

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-SIXTH GENERAL ASSEMBLY**

**73RD LEGISLATIVE DAY**

**PERFUNCTORY SESSION**

**THURSDAY, OCTOBER 8, 2009**

**9:36 O'CLOCK A.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
73rd Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Adjournment .....	8, 9
Change of Sponsorship.....	5
Introduction and First Reading – HB 4633-4638 .....	5
Legislative Measures Approved for Floor Consideration.....	8
Legislative Measures Assigned to Committee .....	8
Report From Standing Committees .....	4
Reports .....	3
Resolutions.....	5
Temporary Committee Assignments.....	4, 8
Veto Motions Submitted .....	4

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
HB 1522	Second Reading.....	8
HB 1526	Second Reading.....	8
HB 2279	Motion Submitted .....	5
HB 4624	Committee Report .....	4
HB 4624	Second Reading.....	8
HB 4625	Committee Report .....	4
HB 4625	Second Reading.....	8
HJR 0072	Committee Report .....	8
HJR 0075	Resolution.....	7
HR 0572	Committee Report .....	8
HR 0572	Resolution .....	5
HR 0578	Resolution .....	6
HR 0642	Committee Report .....	8
HR 0642	Resolution .....	6

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

### REPORTS

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

Enterprise Zone Program Annual Report, 2008-2009, submitted by Department of Commerce and Economic Opportunity on September 29, 2009.

Equal Opportunity Report, submitted by Regional Transportation Authority on October 6, 2009.

Annual Report, 2008-2009, submitted by Southern Illinois University Board of Trustees on October 6, 2009.

### LETTERS OF TRANSMITTAL

October 8, 2009

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

Dear Clerk Mahoney:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will have **Perfunctory time on Thursday, October 8, 2009.**

With kindest personal regards, I remain

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

October 7, 2009

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

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to November 30, 2009 for the following Bills:

**House Bills 4624 and 4625.**

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

With kindest personal regards, I remain

Sincerely yours,

[October 8, 2009]

4

s/Michael J. Madigan  
Speaker of the House

October 8, 2009

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

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to November 30, 2009 for the following Bills:

**Senate Bills: 227, 267, 277, 327, 744, 1425, 1812, 1894, 1896, 1927 and 2106.**

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

With kindest personal regards, I remain

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

#### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative McAuliffe replaced Representative Hatcher in the Committee on Counties & Townships on October 7, 2009.

Representative Walker replaced Representative Reitz in the Committee on Counties & Townships on October 7, 2009.

#### **REPORT FROM STANDING COMMITTEES**

Representative Verschoore, Chairperson, from the Committee on Counties & Townships to which the following were referred, action taken on October 7, 2009, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 4624 and 4625.

The committee roll call vote on House Bills 4624 and 4625 is as follows:

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

N Verschoore(D), Chairperson	Y Zalewski(D), Vice-Chairperson
Y Ramey(R), Republican Spokesperson	Y McAuliffe(R) (replacing Hatcher)
A Mitchell, Bill(R)	A Moffitt(R)
Y Walker(D) (replacing Reitz)	Y Riley(D)
A Rita(D)	

#### **VETO MOTIONS SUBMITTED**

Representative Bellock submitted the following written motion, which was placed on the order of Motions:

**MOTION**

I move that HOUSE BILL 2279 do pass, the Governor's Specific Recommendations for Change notwithstanding.

**CHANGE OF SPONSORSHIP**

With the consent of the affected members, Representative Ryg was removed as principal sponsor, and Representative Berrios became the new principal sponsor of SENATE BILL 1927.

With the consent of the affected members, Representative Ryg was removed as principal sponsor, and Representative Smith became the new principal sponsor of SENATE BILL 226.

With the consent of the affected members, Representative Brauer was removed as principal sponsor, and Representative Mautino became the new principal sponsor of SENATE BILL 227.

**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 4632. Introduced by Representative Fritchey, AN ACT concerning local government.

HOUSE BILL 4633. Introduced by Representatives Black, Fritchey and Jakobsson, AN ACT concerning education.

HOUSE BILL 4634. Introduced by Representatives Reis - Myers - Leitch - Schmitz, AN ACT concerning revenue.

HOUSE BILL 4635. Introduced by Representative Osmond, AN ACT concerning transportation.

HOUSE BILL 4636. Introduced by Representative Myers, AN ACT concerning safety.

HOUSE BILL 4637. Introduced by Representative Lang, AN ACT concerning regulation.

HOUSE BILL 4638. Introduced by Representative Lyons, AN ACT concerning professional regulation.

**HOUSE RESOLUTIONS**

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

HOUSE RESOLUTION 572

Offered by Representative Chapa LaVia:

WHEREAS, The members of the Illinois House of Representatives are pleased to congratulate Pastor Paul Hernandez of Casa del Alfarero Church in Aurora on 50 years of ministry and his 75th birthday; and

WHEREAS, He was born on June 7, 1934, to Felipe and Margarita Flores Hernandez in Tilden, Texas; he attended Robert E. Lee Jr. High School in San Angelo, Texas and graduated from San Angelo High School and San Angelo Business College in San Angelo; he also attended Angelo State University before receiving his call to the ministry; and

WHEREAS, After receiving his call, he graduated and was Valedictorian of the class of 1959 from Latin American Bible Institute in Yselta, Texas; later that year he received his credentials from the Latin

American District Council of the Assemblies of God Church; he also married his wife, Helen, in 1959; and

WHEREAS, Paul and Helen moved to Springfield, Missouri, where Paul attended classes and graduated from Central Bible College in 1963, with his Bachelors degree in Bible and a minor in Sociology; and

WHEREAS, Paul pastored several churches across the country, from Michigan to California, before he and his family settled in Aurora in 1994; and

WHEREAS, Helen passed away in 2001; in 2003 Paul made the decision to retire from full-time ministry but is still an ordained minister with the Assemblies of God; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Pastor Paul Hernandez and wish him all the best for the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Pastor Paul Hernandez as a symbol of our sincere respect.

#### HOUSE RESOLUTION 578

Offered by Representative Cross:

WHEREAS, The State of Illinois recognizes the nationwide seriousness of drug abuse and violence by our nation's and our State's youth, and the urgent need to use and to expand school-based prevention education programs throughout the nation; and

WHEREAS, The day-to-day struggle against alcohol abuse, tobacco, drugs, and violence requires a long-term national, state, and local effort and commitment; and

WHEREAS, Since 1983, the Drug Abuse Resistance Education (D.A.R.E.) Program has taught millions of young people how to recognize and to resist the pressure to be involved in drugs, gangs, and violent activities; and

WHEREAS, The D.A.R.E. Program underscores a nationwide commitment and dedication to help our nation's youth to "just say no" to drugs and to violence; and

WHEREAS, By promoting positive youth development, D.A.R.E. Programs across our nation are helping children and young people make the right choices and build lives of purpose; and

WHEREAS, The D.A.R.E. Program allows law enforcement personnel to enter our nation's classrooms to answer difficult questions about drugs, violence and crime, teaches students how to avoid temptation, and encourages open communication between young people and local law enforcement officers; and

WHEREAS, The D.A.R.E. Program strengthens our local communities and provides our children and young people with a strong foundation and model for success; and

WHEREAS, D.A.R.E. Instructors, along with parents, teachers, health care professionals, and all other interested parties who help our nation's youth grow into responsible, successful adults, are strengthening our country and contributing to a future of hope for everyone; and

WHEREAS, The State of Illinois recognizes the nationwide seriousness of drug abuse and violence by the youth of our nation and our State, and the urgent need to use and to expand school-based prevention education programs throughout the nation; and

WHEREAS, Illinois' D.A.R.E. Program shows a commitment by the State to never cease in its duties to fight the war on drugs and violence; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize the day of October 15th, 2009, and every October 15th thereafter, as D.A.R.E. Day in the State of Illinois, and encourage all citizens to support and partake in their local D.A.R.E. programs.

#### HOUSE RESOLUTION 642

Offered by Representative Cross:

WHEREAS, The State of Illinois recognizes the nationwide seriousness of drug abuse and violence by our nation's and our State's youth, and the urgent need to use and to expand school-based prevention education programs throughout the nation; and

WHEREAS, The day-to-day struggle against alcohol abuse, tobacco, drugs, and violence requires a long-term national, state, and local effort and commitment; and

WHEREAS, Since 1983, the Drug Abuse Resistance Education (D.A.R.E.) Program has taught millions

of young people how to recognize and to resist the pressure to be involved in drugs, gangs, and violent activities; and

WHEREAS, The D.A.R.E. Program underscores a nationwide commitment and dedication to help our nation's youth to "just say no" to drugs and to violence; and

WHEREAS, By promoting positive youth development, D.A.R.E. Programs across our nation are helping children and young people make the right choices and build lives of purpose; and

WHEREAS, The D.A.R.E. Program allows law enforcement personnel to enter our nation's classrooms to answer difficult questions about drugs, violence and crime, teaches students how to avoid temptation, and encourages open communication between young people and local law enforcement officers; and

WHEREAS, The D.A.R.E. Program strengthens our local communities and provides our children and young people with a strong foundation and model for success; and

WHEREAS, D.A.R.E. Instructors, along with parents, teachers, health care professionals, and all other interested parties who help our nation's youth grow into responsible, successful adults, are strengthening our country and contributing to a future of hope for everyone; and

WHEREAS, The State of Illinois recognizes the nationwide seriousness of drug abuse and violence by the youth of our nation and our State, and the urgent need to use and to expand school-based prevention education programs throughout the nation; and

WHEREAS, Illinois' D.A.R.E. Program shows a commitment by the State to never cease in its duties to fight the war on drugs and violence; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize October 15th, 2009 as D.A.R.E. Day in the State of Illinois, and encourage all citizens to support and partake in their local D.A.R.E. programs.

#### HOUSE JOINT RESOLUTION 75

Offered by Representative McCarthy:

WHEREAS, The current distressing national, regional, and State economic climates serve as the collective impetus for a re-examination of State appropriations practices; and

WHEREAS, The wisdom of a renewed focus on best-spending practices throughout all aspects of State appropriations and expenditures is warranted; and

WHEREAS, The aim of the Monetary Award Program should be to provide the most practical assistance possible in facilitating Illinois students' access and choice in opening realistic vistas of higher education; and

WHEREAS, Feasible new alternatives must always be judiciously explored by those empowered by the public trust with the responsibility of dispensing the public funds; and

WHEREAS, On December 9, 2008, the Board of Higher Education unanimously endorsed the "Public Agenda for College and Career Success", which codified the goal, among others, of matching Illinois' educational attainment to the best-performing U.S. states and world countries, as the blueprint to guide education policy in this State for the next decade; and

WHEREAS, The "Public Agenda for College and Career Success" cites, among several other barriers to the stated goal, both the diminished buying power of the Monetary Award Program grant and the denial of Monetary Award Program grant awards to one-fourth of eligible students; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Board of Higher Education, in consultation with the Illinois Student Assistance Commission, the Illinois Community College Board, and any other appropriate entity, shall undertake a study of the most practical methodology to improve the efficiency and sustainability of the Monetary Award Program that includes all of the following:

- (1) a review of the success rates of all Monetary Award Program recipients, as defined by either degree completion or skill set attainment;
- (2) demographics of MAP recipients regarding the disbursement of Monetary Award Program funds between and among public, private, and proprietary institutions;
- (3) potential steps to maximize efficiencies by the Illinois Student Assistance Commission in the delivery of student financial aid; and
- (4) the feasibility of re-structuring Monetary Award Program eligibility to only those freshmen and sophomore students, as defined by traditional credit-hour completion criteria, attending

Illinois community colleges and those junior and senior students, as defined by traditional credit-hour completion criteria, attending 4-year institutions; and be it further

RESOLVED, That the Illinois Board of Higher Education shall prepare a report with the findings and recommendations on improving the efficiency and sustainability of the Monetary Award Program and submit that report to the General Assembly no later than January 31, 2010; and be it further

RESOLVED, That suitable copies of this resolution be presented to the chairpersons of the Illinois Board of Higher Education, the Illinois Student Assistance Commission, and the Illinois Community College Board.

### **HOUSE BILLS ON SECOND READING**

Having been reproduced, the following bills were taken up, read by title a second time and held on the order of Second Reading: HOUSE BILLS 1522, 1526, 4624 and 4625.

At the hour of 9:53 o'clock a.m., the House Perfunctory Session adjourned.

At the hour of 11:13 o'clock a.m., the House reconvened perfunctory session.

### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Acevedo replaced Representative Lang in the Committee on Rules on October 8, 2009.

### **REPORT FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on October 8, 2009, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTIONS 572, 642 and HOUSE JOINT RESOLUTION 72.

#### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Elementary & Secondary Education: SENATE BILL 277.

Executive: HOUSE BILL 4638 and SENATE BILLS 227, 327, 744, 1894, 1927 and 2106.

Health Care Availability and Accessibility: Motion to Concur with SENATE AMENDMENTS Numbered 3, 4 and 5 to HOUSE BILL 3923.

Higher Education: HOUSE JOINT RESOLUTION 75.

Judiciary I - Civil Law: HOUSE BILL 4628.

Judiciary II - Criminal Law: SENATE BILLS 1812 and 1896.

State Government Administration: SENATE BILLS 267 and 1425.

The committee roll call vote on the foregoing Legislative Measures is as follows:

3, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson  
Y Acevedo(D) (replacing Lang)  
Y Turner(D)

A Black(R), Republican Spokesperson  
A Schmitz(R)



At the hour of 11:13 o'clock a.m., the House Perfunctory Session adjourned.