall be taken up, order the roll call vote to be taken on each legislative measure called for a vote, preserve order and decorum during committee meetings, assign legislative measures to special subcommittees of the parent committee, jointly sign and issue subpoenas with the President, and implement and supervise the business of the committee. The Vice-Chair of a committee may preside over its meetings in the absence or at the direction of the Chair.

(d) A vacancy on a committee, or in the Chair or Minority Spokesperson position on a committee, occurs when a member resigns from that position or ceases to be a Senator. Resignations shall be made in writing to the Secretary, who shall promptly notify the President and Minority Leader. Absent concurrence by a majority of those elected, or as otherwise provided in Rule 3-5, no member who resigns from a committee shall be reappointed to that committee for the remainder of the term. Replacement members shall be of the same caucus as that of the member who resigns, and shall be appointed by the President or Minority Leader, depending upon the caucus of the resigning member. In the case of vacancies on special subcommittees that were created by committees, any vacancy shall be filled pursuant to the motion adopted to create the subcommittee but if the motion does not specify how a vacancy is filled then the parent committee shall fill the vacancy by motion.

(e) The Chair of a committee shall have the authority to call meetings of that committee, subject to the approval of the President in accordance with Rule 2-5(c)(19). Except as otherwise provided by these Senate Rules, committee meetings shall be convened in accordance with Rule 3-11. The Chair of a committee shall have the authority to adjourn any meetings of that committee and, in the absence of the Chair or at the direction of the Chair, a Vice-Chair or Co-Chair of that committee who is appointed by the President from the majority caucus shall also have the authority to adjourn any meetings of that committee.

(f) The President, in consultation with the Minority Leader, may establish a process by which Senators and members of the public may participate remotely, including voting, in hearings for standing committees, special committees, subcommittees or special subcommittees, and service committees. (Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-2)

3-2. Membership and Officers of Standing Committees.

(a) At the commencement of the term, the members of each standing committee shall be appointed by the President and the Minority Leader, except as provided in subsection (c) of this Rule or in Rule 3-5. The majority caucus members of a standing committee shall serve at the pleasure of the President, and the minority caucus members of a standing committee shall serve at the pleasure of the Minority Leader. The President shall appoint the Chair and the remaining committee members of the majority caucus (one of whom the President shall designate as Vice-Chair), and the Minority Leader shall appoint the Minority Spokesperson and the remaining committee members of the minority caucus, except as provided in paragraph (b) of this Rule. The appointments shall become immediately effective upon the delivery of appropriate correspondence from each of the respective leaders to the Secretary, regardless of whether the Senate is in session. The Chair and Minority Spokesperson shall serve at the pleasure of the President or Minority Leader, as the case may be. The Secretary shall Journalize all appointments. A standing committee

is empowered to conduct business when a majority of the total number of committee members has been appointed.

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

(c) To maintain the efficient operation of the Senate, any committee member may be temporarily replaced due to illness or an unforeseen absence from the Capitol at the time of the committee hearing. The temporary appointment is effective upon delivery of appropriate correspondence from the President or Minority Leader, depending upon the caucus of the member affected, and shall remain effective for the duration of the illness or temporary absence from the Capitol. If the member returns to the Capitol while the committee is meeting, then the temporary appointment shall remain effective until the committee recesses or adjourns.

(d) To maintain the efficient operation of the Senate, the President may temporarily appoint a member to serve in the President's place on any committee to which the President has been appointed, and the Minority Leader may temporarily appoint a member to serve in the Minority Leader's place on any committee to which the Minority Leader has been appointed. The temporary appointment under this subsection (d) is effective upon delivery of appropriate correspondence from the President or Minority Leader, as is applicable, and shall remain effective for the duration specified in the correspondence.
(Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-4)

3-4. Standing Committees. The Standing Committees of the Senate are as follows:

AGRICULTURE

APPROPRIATIONS

APPROPRIATIONS-EDUCATION

APPROPRIATIONS-HEALTH AND HUMAN SERVICES

APPROPRIATIONS-PUBLIC SAFETY AND INFRASTRUCTURE

BEHAVIORAL AND MENTAL HEALTH

~~CRIMINAL LAW~~

EARLY CHILDHOOD EDUCATION

EDUCATION

ENERGY AND PUBLIC UTILITIES

ENVIRONMENT AND CONSERVATION

EXECUTIVE

EXECUTIVE APPOINTMENTS

FINANCIAL INSTITUTIONS

HEALTH AND HUMAN SERVICES

HIGHER EDUCATION

HUMAN RIGHTS

INSURANCE

JUDICIARY

LABOR

LICENSED ACTIVITIES

LOCAL GOVERNMENT

PUBLIC HEALTH

REVENUE

STATE GOVERNMENT

TRANSPORTATION

VETERANS AFFAIRS

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-6)

3-6. Referrals of Resolutions, Messages, and Reorganization Orders.

(a) All resolutions, after being initially read by the Secretary, shall be automatically referred to the Committee on Assignments unless the Presiding Officer determines that the resolution is a celebration of life resolution ~~or a congratulatory resolution~~ and orders that the resolution be placed on the Resolutions Consent Calendar. The principal sponsor of a congratulatory resolution shall pay a reasonable fee, determined by the Secretary with approval of the President, to offset the actual cost of producing the congratulatory resolution. No resolution may be placed on the Resolutions Consent Calendar if any member objects.

(b) All messages from the Governor or any other executive branch Constitutional Officer or other appointing authority regarding appointments that require confirmation by the Senate shall, after having been initially read by the Secretary, automatically be referred to the Executive Appointments Committee.

(c) All executive reorganization orders of the Governor issued pursuant to Article V, Section 11 of the Constitution, after being read into the record by the Secretary, shall automatically be referred to the Committee on Assignments for its referral to a committee, the latter of which may issue a recommendation to the Senate with respect to the executive order. The Senate may disapprove of any executive order only by resolution adopted by a majority of those elected; no such resolution is in order until a committee has reported to the Senate on the executive reorganization, or until the executive order has been discharged pursuant to Rule 7-9.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-8)

3-8. Referrals to Committees.

(a) All Senate Bills and House Bills shall, after having been initially read by the Secretary, be automatically referred to the Committee on Assignments, which may thereafter refer any bill before it to a committee. The Committee on Assignments may refer any resolution before it to a committee. No bill or resolution may be referred to a committee except pursuant to this Rule or Rule 7-17. A standing or special committee may refer a matter pending in that committee to a subcommittee of that committee. When the Committee on Assignments is of the opinion that a legislative measure should be considered by more than one committee, at the time of referring it, the Committee may direct that when the committee to which it is referred completes its consideration thereof and makes a recommendation with respect thereto, the committee's report shall also recommend that it be referred to the additional committee or committees as directed by the Committee on Assignments. When a legislative measure is so reported, it shall automatically be referred as directed. ~~Except for subcommittees created under Rule 3-3(a-5), the Committee on Assignments may not refer a legislative measure to any subcommittee of a standing or special committee.~~

(b) All floor amendments, joint action motions for final action, and conference committee reports shall, upon filing with the Secretary, be automatically referred to the Committee on Assignments. No such amendment, joint action motion, or conference committee report may be considered by the Senate unless approved for consideration by the Committee on Assignments. The Committee on Assignments may approve for consideration to the Senate any floor amendment, joint action motion for final action, or conference committee report that: (i) consists of language that has previously been favorably reported to the Senate by a committee; (ii) consists of technical or clarifying language; or (iii) consists of language deemed by the Committee on Assignments to be of an emergency nature, of substantial importance to the operation of government, or in the best interests of Illinois. The Committee on Assignments may refer any floor amendment, joint action motion for final action, or conference committee report to a committee for its review and consideration (in those instances, and notwithstanding any other provision of these Senate Rules, the committee may hold a hearing on and consider those legislative measures pursuant to one-hour advance notice). Any floor amendment, joint action motion for final action, or conference committee report that is not approved for consideration or referred by the Committee on Assignments, and is attempted to be acted upon by a committee shall be out of order, except as provided for under Rule 8-4.

(b-1) A floor amendment filed by the chief sponsor of a bill shall be automatically referred to the standing committee from which the bill was reported (or to another standing committee as the Committee on Assignments may determine) upon adjournment of the Senate on the third regular session day following the day on which the floor amendment was filed, unless (i) the Committee on Assignments referred the floor amendment to a standing committee or acted on the floor amendment in the first instance and referred it to the Senate for consideration; (ii) the bill is no longer pending before the Senate; (iii) the floor amendment deals with the subject of appropriations or State revenue; or (iv) the Committee on Assignments has determined by a majority vote that the floor amendment substantively alters the nature and scope of the underlying bill. If the Committee on Assignments makes a determination under item (iv) of this subsection, then the Committee on Assignments may, in its discretion, (A) refer the floor amendment to any standing committee or (B) not refer the floor amendment to any other committee.

(c) All committee amendments shall, upon filing with the Secretary, be automatically referred to the Committee on Assignments. No committee amendment may be considered by a committee unless the committee amendment is referred to the committee by the Committee on Assignments and the committee amendment has first been made available electronically or otherwise for not less than one hour. Any committee amendment referred by the Committee on Assignments shall be referred to the committee before which the underlying bill or resolution is pending. Any committee amendment that is not referred by the Committee on Assignments to a committee, and is attempted to be acted upon by a committee shall be out of order.

(c-1) A committee amendment filed by the chief sponsor of a bill shall be automatically referred to the standing committee to which the bill was assigned upon adjournment of the Senate on the third regular session day following the day on which the committee amendment was filed, unless (i) the Committee on Assignments referred the committee amendment to the standing committee to which the bill was assigned; (ii) the bill is no longer pending before the committee; (iii) the committee amendment deals with the subject of appropriations or State revenue; or (iv) the Committee on Assignments has determined by a majority vote

that the committee amendment substantively alters the nature and scope of the underlying bill. If the Committee on Assignments makes a determination under item (iv) of this subsection, then the Committee on Assignments may, in its discretion, (A) refer both the bill and the committee amendment to any standing committee or (B) not refer the committee amendment to any other committee.

(d) The Committee on Assignments may at any time re-refer a legislative measure from a committee to a Committee of the Whole or to any other committee. However, the Committee on Assignments may not re-refer a bill from a committee to a Committee of the Whole or any other committee unless the Chair of the committee to which the bill was originally referred consents in writing to the re-referral.

(d-5) Notwithstanding any other provision of these Senate Rules, any bill pending before the Committee on Assignments shall be immediately referred to the indicated standing committee if the chief sponsor of the bill files a discharge motion for that bill that is signed by no less than three-fifths of the members of both the majority and minority caucus, and each of the members signing the discharge motion is a sponsor of the bill. This subsection does not apply to bills dealing with the subject of appropriations or State revenue.

(d-10) Notwithstanding any other provision of these Senate Rules, if the Parliamentarian determines that an amendment is technical in nature, then the amendment shall be deemed approved for consideration by the Senate without referral to the Committee on Assignments.

(e) This Rule may be suspended by a vote of three-fifths of the members elected.
(Source: S.R. 8, 103rd G.A.)

(Senate Rule 3-12)

3-12. Committee Reports.

(a) All bills favorably reported to the Senate from a committee or directed committees, or with respect to which a committee has been discharged, shall stand on the order of Second Reading unless otherwise ordered by the Senate, and may be amended only on Second Reading. Bills reported to the Senate from committee "do not pass", "do not pass as amended", or "without recommendation" shall lie on the table.

(b) All floor amendments, joint action motions, and conference committee reports favorably reported to the Senate from a committee shall be before the Senate and eligible for consideration by the Senate when it is on an appropriate order of business (floor amendments may be considered by the Senate only when the bill to be amended is on Second Reading). All floor amendments, joint action motions, and conference committee reports that are reported to the Senate from committee "recommend do not adopt" or "without recommendation" shall lie on the table.

(c) Except in the case of congratulatory resolutions, all ~~AM~~ resolutions favorably reported to the Senate from a committee, or with respect to which a committee has been discharged, shall stand on the order of Resolutions. All congratulatory resolutions favorably reported to the Senate from a committee, or with respect to which a committee has been discharged, shall stand on the order of the Congratulatory Resolutions Consent Calendar. All resolutions that are reported to the Senate from committee "be not adopted", "be not adopted as amended", or "without recommendation" shall lie on the table. Floor amendments to resolutions shall be subject to the same procedure applicable to floor amendments to bills.

(d) All Appointment Messages reported to the Senate from a committee or directed committees, or with respect to which a committee has been discharged, shall stand on the order of Executive Appointments.
(Source: S.R. 8, 103rd G.A.)

(Senate Rule 5-5)

5-5. Fiscal and Other Notes. The Senate shall comply with all effective Illinois laws requiring notes on any bill, including without limitation the Fiscal Note Act, the Pension Impact Note Act, the Judicial Note Act, the State Debt Impact Note Act, the Correctional Budget and Impact Note Act, the Home Rule Note Act, the Balanced Budget Note Act, the Housing Affordability Impact Note Act, the Racial Impact Note Act, and the State Mandates Act, all as amended. All such notes shall be filed with the Secretary with a time

stamp endorsing the date and time received, and shall then be attached to the original of the bill and be available for inspection by the members. As soon as practicable, the Secretary shall provide a copy of the note to the Legislative Reference Bureau, which shall provide an informative summary of the note in subsequent issues of the Legislative Digest.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 6-1)

6-1. Resolutions.

(a) A resolution shall be introduced in the Senate by sponsorship of one or more members of the Senate, and the names of all sponsors shall be printed in the Senate Journal and in the Legislative Digest. Each resolution, except for a celebration of life resolution or congratulatory resolution, shall be introduced by filing six copies; each celebration of life resolution and congratulatory resolution shall be introduced by filing three copies.

(b) Any resolution calling for the expenditure of State funds may be adopted only by a roll call vote of a majority of those elected.

(c) The Secretary shall periodically print a Resolutions Consent Calendar, the Secretary may provide the Resolutions Consent Calendar electronically, which the Secretary shall periodically distribute prior to its consideration by the Senate (generally the last daily session of the week). No debate is in order regarding any resolution appearing on the Resolutions Consent Calendar. All resolutions appearing on the Resolutions Consent Calendar may be adopted in one motion; however, any Senator may vote "no" or "present" on any resolution appearing on the Resolutions Consent Calendar by providing written notice of that intention to the Secretary prior to the vote on the Resolutions Consent Calendar. Prior to the adoption of any resolution on the Resolutions Consent Calendar, if any three members file with the Secretary a written objection to the presence of a resolution thereon, that resolution shall be removed from the Resolutions Consent Calendar and is automatically referred to the Committee on Assignments.

(d) The Secretary shall periodically print a Congratulatory Resolutions Consent Calendar, the Secretary may provide the Congratulatory Resolutions Consent Calendar electronically, which the Secretary shall periodically distribute prior to its consideration by the Senate. No debate is in order regarding any congratulatory resolution appearing on the Congratulatory Resolutions Consent Calendar. All congratulatory resolutions appearing on the Congratulatory Resolutions Consent Calendar may be adopted in one motion; however, any Senator may vote "no" or "present" on any resolution appearing on the Congratulatory Resolutions Consent Calendar by providing written notice of that intention to the Secretary prior to the vote on the Congratulatory Resolutions Consent Calendar. Prior to the adoption of any congratulatory resolution on the Congratulatory Resolutions Consent Calendar, if any three members file with the Secretary a written objection to the presence of a congratulatory resolution thereon, that congratulatory resolution shall be removed from the Congratulatory Resolutions Consent Calendar and is automatically referred to the Committee on Assignments.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 7-5)

7-5. Precedence of Motions.

(a) When a question is under debate, no motion may be entertained except:

- (1) to adjourn to a time certain;
- (2) to adjourn;
- (3) to question the presence of a quorum;
- (4) to recess;
- (5) to lay on the table;

- (6) for the previous question;
- (7) to postpone consideration;
- (8) to commit or recommit; and
- (9) to amend, except as otherwise provided in these Senate Rules.

The foregoing motions shall have precedence in the order in which they are listed.

(b) During a roll call, no motion (except a motion to postpone consideration) shall be in order until after the announcement of the result of the vote.

(c) A motion to commit or recommit ~~re-commit~~, until it is decided, precludes all amendments and debate on the main question. A motion to postpone consideration, until it is decided, precludes all amendments on the main question.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 7-15)

7-15. Reconsideration.

(a) A member who voted on the prevailing side of a record vote on a legislative measure that failed and that is still within the control of the Senate may on the same or following day move to reconsider the vote. A chief sponsor or a chief ~~cosponsor~~ ~~co-sponsor~~ who voted on the prevailing side of a record vote for a legislative measure that passed or was adopted by the Senate may on the same or following day move to reconsider the vote if the legislative measure is still within the control of the Senate. The motion to reconsider may be laid on the table without affecting the vote to which it referred. When the motion to reconsider is made during the last three scheduled days of regular session, or any time thereafter during the regular session, or at any time during a veto or special session, any member may move that the vote on reconsideration be taken immediately. A question that requires the votes of a majority of those elected or more to carry requires a majority of those elected to reconsider.

(b) A motion to reconsider a record vote on the adoption of an amendment to a bill may be made only on Second Reading. An amendment adopted by the Senate on a record vote may not be tabled by motion until its adoption has been reconsidered.

(c) If a motion to reconsider is made pursuant to this Rule and the motion is later tabled, the question shall not be further reconsidered. This subsection (c) may be suspended by a three-fifths vote of the members elected.

(d) When a motion to reconsider is made within the time prescribed by these Senate Rules, the Secretary shall not allow the bill or other subject matter of the motion to pass out of the possession of the Senate until after the motion has been decided or withdrawn. Such a motion shall be deemed rejected if laid on the table.

(e) A Senator who voted "present" or failed to vote on a question shall not have the right to move for reconsideration.

(f) Upon a motion to reconsider the vote on the final passage of any bill, the affirmative vote of a majority of those elected shall be required to reconsider the same.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 10-1)

10-1. Nominations.

(a) Every nomination subject to confirmation by the Senate shall be referred to the Committee on Assignments in accordance with Rule 3-6; nominations may be considered by the Executive Appointments Committee or other committees in accordance with these Senate Rules. Each nominee shall be required to

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appear in person before that meeting of a committee convened for the purpose of considering the qualifications of the person for the office to which he or she has been nominated. The appearance of the nominee may be waived by the Chair of the committee without objection by the other members of the committee. If a member of the committee objects to the waiver of the nominee's appearance by the Chair, the committee by a vote of a majority of those appointed may waive such appearance.

(b) The Executive Appointments Committee or another committee in accordance with these Senate Rules shall, six days prior to any of its meetings, post a notice on the Senate bulletin board or make the notice electronically available indicating the nominees to be considered at its next meeting and the time, date, and place of the meeting. The Chair of the committee shall provide a copy of the notice to the Governor's Office of Legislative Affairs or other proper appointing officer or authority, if applicable, which shall be responsible for notifying each nominee scheduled to be considered of the date, time, and place of hearing.

(c) Except for Appointment Messages placed on the Denial of Appointment Calendar under the order of Executive Appointments, on considering the report of the Executive Appointments Committee or another committee in accordance with these Senate Rules on a nomination, the Presiding Officer shall put the following question: "Does the Senate consent to the nomination just made?". The Chair of the Executive Appointments Committee may, by a motion in writing approved by a majority of the members present and voting compile a list of individual Appointment Messages ~~appointment messages~~ to be acted on together by a single vote. Whenever a list of Appointment Messages has been so compiled, five or more members may request the question be put and the vote separately taken upon each of the Appointment Messages on that list. The Senate may determine, by a majority vote of those elected, after having voted upon the question of one or more of the Appointment Messages individually, to act upon the question of the remaining Appointment Messages on that list as a unit.

(c-5) After a committee has reported to the Senate any Appointment Message "do not recommend consent" pursuant to subsection (a) of Rule 3-11, the Chair of the Executive Appointments Committee shall move that the Appointment Message (or Appointment Messages) be placed on the Denial of Appointment Calendar under the order of Executive Appointments. A motion to place an Appointment Message on the Denial of Appointment Calendar is neither debatable, subject to division under Rule 7-14, nor subject to a motion to reconsider under Rule 7-15. The Presiding Officer shall put the following question: "Shall the Senate place Appointment Message (or Messages) (insert number or numbers) on the Denial of Appointment Calendar which shall constitute the Senate's rejection of that Message (or those Messages) on its 60th session day under our Rules?" Upon adoption of the motion by a majority vote, the Secretary shall place an Appointment Message on the Denial of Appointment Calendar under the order of Executive Appointments.

After a committee has reported to the Senate any Appointment Message "without recommendation" pursuant to subsection (a) of Rule 3-11, the Chair of the Executive Appointments Committee may move that the Appointment Message (or Appointment Messages) be placed on the Denial of Appointment Calendar under the order of Executive Appointments. A motion to place an Appointment Message on the Denial of Appointment Calendar is neither debatable, subject to division under Rule 7-14, nor subject to a motion to reconsider under Rule 7-15. The Presiding Officer shall put the following question: "Shall the Senate place the Appointment Message (or Messages) (insert number or numbers) on the Denial of Appointment Calendar which shall constitute the Senate's rejection of that Message (or those Messages) on its 60th session day under our Rules?" Upon adoption of the motion by majority vote, the Secretary shall place an Appointment Message on the Denial of Appointment Calendar under the order of Executive Appointments.

The Secretary shall set forth for each applicable Appointment Message on the Denial of Appointment Calendar the number, name of the nominee, and the title of the office, agency or other body to which nomination is being made. The Denial of Appointment Calendar shall also state the number of session days that have elapsed since each Appointment Message was received by the Senate. The Secretary shall distribute the Denial of Appointment Calendar to each member of the Senate as a component of the Senate Calendar for each session day other than a perfunctory session day. The Secretary shall make the Denial of Appointment Calendar available to the public.

An Appointment Message shall be removed from the Denial of Appointment Calendar if a written objection stating the number of the Appointment Message to be removed is filed with the Secretary on or

before the 59th session day after the day the Appointment Message was received by the Senate, and the objection contains the signature of a majority of the members elected. Upon the filing of a proper written objection, the Secretary shall remove the relevant Appointment Message from the Denial of Appointment Calendar and automatically place the Appointment Message on the Senate Calendar under the order of Executive Appointments.

An Appointment Message shall be removed from the Denial of Appointment Calendar if, upon concurrence of a majority of those appointed, the Committee on Assignments adopts a motion to remove that Appointment Message on or before the 59th session day after the day the Appointment Message was received by the Senate. Upon this action of the Committee on Assignments, the Secretary shall remove the relevant Appointment Message from the Denial of Appointment Calendar and automatically place the Appointment Message on the Senate Calendar under the order of Executive Appointments, unless the Committee on Assignments has referred the Appointment Message to a committee for further action.

If neither the Committee on Assignments takes action to remove an Appointment Message from the Denial of Appointment Calendar, nor a proper written objection to an Appointment Message on the Denial of Appointment Calendar is filed with the Secretary as required under this Rule, then that Appointment Message shall remain on the Denial of Appointment Calendar. A motion to place an Appointment Message (or Appointment Messages) on the Denial of Appointment Calendar adopted by the Senate shall constitute the Senate's rejection of each Appointment Message on the Denial of Appointment Calendar on the 60th session day after the day the Appointment Message was received by the Senate. Each Appointment Message remaining on the Denial of Appointment Calendar on the 60th session day after the day the Appointment Message was received by the Senate shall be deemed to have not received the advice and consent of the Senate and thereby rejected by the Senate pursuant to Article V, Section 9 of the Illinois Constitution.

On the 60th session day for each Appointment Message on the Denial of Appointment Calendar, the Presiding Officer shall make the following inquiry of the Secretary: "Please identify each Appointment Message on the Denial of Appointment Calendar that is on its 60th session day." After the Secretary identifies the relevant Appointment Message or Appointment Messages, the Presiding Officer shall make the following declaration: "Each Appointment Message just read is on its 60th session day and remains on the Denial of Appointment Calendar; therefore each such Message, pursuant to our Rules, is deemed to have not received the advice and consent of the Senate and is hereby rejected by the Senate pursuant to Article V, Section 9 of the Illinois Constitution. The Journal shall reflect that the Senate has rejected each such nomination and the Secretary shall inform the relevant appointing authority of the Senate's action in rejecting that authority's nomination."

(d) Except as otherwise provided for in this Rule, while any nomination remains with the Senate, it is in order to reconsider any vote taken thereon, subject to the provisions of Rule 7-15 not related to the time for making such a motion.

(Source: S.R. 8, 103rd G.A.)

(Senate Rule 10-2)

10-2. Appointment Messages.

(a) Every nomination subject to the advice and consent of the Senate shall be submitted to the Senate by an Appointment Message from the appointing officer or appointing authority in accordance with this Rule, using the Appointment Message form provided in this Rule, containing all of the required information, and accompanied by a cover letter signed by the appointing officer or on behalf of the appointing authority.

(b) All Appointment Messages shall be drafted by the Legislative Reference Bureau, according to the form provided in this Rule.

(c) Appointment Messages submitted shall be assigned a sequential number by the Secretary of the Senate, indicating the order in which they were received and read into the Senate record by the Secretary of the Senate at the direction of the President of the Senate. An Appointment Message is received by the Senate when it is read into the Senate record and assigned a sequential number. A perfunctory session day shall not be deemed to be a session day for the purpose of Article V, Section 9, subsection (a) of the Illinois Constitution.

(d) An Appointment Message that does not conform to the requirements of this Rule shall, at the direction of the President of the Senate, (i) be ruled non-compliant and of no legal effect and (ii) be returned by the Secretary of the Senate to the appointing officer or authority that filed it.

(e) The appointing officer or authority may file in accordance with this Rule an Appointment Message that supersedes a previously filed Appointment Message. A superseding Appointment Message shall identify by sequential number the Appointment Message that it supersedes. The filing of a superseding Appointment Message shall automatically table the Appointment Message that it supersedes, and that superseded Appointment Message shall have no further legal effect. The filing of a superseding Appointment Message shall not have the effect of restarting the 60 session day period within which the Senate must confirm or reject the appointee under Article V, Section 9, subsection (a) of the Illinois Constitution, Senate Rule 10-1, or any applicable law.

(f) Nothing in this Rule shall be construed to prohibit an appointing officer or authority from withdrawing in writing an Appointment Message that was previously submitted to or received by the Senate. An Appointment Message that has been withdrawn shall have no further legal effect. The filing of an Appointment Message appointing the same person to the same office and for a term ending on the same date as that of an Appointment Message that was previously filed and later withdrawn shall have the effect of restarting the 60 session day period within which the Senate must confirm or reject the appointee under Article V, Section 9, subsection (a) of the Illinois Constitution, Senate Rule 10-1, or any applicable law.

(g) An Appointment Message (i) shall be a committee-sponsored legislative measure that is unamendable and (ii) shall be controlled by the Chair of the Executive Appointments Committee, who for purposes of these Senate Rules shall be deemed the principal sponsor. In the absence of the Chair, the Vice-Chair of the Executive Appointments Committee shall be deemed the principal sponsor. Messages may not have individual cosponsors.

(h) Any Appointment Message pending when the Senate adjourns *sine die* (i) shall carry over into the next General Assembly and (ii) shall be considered to have been received by the Senate when originally read into the Senate record as provided for in subsection (c) of this Rule. An Appointment Message carrying over into the next General Assembly shall retain the sequential number assigned when originally read into the Senate record as provided for in subsection (c) of this Rule.

(i) Form.

APPOINTMENT MESSAGE

To the Honorable Members of the Senate, One Hundred Third ~~Second~~ General Assembly:

(I, (Name and Title of Appointing Officer), am)/(The (Name of the Appointing Authority) is) nominating and, having sought the advice of the Senate and by and with the consent of the Senate, appointing the following named individual to the office enumerated below. The consent of this Honorable Body is respectfully requested.

Title of Office: (Insert Title and Position)

Agency or Other Body: (Name of Agency, Board, Commission, or other Body to Which Nomination is Being Made)

Start Date: (Insert Start Date)

End Date: (Insert End Date or Specify "Not Applicable")

Name: (Name of Nominee)

[January 25, 2023]

Residence: (Residential Address of Nominee)

Annual Compensation: (Insert Dollar Amount or Specify "Unsalariied")

Per diem: (Insert Dollar Amount or Specify "Not Applicable")

Nominee's Senator: Senator (Name of Senator in whose District the Nominee Resides)

Most Recent Holder of Office: (Insert Name or Specify "New Position")

Superseded Appointment Message: (Insert Sequence Number of Superseded Message or Specify "Not Applicable")

(Source: S.R. 8, 103rd G.A.)

Senator Curran offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 27

WHEREAS, The Constitution of the State of Illinois prescribes a flat, or non-graduated, income tax system be utilized; and

WHEREAS, In 2020, the General Assembly put the progressive income tax amendment on the 2020 ballot, which would have altered our Constitution and permitted graduated income tax rates and tax increases on all Illinoisans; and

WHEREAS, The progressive income tax amendment was roundly rejected by Illinoisans in the 2020 election; and

WHEREAS, Current inflation levels, rising costs, and recession fears are already wreaking havoc on household budgets of Illinoisans across the state; and

WHEREAS, Illinoisans already have one of the highest total tax burdens in the country; and

WHEREAS, The State of Illinois is currently collecting record sums of revenue; and

WHEREAS, Since rejecting the progressive income tax amendment in 2020, five states have transitioned away from a progressive income tax to a flat, non-graduated income tax; and

WHEREAS, In addition to imposing a tax increase through a progressive income tax upon over-taxed Illinoisans, this tax increase would deprive the state of one of the few competitive advantages Illinois has to retain and attract businesses; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we trust the decision Illinoisans made in 2020 when they rejected the path to future tax increases by rejecting and prohibiting the progressive income tax amendment from becoming enacted; and be it further

RESOLVED, That the Illinois Senate rejects all efforts to raise taxes on Illinoisans by further attempts to change the state's Constitution and transition away from the flat tax to a progressive income tax; and be it further

RESOLVED, That suitable copies of this Resolution be delivered to all Illinois Constitutional Officers, the President and Minority Leader of the Illinois Senate, and the Speaker and Minority Leader of the Illinois House of Representatives.

[January 25, 2023]

INTRODUCTION OF BILLS

SENATE BILL NO. 144. Introduced by Senator S. Turner, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 145. Introduced by Senator S. Turner, a bill for AN ACT concerning gaming.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 146. Introduced by Senator Martwick, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 147. Introduced by Senator Holmes, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 148. Introduced by Senator Fine, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 149. Introduced by Senator Fine, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 150. Introduced by Senator Bennett, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 151. Introduced by Senator Ventura, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 152. Introduced by Senator Anderson, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 153. Introduced by Senator McClure, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 154. Introduced by Senator Anderson, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 155. Introduced by Senator Anderson, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 156. Introduced by Senator Anderson, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

CONGRATULATORY RESOLUTION CONSENT CALENDAR

SENATE RESOLUTION NO. 10

Offered by Senator Koehler:

Congratulates John F. Penn on his retirement and commends him for his decades of service to the members of LiUNA!, his community, and his country.

The Chair moved the adoption of the Resolutions Consent Calendar.
The motion prevailed, and the resolution was adopted.

At the hour of 10:57 o'clock a.m., the Chair announced that the Senate stands at ease.

AT EASE

At the hour of 11:01 o'clock a.m., the Senate resumed consideration of business.
Senator Holmes, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chair of the Committee on Assignments, during its January 25, 2023 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Resolution No. 26

The foregoing resolution was placed on the Senate Calendar.

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Harmon moved that **Senate Resolution No. 26**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Harmon moved that Senate Resolution No. 26 be adopted.

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

YEAS 45; NAYS None.

The following voted in the affirmative:

| | | | |
|------------|-----------------|---------------|---------------|
| Anderson | Gillespie | McClure | Syverson |
| Aquino | Glowiak Hilton | McConchie | Tracy |
| Belt | Halpin | Morrison | Turner, D. |
| Cervantes | Harriss, E. | Murphy | Turner, S. |
| Chesney | Holmes | Pacione-Zayas | Ventura |
| Cunningham | Johnson | Peters | Villa |
| Curran | Joyce | Porfirio | Villanueva |
| DeWitte | Koehler | Preston | Villivalam |
| Edly-Allen | Lewis | Rezin | Mr. President |
| Ellman | Lightford | Simmons | |
| Faraci | Loughran Cappel | Sims | |
| Fowler | Martwick | Stadelman | |

[January 25, 2023]

The motion prevailed.
And the resolution was adopted.

CELEBRATION OF LIFE RESOLUTION CONSENT CALENDAR

SENATE RESOLUTION NO. 12

Offered by Senator Tracy and all Senators:
Mourns the passing of Enoch "Nick" Scull Jr.

SENATE RESOLUTION NO. 14

Offered by Senator Murphy and all Senators:
Mourns the death of James Peter Whitcomb of Des Plaines, formerly of Evanston.

SENATE RESOLUTION NO. 16

Offered by Senator D. Turner and all Senators:
Mourns the death of Poletha "Polly" Webster of Springfield.

SENATE RESOLUTION NO. 17

Offered by Senator Tracy and all Senators:
Mourns the death of Michael Neil Smith.

SENATE RESOLUTION NO. 20

Offered by Senator Ventura and all Senators:
Mourns the passing of Robert A. "Bob" Kadar of New Lenox.

SENATE RESOLUTION NO. 21

Offered by Senator Ventura and all Senators:
Mourns the death of Mary M. (Adams) Stacel of Joliet.

SENATE RESOLUTION NO. 25

Offered by Senator S. Turner and all Senators:
Mourns the death of Larry Peasley of Maroa.

The Chair moved the adoption of the Resolutions Consent Calendar.
The motion prevailed, and the resolutions were adopted.

At the hour of 11:08 o'clock a.m., pursuant to **House Joint Resolution No. 2**, the Chair announced that the Senate stands adjourned until Tuesday, February 7, 2023, at 12:00 o'clock p.m., or until the call of the President.