

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

ONE HUNDRED SECOND GENERAL ASSEMBLY

36TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

TUESDAY, MAY 18, 2021

12:55 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
36th Legislative Day**

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The House met pursuant to adjournment.
Representative Harris in the chair.
Prayer by Lee Crawford, the Pastor of the Cathedral of Praise Christian Center in Springfield.
Representative Mah led the House in the Pledge of Allegiance.
By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:
117 present. (ROLL CALL 1)

By unanimous consent, Representative Costa Howard was excused from attendance.

REPORTS

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

Body Camera Letter, submitted by the Farmer City Police Department on May 18, 2021

In-Car Camera Letter, submitted by the Farmer City Police Department on May 18, 2021

In-Car Camera Report, submitted by the Farmer City Police Department on May 18, 2021

May 2020 - May 2021 - Body Camera Report, submitted by the Farmer City Police Department on May 18, 2021

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Willis replaced Representative Hernandez, Elizabeth in the Committee on Rules on May 18, 2021.

Representative Manley replaced Representative Gordon-Booth in the Committee on Rules on May 18, 2021.

REPORTS FROM THE COMMITTEE ON RULES

Representative Harris, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 18, 2021, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported “recommends be adopted”:
Amendment No. 1 to SENATE BILL 340.
Amendment No. 1 to SENATE BILL 2007.
Amendment No. 1 to SENATE BILL 2265.
Amendment No. 3 to SENATE BILL 2290.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Elementary & Secondary Education: School Curriculum & Policies: House Amendment No. 1 to SENATE BILL 654.

Executive: House Amendment No. 2 to SENATE BILL 84, House Amendment No. 3 to SENATE BILL 84, House Amendment No. 1 to SENATE BILL 101, House Amendment No. 1 to SENATE BILL 166, House Amendment No. 1 to SENATE BILL 170, House Amendment No. 1 to SENATE BILL 208, House Amendment No. 1 to SENATE BILL 215, House Amendment No. 1 to SENATE BILL 257, House Amendment No. 1 to SENATE BILL 280, House Amendment No. 1 to SENATE BILL 321, House

Amendment No. 1 to SENATE BILL 539, House Amendment No. 1 to SENATE BILL 680, House Amendment No. 1 to SENATE BILL 1655, House Amendment No. 1 to SENATE BILL 1697, House Amendment No. 1 to SENATE BILL 1784, House Amendment No. 1 to SENATE BILL 2017, House Amendment No. 1 to SENATE BILL 2226, House Amendment No. 1 to SENATE BILL 2294, House Amendment No. 1 to SENATE BILL 2406 and House Amendment No. 1 to SENATE BILL 2408.

Health Care Licenses: House Amendment No. 2 to SENATE BILL 2172.

Human Services: House Amendment No. 3 to SENATE BILL 512, House Amendment No. 2 to SENATE BILL 555 and House Amendment No. 2 to SENATE BILL 2137.

Immigration & Human Rights: House Amendment No. 1 to SENATE BILL 2665.

Insurance: House Amendment No. 1 to SENATE BILL 1905.

Judiciary - Criminal: House Amendment No. 2 to SENATE BILL 1861 and House Amendment No. 1 to SENATE BILL 2136.

Revenue & Finance: House Amendment No. 2 to SENATE BILL 338, House Amendment No. 3 to SENATE BILL 1814 and House Amendment No. 1 to SENATE BILL 2182.

State Government Administration: House Amendment No. 1 to SENATE BILL 922.

The committee roll call vote on the foregoing Legislative Measure(s) is as follows:

3, Yeas; 1, Nay; 0, Answering Present.

Y Harris(D), Chairperson

N Brady(R), Republican Spokesperson

A Demmer(R)

Y Manley(D)(replacing Gordon-Booth)

Y Willis(D)(replacing Hernandez, Elizabeth)

AGREED RESOLUTIONS

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

HOUSE RESOLUTION 297

Offered by Representative Davis:
Mourns the death of Emmanuel Ellis.

HOUSE RESOLUTION 300

Offered by Representative LaPointe:
Recognizes the Dunning Branch Library and its employees on its 10th anniversary. Further thanks the staff for their work in the community and wishes the library many more successful years.

HOUSE RESOLUTION 301

Offered by Representative LaPointe:
Recognizes the Austin-Irving Branch Library and its staff on its 20th anniversary. Further thanks the staff for their work in the community and wishes the library many more successful years.

HOUSE RESOLUTION 302

Offered by Representative Hoffman:
Mourns the passing of Michael Thomas Foley.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Meyers-Martin was removed as principal sponsor, and Representative Scherer became the new principal sponsor of SENATE BILL 814.

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for SENATE BILLS 626, as amended, 654, as amended, 813 and 1965.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 297, 300, 301 and 302 were taken up for consideration.

Representative Manley moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

At the hour of 1:19 o'clock p.m., Representative Manley moved that the House do now adjourn until Wednesday, May 19, 2021, at 12:00 o'clock p.m., allowing perfunctory time for the Clerk.

The motion prevailed.

And the House stood adjourned.

STATE OF ILLINOIS
ONE HUNDRED SECOND
GENERAL ASSEMBLY
HOUSE ROLL CALL
QUORUM CALL

May 18, 2021

0 YEAS

0 NAYS

117 PRESENT

P Ammons	P Flowers	P Luft	P Smith
P Andrade	P Ford	P Mah	P Sommer
P Avelar	P Frese	P Manley	P Sosnowski
P Batinick	P Friess	P Marron	P Spain
P Bennett	P Gabel	P Mason	P Stava-Murray
P Bos	P Gong-Gershowitz	P Mayfield	P Stephens
P Bourne	P Gonzalez	P Mazzochi	P Stoneback
P Brady	P Gordon-Booth	P McCombie	P Stuart
P Buckner	P Grant	P McLaughlin	P Swanson
P Burke	P Greenwood	P Meier	P Tarver
P Butler	P Guerrero-Cuellar	P Meyers-Martin	P Ugaste
P Carroll	P Guzzardi	P Miller	P Vella
P Cassidy	P Haas	P Moeller	P Walker
P Caulkins	P Halbrook	P Morgan	P Walsh
P Chesney	P Halpin	P Morrison	P Weber
P Collins	P Hammond	P Moylan	P Welter
P Conroy	P Harper	P Murphy	P West
E Costa Howard	P Harris	P Mussman	P Wheeler
P Crespo	P Hernandez, Barbara	P Ness	P Wilhour
P Croke	P Hernandez, Elizabeth	P Nichols	P Williams, Ann
P D'Amico	P Hirschauer	P Niemerg	P Williams, Jawaharial
P Davidsmeyer	P Hoffman	P Ortiz	P Willis
P Davis	P Hurley	P Ozinga	P Windhorst
P Delgado	P Jacobs	P Ramirez	P Yang Rohr
P DeLuca	P Jones	P Reick	P Yednock
P Demmer	P Keicher	P Rita	P Yingling
P Didech	P Kifowit	P Robinson	P Zalewski
P Durkin	P LaPointe	P Scherer	P Mr. Speaker
P Elik	P Lewis	P Severin	
P Evans	P Lilly	P Slaughter	

E - Denotes Excused Absence

36TH LEGISLATIVE DAY**Perfunctory Session****TUESDAY, MAY 18, 2021**

At the hour of 1:21 o'clock p.m., the House convened perfunctory session.

HOUSE RESOLUTIONS

The following resolutions were offered and placed in the Committee on Rules.

HOUSE RESOLUTION 296

Offered by Representative Ford:

WHEREAS, There is a documented national opioid crisis in America that has claimed more than half a million lives over the past 20 years; and

WHEREAS, The opioid crisis has touched all age, gender, race, and economic groups across the country and here in Illinois; and

WHEREAS, Every year, 30,000 Illinoisans use heroin, 74,000 have an opioid use disorder, and nearly 400,000 misuse prescription opioids; and

WHEREAS, Illinois saw 2,151 opioid related deaths in the first three quarters of 2020, a 36 percent increase from 2019; and

WHEREAS, The COVID-19 pandemic has generated a surge in heroin and other opioid-related emergency department visits, with overdose numbers above the average monthly rate for six consecutive months in 2020, increasing the urgency and need for immediate access to care as the opioid crisis has evolved and continues to take its toll; and

WHEREAS, The use of synthetic opioids and fentanyl, along with poly-substance use, continues to rise and exacerbate the already deadly opioid crisis, raising the attention and concern of the CDC; and

WHEREAS, The total economic and social costs of opioid use disorder to the State of Illinois exceed \$41 billion annually, equating to nearly \$600,000 for every Illinoisan with an opioid use disorder; and

WHEREAS, Substance use treatment providers provide life-saving health care services every day across all of Illinois; and

WHEREAS, Substance use disorders and co-occurring mental health disorders need to be treated as the chronic health conditions that they are; and

WHEREAS, Thousands of lawsuits against manufacturers, distributors, and retailers of prescription opioids are ongoing nationwide with settlements likely to be in the billions of dollars; and

WHEREAS, The majority of states across the country have passed or introduced legislation and are actively planning for appropriate resource investment of opioid settlement dollars in the abatement and remediation of the impacts of the opioid crisis; and

WHEREAS, There is a desire to avoid the outcomes of previous settlements, such as the tobacco settlement from 1998, where less than three percent of annual settlement sums are used for abatement and remediation of the impacts of tobacco use; and

WHEREAS, Illinois has had other revenue generating legislation, such as an alcohol tax, where no revenue was invested as intended for treatment and recovery supports for alcohol use disorder; and

WHEREAS, The impending opioid settlements provide an opportunity to invest in and transform the opioid use disorder treatment system in Illinois, driving equity in treatment access and availability for communities across the State; and

WHEREAS, Defining and designating safety net substance use treatment providers is the first step toward an equitable health care system for Illinois residents who have been impacted by the opioid crisis; and

WHEREAS, Illinois can take action and join other states in appropriately investing much needed resources in areas with the greatest level of impact for those affected by the opioid crisis in Illinois; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Illinois General Assembly to create the Opioid Settlement Fund, created as a special fund in the State Treasury to receive opioid-related settlement funds to which the State of Illinois may be entitled under any opioid-related settlement; and be it further

RESOLVED, That all funds received by the State from an opioid-related settlement should be deposited into the Opioid Settlement Fund to be used for purposes related to alleviating the opioid crisis; and be it further

RESOLVED, That of the moneys allocated to the Fund, a portion should be dedicated as follows: (1) to provide greater access to and availability of quality and effective opioid use disorder treatment, (2) to provide funding to safety net substance use treatment providers, including the allocation of capital funding resources to such providers to expand access to and availability of quality and effective opioid use disorder treatment, and (3) to maximize the opportunity to draw federal matching funds for purposes related to alleviation of the opioid crisis; and be it further

RESOLVED, That in addition to the moneys allocated, subject to appropriation, at least \$100,000 should, on an annual basis, be granted to the Illinois Alcohol and Other Drug Abuse Professional Certification Association to cover the fees associated with the application and testing of human services professionals in the State of Illinois who provide substance use disorder services and mental health services; and be it further

RESOLVED, That "opioid-related settlement" means any and all current or future settlements reached by the State of Illinois, independently or as part of a global or multi-state settlement, with opioid manufacturers, distributors, retailers, and any associated business entities; and be it further

RESOLVED, That "safety net substance use treatment providers" means licensed and nationally accredited substance use treatment providers that are open 24 hours per day, are required to admit patients 24 hours per day, are providing medication-assisted treatment to individuals with opioid use disorder, and are serving a higher proportion of Medicaid beneficiaries and individuals who are uninsured; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Governor, all Legislative Leaders, the Attorney General, the Illinois Department of Human Services-Department of Substance Use, Prevention and Recovery (SUPR), and the Illinois Department of Healthcare and Family Services (HFS).

HOUSE RESOLUTION 298

Offered by Representative Meier:

WHEREAS, Illinois nursing homes have been severely impacted by COVID-19, with outbreaks causing high rates of infection, morbidity, and mortality; and

WHEREAS, Illinois' long-term care facilities have been ground zero in the fight against the COVID-19 pandemic, representing a shockingly high share of COVID-19 deaths; over 10,300 long-term care facility residents have died of COVID-19, while 78,400 nursing home residents have been confirmed COVID-19 positive and the numbers continue to rise; and

WHEREAS, The toll of separation and lack of physical contact on nursing residents has led to feelings of loneliness, abandonment, despair, and fear, and these feelings are only pushing the pandemic's death toll higher; and

WHEREAS, Isolation and loneliness are associated with a 50 percent increased risk of developing dementia, a 32 percent increased risk of stroke, a 29 percent increased risk of coronary heart disease, and a nearly fourfold increased risk of death among heart failure patients; and

WHEREAS, The updated visitation guidance by the Centers for Medicare & Medicaid Services (CMS), dated on March 10, 2021 and April 27, 2021, emphasized that facilities must allow end-of-life and compassionate care visits regardless of community positivity rates, an outbreak, or vaccination status, and any nursing home must facilitate in-person visitation consistent with applicable CMS regulations; and

WHEREAS, CMS guidance states a facility should not restrict visitation for all residents as long as there is evidence that the transmission of COVID-19 is contained to a single area (e.g. unit) of the facility; facilities should continue to adhere to CMS regulations and guidance for COVID-19 testing, including routine staff testing, testing of individuals with symptoms, and outbreak testing; and

WHEREAS, Nursing home residents must be able to exercise their right to in-person visitation; facilities must be held accountable for facilitating in-person visitation for nursing home residents and families when safe to do so in compliance with guidance by CMS and the Centers for Disease Control (CDC); and

WHEREAS, CMS guidance confirms nursing home residents are entitled to receive compassionate care visits, including but not limited to end of life visits, in accordance with CMS and CDC guidance; and

WHEREAS, CMS guidance states "compassionate care visits, and visits required under federal disability rights law, should be allowed at all times, regardless of a resident's vaccination status, the county's COVID-19 positivity rate, or an outbreak"; and

WHEREAS, CMS defines compassionate care visits to include, but not be limited to:

- (a) end-of-life situations;
- (b) a resident, who was living with their family before recently being admitted to a nursing home and is struggling with the change in environment and lack of physical family support;
- (c) a resident who is grieving after a friend or family member recently passed away;
- (d) a resident who needs cueing and encouragement with eating or drinking, previously provided by family and/or caregiver(s), and is experiencing weight loss or dehydration; and
- (e) a resident who used to talk and interact with others and is experiencing emotional distress, seldom speaking, or crying more frequently (when the resident had rarely cried in the past); and

WHEREAS, In addition to family members, compassionate care visits can be conducted by any individual that can meet the resident's needs, such as clergy or lay persons offering religious and spiritual support; and

WHEREAS, The Illinois Department of Public Health guidance states essential caregivers meet an essential need for the resident by assisting with activities of daily living or positively influencing the behavior of the resident; the goal of such a designation is to help ensure high-risk residents continue to receive individualized, person-centered care; and

WHEREAS, The Illinois Department of Public Health states a facility should establish policies and procedures for how to designate and utilize essential caregivers that include visitation parameters and a process for communication with residents and families; and

WHEREAS, Illinois nursing home residents and their loved ones and family members continue to be wrongly denied access to in-person visitation, compassionate care, and end-of-life visits, as well as essential caregiver visitation based on facilities' purported but unsupported or unverifiable or undocumented assertions that visitation is denied because of something related to COVID-19; and

WHEREAS, Over a year into the COVID-19 pandemic, thousands of Illinois nursing home residents, their loved ones, and family members continue to be separated; the responsibility to attest and report the denial of end-of-life, compassionate care, and essential caregiver visitation remains the sole responsibility of impacted, vulnerable nursing home residents or their loved ones; and

WHEREAS, Family members and the loved ones of nursing home residents fear reporting the facility because their resident could be subjected to potential harm, neglect, or abuse; in abundance of fear, they do not contact state or federal nursing home regulators to report denied end-of-life, compassionate care, or essential caregiver visitation; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge Illinois long-term care facilities to uphold and adhere to federal and state laws, rules, regulations, and guidance on a resident's standards of care, rights, protections, and inalienable right to be treated with respect, dignity, and quality care; and be it further

RESOLVED, That Illinois long-term care facilities shall be held fully accountable, be investigated, and subjected to remediation for failure to reinstate end-of-life, compassionate care, and essential caregiver visitation without adequate reasons related to clinical necessity or resident safety; and be it further

RESOLVED, That the Illinois Department of Public Health shall review whether a facility is in compliance with the federal and state law, regulations, rules, and guidance, and will work swiftly with the

facility to quickly address any constraints when a long-term care facility claims barriers to reinstating end-of-life, compassionate care, and essential caregiver visitation; and be it further

RESOLVED, That we urge the Illinois Department of Public Health to continue listening to long-term care resident advocates, aging advocates, the Illinois Long-Term Care Ombudsman, and representatives from essential caregiver organizations to address the inequity of access to end-of-life, compassionate care, and essential caregiver visitation in Illinois.

HOUSE RESOLUTION 299

Offered by Representative LaPointe:

WHEREAS, 2021 marks the 50th anniversary of the Copernicus Foundation, a cultural and civic center serving the Polish community as well as other ethnic groups; and

WHEREAS, The Copernicus Foundation was chartered as a non-for-profit organization in July of 1971 to serve the metropolitan Chicago area as a major civic, educational, recreational, and entertainment resource; and

WHEREAS, The officers of the Copernicus Foundation are Chairman of the Board Hubert Cioromski, President Mario Mikoda, and Executive Director Kamila Sumelka; and

WHEREAS, The mission of the Copernicus Foundation is to preserve the Polish culture and historic heritage with pride; and

WHEREAS, The Copernicus Foundation allows patrons to glimpse life as it was lived by their ancestors and to connect to a timeless culture; and

WHEREAS, For the past 40 years, the Copernicus Foundation has sponsored the annual Taste of Polonia, Chicago's oldest and largest ethnic neighborhood festival; and

WHEREAS, The Copernicus Foundation is not only the home of several organizations and non-for-profits but also a civic partner of the Jefferson Park community; it is located on Milwaukee Avenue, Chicago's "Polish Corridor", and is the anchor of the city's Little Warsaw; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare July 12, 2021 as Copernicus Foundation Day in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Copernicus Foundation as a symbol of our respect and esteem.

At the hour of 1:21 o'clock p.m., the House Perfunctory Session adjourned.