

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Clerk Hollman: "House Perfunctory Session will come to order. Introduction and First Reading of House Bills. House Bill 4075, a Bill for an Act concerning local government. First Reading of this House Bill. House Bill 4075 was offered by Representative Arroyo."

Speaker Lang: "The House is called to order for regular Session. With leave of the Body, we will use the Quorum Roll Call for the 7th Special Session as the Quorum Roll Call for regular Session. Is there leave? Leave is granted. And the House is in Session. The Chair recognizes Mr. Bennett. For what reason do you rise, Sir?"

Bennett: "Thank you, Mr. Speaker. This is for a point of personal privilege, please."

Speaker Lang: "You may proceed, Sir."

Bennett: "Thank you so much. With me today is Joseph Narmon. He is my Page with us today. He's from Eureka Middle School, and he's going to be in eight grade next year. He's interested in politics; we're talking about that. But he's also accompanied by his grandparents, Jean and Jack Slater, who are up behind me up in the gallery. So, if we could give them a warm Springfield welcome, please. Thank you."

Speaker Lang: "Welcome. Thank you for joining us today. Appreciate it very much. The Chair recognizes the Clerk."

Clerk Hollman: "Committee Reports. Representative Zalewski, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on June 27, 2017: do pass as amended Short Debate is Senate Bill 484."

Speaker Lang: "Chair recognizes Leader Currie for a Motion."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Currie: "Thank you, Speaker. I move to suspend posting requirements so that the following Bills and Resolutions can be heard in the committees to which they've been assigned. Senate Joint Resolution 12, House Bill 4008, House Bill 4075, Senate Bill 948, Senate Bill 1281, and Senate Joint Resolution 22, Senate Joint Resolution 32. I know of no opposition. I'd appreciate your support."

Speaker Lang: "You heard the Lady's Motion. Is there leave? Leave is granted. Mr. Swanson is recognized."

Swanson: "Good morning, Mr. Speaker. Point of personal privilege."

Speaker Lang: "Proceed, Sir."

Swanson: "With me today, up in the gallery, is my summer intern, Brock Titlow, who's from Kewanee. He's a senior at University of Illinois-Springfield. And thank you for staying in Illinois for your education, Brock; and his major is political science. Up in the right side here. Thank you, Brock."

Speaker Lang: "Happy to have you with us, today. Representative Hurley is recognized."

Hurley: "Personal privilege, Mr. Speaker."

Speaker Lang: "You may proceed."

Hurley: "Thank you. Today, I want to welcome Carson Banker. He was down here for Tech 2017, and he said he liked politics. So, I said 'well, if you are ever interested to come down to Springfield, please let me know.' He let me know and here he is. So, please give a warm Springfield welcome to Carson."

Speaker Lang: "Welcome aboard. Thank you for having... Oh, he bowed. Very good, I like that. Mr. Wheeler is recognized."

Wheeler, K.: "Thank you, Mr. Speaker. Point of personal privilege."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Speaker Lang: "Go right ahead, Sir."

Wheeler, K.: "Thank you. I'd like to introduce my Page for the day. This is Ilana Paluska; she's 11 years old. She's from Springfield. She's a talented painter, who's interested in track and gymnastics. She loves the color pink. Her future plans include working in the Capitol here, and being a dolphin trainer. Let's please give her a warm Illinois House welcome."

Speaker Lang: "Welcome. Thank you for being here with us. Mr. Sauer."

Sauer: "Thank you, Mr. Speaker. Point of personal privilege."

Speaker Lang: "Go right ahead."

Sauer: "Thank you, Mr. Speaker. I'd like the Body to know that today is the birthday of one of our Members, the honorable David Welter behind me. It is his birthday today. And I'm sure for his birthday he would just like to vote on some budget items and maybe some reforms, Mr. Speaker. Happy birthday."

Speaker Lang: "We'll see what we can do about that. Happy birthday, Mr. Welter. Representative Ives is recognized."

Ives: "Thank you, Mr. Speaker. I have a point of personal privilege."

Speaker Lang: "Proceed, please."

Ives: "I'd like to welcome today, my summer intern, who is Emily Secsauer. She's up in the gallery. She's from Wheaton, and she is going to be a sophomore at George Mason University."

Speaker Lang: "Welcome. Thanks for being here. Mr. Clerk, on supplemental Calendar #1, under Senate Bills-Second Reading, there appears Senate Bill 484. Please read the Bill."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Clerk Hollman: "Senate Bill 484, a Bill for an Act concerning revenue. Second Reading of this Senate Bill. Amendment 1 was adopted in committee. No Floor Amendments. A fiscal note and Home Rule note has been requested but not filed at this time."

Speaker Lang: "Please hold this Bill on the Order of Second Reading, Mr. Clerk. Page 10 of the Calendar, Concurrences, House Bill 173. Mr. Sims, on your Concurrence Motion. Please proceed. Mr. Sims, would you me like to return to you? Out of the record, Mr. Clerk. House Bill 531, Leader Currie. Out of the record. House Bill 622, Mr. Hoffman. Out of the record. House Bill 2527, Mr. Sosnowski. Please read.. please proceed on your Motion, Sir."

Sosnowski: "I just ask that the chamber adopt Senate Amendments 1 and 2 to this Concurrence."

Speaker Lang: "Can you please explain you're amendments, Sir."

Sosnowski: "They make some minor modifications to the underlying Bill."

Speaker Lang: "I know you're attempting to sound like Mr. Moylan, but we could use a little more from you, Sir."

Sosnowski: "This was... these Amendments were reached after much discussion. There is no objection to either of these Amendments, but after consultation in the Senate with a variety of different groups, including the ICCB, this clarifies some of the language as far as how the application would work, the duration of the ability to run the degree-granting not-for-profit, and a variety of other changes. I'd be happy to elaborate, if the Chair would like any more information."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Speaker Lang: "That's good enough for me. Those in favor of the Gentleman's Motion vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 109 voting 'yes', 0 voting 'no'. And the House does concur with Senate Amendments #1 and 2 to House Bill 2527. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2545, Mr. Davidsmeyer. Out of the record. House Bill 2589, Mr. Jones. Please proceed, Sir."

Jones: "Thank you, Mr. Speaker. House Bill 2589, I move to concur to House Bill 2589 Senate Amendment #1. It just simply makes a technical change in, as a requirement, takes it from the Department of Children Services and puts it in... makes a Unified Code of Corrections. That's what Senate Amendment 1 does. So, I move to concur and ask for your 'aye' vote."

Speaker Lang: "Those in favor of the Gentleman's Motion vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? This requires 71 votes. Have all voted who wish? Please record yourselves. Mr. Clerk, please take the record. On this question, there are 107 voting 'yes', 1 voting 'no'. And the House concurs with Senate Amendment #1 to House Bill 2589. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2771, Mr. Mitchell. Christian Mitchell. Out of the record. House Bill 2810, Mr. Spain. Please proceed, Sir."

Spain: "Thank you, Mr. Speaker. House Bill 2810 is an Act concerning animal cruelty. It makes it a small change to an animal that has been taken from an owner is not returned to

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

that same household, if that owner's been convicted of abuse. The Senate change was Senate Amendment 1 is cooperation with the Illinois Farm Bureau to remove a Section of the Act pertaining to owner's duties of providing food, water, and shelter. I ask the Body and my Members for your support."

Speaker Lang: "Those in favor of the Gentleman's Motion will vote 'yes'; opposed 'no'. The voting is open. This Bill requires 60 votes. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, 109 voting 'yes', 0 voting 'no'. And the House concurs with Senate Amendment 1 to House Bill 2810. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2953, Mr. Evans. Please proceed, Sir."

Evans: "Thank you, Mr. Speaker and the great Members of the Assembly. Senate Amendment 1 removes the..."

Speaker Lang: "Mr. Evans, may I interrupt you."

Evans: "Yeah."

Speaker Lang: "You had a Motion yesterday that lost, but you have not filed a new Motion. You'll need to file a new Motion. Out of the record, Mr. Clerk. House Bill 3449, Representative Williams. Please proceed."

Williams: "Yes, Mr. Speaker, thank you. I'd like to concur in Senate Amendments #4 and #5. The Amendments make some minor changes including exemptions to my Geolocation Data Privacy Protection Act."

Speaker Lang: "Representative Parkhurst, do you rise on this Bill? We'll get... we'll get back to you."

Parkhurst: "Thank you."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Speaker Lang: "Mr. Andersson is recognized. Mr. Andersson."

Andersson: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Andersson: "Let's start by going back to the... where are you? Ann, I can't see you. Hi, Ann. Let's go back to the underlying Bill. Can you give us a brief presentation of that again, please?"

Williams: "Absolutely. This Bill, as you recall, requires location based apps to notify you that you are collecting personal geolocation data, and you have to give them permission to do so, before you can proceed with the app. It requires a onetime permission to be given, and if that's the case, it allows the app to proceed and collect your data for the purpose designated."

Andersson: "And I think I heard you say that the changes from the Senate were technical, but could you give me a little bit more?"

Williams: "I wouldn't say technical. They are just... well, we've tried to take into account some of the concerns we've heard from the opponents."

Andersson: "Okay."

Williams: "So, we've yet again assured everyone that there is no private right of action. So, we can't booster up a private right of action, we can't do an outright private action, and if there's any contract issue that may arise as a result, there is no private right of action that can arise out of that."

Andersson: "So, who's... is the only right of action that of the Attorney General or?"

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Williams: "It's the Attorney General and the state's attorney."

Andersson: "Okay."

Williams: "That's what's left. There is also a Section that has expanded the exemptions, and I would submit that the exemptions that we've included really weren't covered, or intended to be covered by the Act. But these organizations or these entities wanted assurance that they wouldn't be covered. These include land surveyors, public utilities, electric suppliers, and political committees. And that would be like a vote builder app, that doesn't apply in that case."

Andersson: "It looks like, from our analysis, that the Amendments have not changed the opponents. It looks like the Governor's Office, the Chamber, the Chicagoland Chamber, IRMA, and IMA, are they all still opposed, to your knowledge?"

Williams: "Those still are. And despite... that is despite our attempt to what I was hoping would create a model piece of legislation on this topic. Because, as you recall, in the fall the FCC implemented guidelines in terms of privacy protection; and in March, unfortunately, Congress under the new administration rolled those guidelines back. So, the fight is now at the state level to protect data privacy. And I would add that we've found some new proponents since I last discussed the Bill. Chicago Alliance Against Sexual Exploitation, Illinois PIRG, Illinois Campaign for Political Reform, the ACLU, Cook County Sheriff, Privacy Rights Clearing House, the Attorney General, and others."

Andersson: "Thank you very much."

Williams: "Sure, thanks."

Speaker Lang: "Mr. Wheeler."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Wheeler, K.: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Wheeler, K.: "Representative, we talked about this in committee yesterday for a few minutes. We've talked about this several times over the last few months. So, let me first say thank you for your work on this..."

Williams: "Thank you."

Wheeler, K.: "...I know you've worked hard to try..."

Williams: "Thank you."

Wheeler, K.: "...and get things into a better place. I don't... I'm not sure we're there yet, and I know that we want to get there. So, just for a few things that I'd like to say. This would be an easier issue to address at the federal level so that all developers, throughout the country, would have one standard to follow. I think you'd agree with that approach. Is that correct?"

Williams: "Well, you know, I looked into the question a bit after our committee yesterday, and what we've heard from some of the tech companies that we did speak with is that it's a matter of one line of code. And companies like, for example, you're familiar with Draft Kings probably from all the legislation surrounding that issue. They're easily able to tell if their operator is located in Illinois, or another state. So, it's not anything more than a very, very minor tweak. And a lot of other apps require... a lot of other governments require the apps to adjust this way. For example, gambling, like the 'Draft Kings'. Gaming is legal in some states and not others. Therefore the apps already have to adjust state by state."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Wheeler, K.: "I know, I appreciate that."

Williams: "Ideally, federal, yeah. But that's just not happening."

Wheeler, K.: "I understand, that's what I'm saying. So, in a perfect world, that's what it would be. We're not there, so, you're trying to accomplish it another way."

Williams: "Exactly."

Wheeler, K.: "Ultimately, I think this is really an education issue. And you're trying to educate users on the fact that... that their data may be used for something they may not be prepared to understand, right? So, that's really what you're trying to do. So everybody understands, what the Bill will do, even in the amended form, is that when your location data is going to be used for the first time, on a new app, it's going to inform you that your location data is going to be used. Is that an accurate reflection of your Bill?"

Williams: "That is and it's the first time. And.. and yeah... so that I lost my train of thought, give me a second. Okay. So, yeah, what happens is the app will come up with, let's just say for example, Uber, which we all know. It will say, and I can even read it to you, I pulled it up just to see; 'your location is going to be tracked so we can better provide you with service, and then for five minutes after.' In addition, another one that I saw yesterday was Beggars Pizza, 'We are tracking your location. We're collecting data on your location so we can notify you of Beggars Pizza locations by you.' One that I think that I wasn't aware of, that I discussed this morning with a colleague, is that of a Weather Bug. I immediately deleted it off my phone when I learned it was purchased by an advertising company, which collects your

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

location data, not to provide weather services, but to sell and aggregate that data. They don't notify you what they are using it for."

Wheeler, K.: "And you... Another question is, is the intention of your Bill that when that pop up appears on the person's phone..."

Williams: "Sure."

Wheeler, K.: "...does that... if they choose... can they choose not to use the location services on that app, at that point in time?"

Williams: "You can say 'no', but the problem there is, then you don't get to avail yourself of the many benefits of that app. And this Bill does not design to discourage creativity or even location-based services within the app. On the contrary, it just wants to ensure that there's a trust established so you don't turn off in your location services, and never go back again. But you are aware that they're collecting your location data."

Wheeler, K.: "Okay. And this just spirals in my mind, Ann, so walk me through this part. Let's say that I'm a parent and I've got an app on my child's phone that helps me understand where they are. Okay? Based on that question, is, how often is this pop up going to occur? Is it... In committee we talked about, is it every update that has been installed..."

Williams: "The only time..."

Wheeler, K.: "...or a substantial update, or how does the threshold fix?"

Williams: "I think the term is 'materially changes the app'. So, for example, if Beggars Pizza decides that they're not just collecting your location data to share where their new

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

locations are, but to sell it to another user, that's a material change in the terms. So, that would require... that update would require a change. But most of them don't change the purpose for which they're collecting data."

Wheeler, K.: "Okay. Thank you, Ann. So, in coding roll, would that be a like a dot one release, or a number before the dot? I'm trying to figure out how a... you know, a small developer, is what I was always talk about, I know that I've asked you a million times on this. How would they know that threshold so they can be in compliance with this law, if it were to become actual law?"

Williams: "I'm not sure what that term means. But on the issue of small developers, I do have in my hands a letter that is signed by, oh, about 20 of the tech companies, entrepreneurial companies, including Data Made, Two Way Ink, Chicago City Escape, Function LSC, some that you might be familiar with. And what they told us is that these tech startups, enterprise software companies, and web development shops like legislation like this because one of their goals when developing software is to ensure that the end users have a trust. So, for them, the wave of the future, especially as people become more aware of how their privacy rights may be being eroded by data, they want to ensure that consumers know that they are valuing their privacy. So, I think we're hearing a lot from the big data companies. We're not hearing so much from the smaller companies that you are more familiar with and I think we will see them being very positive about these sorts of Bills."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Wheeler, K.: "No, I appreciate that. And again, I want to say thank you for..."

Williams: "Yeah, thank you."

Wheeler, K.: "...you've worked in a lot of different ways to try and get this done. I wish the Bill were a little further along in those ways. I mean, I really, this is a field in which I'm very interested in; it's part of the life I live outside of this building. So, I want to be there with you. I wish we were there right now. I don't think we are yet, today, but I... again, I really applaud your hard work on this."

Williams: "Thank you."

Wheeler, K.: "And let me just close real quick. So, to the Bill. Again, I applaud the Sponsor's initiative; her motive is fantastic. I don't think the actual legislation itself is what we would want, otherwise we'd have all of the business community supporting this Bill, and that's not there yet. So, this time, I respectfully request a 'no' vote. And Mr. Speaker, should this Bill receive the requisite number of votes, I would ask for a verification."

Speaker Lang: "Your request is acknowledged."

Wheeler, K.: "Thank you."

Speaker Lang: "Representative Ives."

Ives: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Ives: "Could you tell us a little bit about why the business community is opposed to this Bill at this time?"

Williams: "Well, my take on their opposition, first was about the private right of action, which we've removed, as I noted. But I think it's really a philosophical difference in privacy

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

rights and how privacy protection should be handled. As you know, the *Illinois Compiled Statutes* are filled with regulations on businesses and entities. I think the data companies have informed me that they would rather regulate themselves, but I think that the vast majority of consumers want to feel that the government is watching out, to ensure that their data is protected."

Ives: "Okay. So, I think I tend to agree with you. I mean, I was not in committee to hear these Bill or anything, but it appears to me that probably their biggest concern might be the fact that you are... that they think there'd be multiple lawsuits filed since you can receive back all sorts of attorney's fees and that you also can be charged up to three times actual damages..."

Williams: "Okay. That..."

Ives: "...and that this would..."

Williams: "...actually was removed."

Ives: "Okay."

Williams: "The private limit... the private bar will not be involved with any enforcement in this now. That was removed in various ways. So, the direct private right of action was eliminated. We took the bootstrap through the Consumer Fraud Protection Act out, as well as any contract provision that may arise. It is strictly enforceable by the Attorney General's Office as well as any state's attorney that may find a violation."

Ives: "Okay. So, they no longer can collect attorney's fees?"

Williams: "Let me check on that."

Ives: "I guess our analysis..."

Williams: "I think it's..."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Ives: "...maybe is confusing to that..."

Williams: "It makes no..."

Ives: "...to that degree then."

Williams: "All I would say is, if they're able to collect whatever they're able to collect, whatever damages they can collect, under the Consumer Fraud Act for a violation of that, yes. And they are, as my counsel informs me. So... okay, so, under the Consumer Fraud Act, the AG is able to collect for various actions and this does not change that at all."

Ives: "Okay. So, then they still can collect some of those attorney's fees?"

Williams: "Just like any other lawsuit that the Attorney General may bring, they're able to proceed in that manner."

Ives: "All right, okay. Mr. Speaker, to the Bill. I actually do think that folks are concerned about their privacy and that over time what you'll see is the free market will actually decide what apps people are willing to download and use, and which they aren't. And a lot of this is going to be solved by the market. I would suggest that adding the idea that you can collect attorney's fees. You may have like a lot of lawsuits, when people just want to make an app that is useful they think to people, I think we need to let the marketplace play this out a little bit more, and that as people's concerns about privacy increase over time, they're going to be much more aware and that this will be solved on its own. Thank you."

Speaker Lang: "Mr. Turner."

Turner: "Thank you, Mr. Speaker. Question of the Sponsor?"

Speaker Lang: "Sponsor yields."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Turner: "Can you just go over me... go over with me the issues in the Bill, specifically around privacy. What are you hearing from proponents of the Bill, or even opponents of the Bill as well?"

Williams: "You know, that's... we've been hearing more and more, as you know, since the FCC eroded the protections and rolled back what had been instituted by the prior administration. And quite frankly, people have no idea the extent to which their personal private data is being collected, shared, used, and monetized for great profit. For example, you're probably familiar, I'm sure, based on your work with the Right to Know Bill, that companies will procure and purchase data and build profiles on individuals, which will be used for marketing and other purposes and that has become a multi-billion dollar global industry. And it's interesting because we so freely give away this information just by using our phones, but it has incredible value to those that procure it and use it for... use it for sale."

Turner: "Thank you. And I know a big hang-up for a lot of people, as just discussed by the previous speaker, is around the private right of action that I believe was removed from your Bill. Could you just give me, once again, just a quick overview of the private right of action, and how it was removed, and just some clarity on that?"

Williams: "Yes. Like many other laws that with this Bill, initially, and I believe yours as well, included a private right to action and that's to ensure that consumers had redress when their right... privacy rights were violated. But after hearing from the opponents about this issue, and that

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

was what apparently was a primary concern from the opponents, we agreed to remove that, and not only did we remove the direct private right of action, we removed the opportunity to bootstrap into the Consumer Fraud Act and file suit that way. As well as in the Senate, we added an Amendment to ensure that if a contract were held void and enforceable, we couldn't then find a private right of action there. So, I think we hit the trifecta there, eliminating any possible way to file suit through the private bar. That limits the enforcement, as I've noted, to the Attorney General as well as state's attorneys of any individual county."

Turner: "And the Attorney General's Office is okay with what you're trying to do here?"

Williams: "Yes. As you recall, I was actually the Sponsor and I believe you were a strong supporter of the Personal Information Protection Act, which was passed years ago. It was actually a ground breaking Bill providing protections for consumers in Illinois. And most recently, a couple years ago, we did a similar Bill to shore that up and provide that in cases of data breach, consumers would have more rights. Again, in all of these cases, we're trying to look out for consumers... protect consumers that may not even be aware that they need protection. For example, when it comes to breaches, most people assume, oh, someone gets my data they hacked into. I'm going to know about it. That's not the case. Shockingly, there are no federal protections in place to require companies to notify consumers when there's many, many types of data breaches. Illinois has a strong law when it comes to financial data breaching, but if you recall, the Bill we passed a couple

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

years ago, there was a lot of pushback on attempts to notify consumers of other types of breaches. I'd say all those are invasions of privacy and we should protect the breaches all along, just like this Bill protects, just by notifying you, not prohibiting the use of your location data, but just by letting you know it's happening."

Turner: "Thank you for that answer, Representative. And as I... as I understand it, this sort of legislation would prevent the targeting of immigrants, women, and children who are often the victims of discrimination, stalking, harassment, by individuals who are able to look up their location through third party sources. Am I correct with that assumption?"

Williams: "You know, I didn't mention that, but thank you for bringing that up. This, obviously, with the current times, many people are concerned about who knows where they are, and how they know where they are. And that's not unreasonable for them to want to know if a particular app will do that tracking. And there are some very troubling examples of apps that are really designed to facilitate stalking of individuals. We've heard about the horrible apps that are out there, the horrible sites that are out there. For example, with Revenge Porn, and other things like that. They're similar corollary sites that provide for people to be able to stalk people and follow their actions, and share pictures, and do a lot of other really bad things. So, this Bill would be targeted... targeting not just the very very bad actors, like those, but even the legitimate apps by ensuring that you know if an app is collecting your data, you know what it's collecting your data for. So, if you download an app that

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

seems fun, you know that maybe there's another purpose there. And one example I'll give is the, if you have an iPhone you have a flashlight on your phone, but there's also an app that provides kind of for a flashlight and other, you know, strobe lights, and other services. I don't know if anyone has that downloaded, but that app has nothing to do with a flashlight. That app collects more data than almost any other app on the user, location data, et cetera. So, that's a perfect example of an innocuous enough app, oh, it's just a flashlight. No, it's actually there to collect your data. And without the money, you know that you have no idea."

Turner: "Sure. And forgive me if I missed it, but could just tell me about some of the exemptions that you've made in this... in this piece of legislation."

Williams: "Yeah. We added some exemptions into... Representative Wheeler's point, there is an exemption for apps that allow you to track where your children are. So, that is allowed to be utilized. It doesn't... is not impacted by this Bill. We also added several in the Senate. Again, these entities are entities which I would say were not intended to be covered by the app. Aren't covered by, I'm sorry, covered by the Bill, aren't covered by the Bill, but wanted assurances that they would not fall under the Bill. And these are things like land surveyors, public utilities, electric suppliers, alternative gas suppliers, and political committees as I mentioned, like a vote builder type app."

Turner: "Are internet wireless and telecommunication service providers exempted from your Bill?"

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Williams: "They don't... are not covered unless they're an individual app, unless they are providing an individual app."

Turner: "What about a person licensed as a private detective?"

Williams: "They are not covered."

Turner: "And a health care provider, or another entity subject to the Federal Health Insurance Affordability and Accountability Act of '96? Are they exempt under this legislation?"

Williams: "That sounds like an exemption to me."

Turner: "Okay."

Williams: "Yes."

Turner: "Any waivers of any provisions of this Act will be void and unenforceable, as will any provision referring to the use of location based applications, that does not comply with provisions of this Act?"

Williams: "That sounds right, yes."

Turner: "Okay, great. Thank you very much for your answers. I appreciate..."

Williams: "Thank you for..."

Turner: "...it. I stand in strong support of your Bill, Representative."

Williams: "Thoughtful. Thank you for all your hard work."

Turner: "You're welcome."

Speaker Lang: "Representative Willis."

Willis: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Willis: "Ann, can... I'm not real tech savvy. Sorry, you're over there. And so, if you could go through just a couple of the changes that the Senate put in, that we're looking to concur."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Williams: "Yeah. There's a couple things. First of all, we clarified the definition of a location based app to mean 'a software application that's downloaded or installed onto a mobile device, collects, uses, or stores geolocation information'."

Willis: "Okay. And when... is that the major change that came through from the Senate that we're looking at?"

Williams: "Yeah, those and the exemptions, you're right. And then we also provide an exemption for the storage of such information. Sometimes there's an app that might require you to store that sort of data that is not covered under the Act. That's if you store it for another reason, maybe how many times you work out, or your running route. I think they have an app that does that. So, that wouldn't be covered."

Willis: "Okay. This, from my reading of the Bill, seems to be a consumer protection Bill. It's protecting our privacy, protecting our right to decide who can know where we are, what we're doing, who we're interacting at, what apps we use, all of that kind of stuff. Why would anybody be against it? Do you know why we have the opponents on it?"

Williams: "Well, that's an excellent question, excellent summary of the Bill as well. It is for protection of consumer data privacy, and I would say, with the way the tech industry has evolved, in terms of collecting and using our data, we are way down the road. But in terms of what we're doing legislatively, to protect consumers, this is only a small step. Unfortunately, the law will never keep up with the very quick and very extreme advances in technology that we're seeing, literally, daily. So, we're just doing our best to

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

take a small step to assure consumers that they have the ability to have some control over the collection of this data."

Willis: "So, when you put in the additional protections through the Senate, did it take any opponents off of this Bill?"

Williams: "You know, I think the opponents unfortunately have remained consistent throughout the discussion, and this has been something we have seen nationwide. Since the Trump Administration rolled back the privacy protections, we've seen these sorts of Bills introduced in a number of states because consumers are, quite frankly, wanting and asking their Government Representatives to protect their personal data, and many have assumed that it has been protected to date. So, we've seen this Bill, or similar Bills, introduced in states like New Jersey, New York, and various other states. I think there's similar Bills pending right now in at least five states, and I expect this to continue."

Willis: "So, in other words, I mean, when we're, you know, we always hear about being afraid that 'big brother's' watching us. And you're saying, well, while they're watching you, we're going to protect your rights that they can't use that information against you or for another purpose. And I'm assuming that the big one is marketing. That this is... that they're oftentimes using, looking at our trends. I get that all the time with Amazon; you bought this, maybe you want to buy this now. And so, you're saying, unless I've given them permission to do that, they really can't, correct?"

Williams: "Well, that's a much more comprehensive Bill that I'd be interested in looking at the data, your personal data,

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

more in a proprietary way, but again, this Bill only takes a very small step. It's more about notifying the consumers that their data is... their geolocation data specifically, this Bill is very, very narrow limited to geolocation data is being collected and used. It doesn't prohibit them from using it; it doesn't prohibit them from selling it, frankly, that horse is out of the barn. And as I referenced earlier, there's data aggregation companies that are mining your data constantly, as you mentioned your Amazon example. So, we're not addressing that in this particular Bill. I'd love to continue to work on ways to educate consumers and ensure companies are handling data with the appropriate deference. But this Bill is very, very narrow, limited just to notifying you when your geolocation data is collected, ensuring consumers are aware and okay with that."

Willis: "Okay. So, I'm just going to go back to my original question, again. The opponents that are against your Bill, there's no place that you're going to be able to meet on it. They're just against it, philosophically saying that this is data that's out there, we have the right to mine it and do what we want with it, and you should not limit us from what our capabilities are doing, and there's really no middle ground that we can meet at."

Williams: "Well, you know, we... some of the representatives of the opponents have expressed some interest to me, privately, that we could maybe be a model when it comes to protecting privacy. But I think the companies are wanting to push back as much as they can, until they're forced to comply with some of these privacy requirements. And I think, you know, whenever we get

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

to kind of address one of the concerns, it seemed like the ball was moved. So, I know we've heard that before in other contexts, here in Springfield, but all I'll say is I think that the companies would rather not be regulated; they'd rather operate as they currently are. But what I'm hearing from consumers and constituents is they feel that their privacy should be protected on a very basic level. They should have an awareness of how and why their data, especially very, very personal data, like where you are at any given time, how that's collected."

Willis: "And I think when we've gone and we've seen some people that in domestic violence issues, where they have gone and used this data to track where they are, where their sp... you know, someone that they're stalking could be. This is even another reason that we need to put these protections in there. I, unfortunately, had a close friend of the family that had a stalker track her through her phone beeps and stuff like that. And so, I'm assuming that this is going to protect that also. Is that not correct?"

Williams: "Well, again, it would at least make the user know so if your friend downloaded an app that seemed harmless enough, she might realize, upon the notification, about her data would be collected and she could take steps then to ensure she doesn't utilize that component of the app. But we have examples of, again, apps that seem innocuous enough, they seem like, just like fun, but they might be... have a different purpose. And it's important that consumers know that when they download those apps."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Willis: "Okay. So, to the Bill. I think that, in this day and age as technology keeps advancing more and more and more, if we can put protections in it to protect our own privacy. You know, if you don't care that everybody knows where you are and you want to do it, that's fine. This Bill is not going to stop you from doing that, but I think if you want to be a little bit more cautious and protect yourself, protect your family, protect your children, I think nowadays when we see that children are out doing things, to not necessarily know every single step that they're doing from outside predators, or even from people that are gathering your shopping backgrounds. I think this is a way to go with it. I cannot see why anybody would vote 'no' on this Bill. It's protecting yourself; it's giving you consumer protections. So, therefore, I would urge this Body to vote 'aye'. Thank you very much."

Speaker Lang: "Representative Williams to close."

Williams: "All right. Thank you. I really appreciate the engagement and interest in this issue. I look forward to working with all of you as this issue evolves and would appreciate an 'aye' vote."

Speaker Lang: "Lady has moved to concur in Senate Amendments 4 and 5. Mr. Wheeler has asked for a verification. Members will be in their own chairs and vote their own switches. Those in favor of the Lady's Motion will vote 'yes'; opposed 'no'. The voting is open. This Motion requires 60 votes. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves. Crespo, DeLuca, Gordon-Booth, Phelps, Sente. Have all voted who wish? Mr. Clerk, please

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

take the record. On this question, there are 63 voting 'yes', 38 voting 'no', 2 voting 'present'. And Mr. Wheeler, do you persist in your request? Gentleman persists. Mr. Clerk, please read the roll of the affirmative vote."

Clerk Bolin: "A poll of those voting in the affirmative. Representatives Ammons; Andrade; Arroyo; Beiser; Dan Burke; Kelley Burke; Butler; Cabello; Cassidy; Chapa LaVia; Connor; Conroy; Conyears-Ervin; Costello; Crespo; Currie; D'Amico; Davis; Drury; Evans; Feigenholtz; Fine; Flowers; Ford; Gabel; Greenwood; Halpin; Harper; Greg Harris; Hernandez; Hoffman; Hurley; Jones; Kifowit..."

Speaker Lang: "Mr. Clerk, please suspend. The Gentleman withdraws his verification request. There are 63 voting 'yes', 38 voting 'no', 2 voting 'present'. And the House does concur with Senate Amendment #4 and 5 to House Bill 3449. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3745, Representative Conyears-Ervin. Out of the record. House Bill 3904, Representative Stratton. Please proceed."

Stratton: "Mr. Speaker, I move to concur on House Bill 3904 as amended by Senate Floor Amendment #1. Senate Floor Amendment #1 does two things. First of all, it deletes a provision regarding gender-responsive and trauma-informed disciplinary practices; and secondly, it makes the Director's appointment of the Chief Administrator of the Woman's Division subject to advice and consent of the Senate. House Bill 3904 had strong bipartisan sponsorship and unanimously passed the House. It unanimously passed the Senate as amended. And then about a month ago, I presented House Bill 3904 before the House

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Judiciary-Criminal Committee and was extremely grateful that the Amendment unanimously passed out of committee without any concerns being raised by members of that committee. Two days ago, as I was prepared to present the Bill, it was brought to my attention that there were concerns about the language regarding advice and consent. And because there's only one Amendment, I cannot just reject one portion of the Amendment without the other. So, in effort to address these concerns, I spoke directly with some of my colleagues on the other side of the aisle that have expressed some concern about that language. And this morning, I spoke with... directly with the Illinois Department of Corrections and advised them that, in light of the significance of this Bill and in light of the time constraints that are posed by this Special Session, I am willing to file a trailer Bill, House Bill 1479, that would remove the language regarding advice and consent of the Senate. The department expressed appreciation for my concession, and I'm working hard to get this Bill filed today. In light of the concessions that I have made regarding the concerns of my colleagues on the other side of the aisle and the Department of Corrections, I now respectfully ask for today's support on this Motion to Concur and look for the trailer Bill to move through the process."

Speaker Lang: "Mr. Andersson."

Andersson: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Andersson: "So, I want to be clear on what... what you just went through. You went through it very clearly, but I got a little confused at the end. So, the main point of the Motion to

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Concur, or rather, the main point of the Senate Amendment was to add the advice and consent for the appointment of the Deputy Director, correct?"

Stratton: "That was one aspect of the Amendment. The other was to delete a provision regarding disciplinary practices."

Andersson: "And that... that provision hasn't generated that much controversy. It's the advice and consent issue."

Stratton: "The advice and consent, yes."

Andersson: "So, you're asking to adopt that, but you're committing to a trailer Bill that will actually undo that?"

Stratton: "Absolutely."

Andersson: "And have you communicated with DOC or with the Governor's Office with that commitment? Does that remove their objection? Cause presently, my analysis shows both objecting."

Stratton: "I spoke with the Illinois Department of Corrections this morning. I made that commitment that I would work on the trailer Bill. And then went immediately to staff to get that Bill so that we could start working on that language."

Andersson: "Sure."

Stratton: "The Illinois Department of Corrections said that they would communicate that to the Governor's Office. And they expressed appreciation for my concession."

Andersson: "Okay. One moment, please. So, I'm sorry, I was conferring. I apologize for that."

Stratton: "That's okay."

Andersson: "So, your commitment is, you're going to run that trailer Bill and that will remove the advice and consent?"

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Stratton: "That is my commitment. And I already have a Bill number. And we are going to LRB today. And I hope I can get it filed today or tomorrow, as soon as I can. That's my commitment."

Andersson: "Okay. And Mr. Speaker, if I could verify how many votes this requires."

Speaker Lang: "This Bill requires 60 votes, Sir."

Stratton: "But I welcome as many as are possible. We don't have to stop at 60. I'm making that concession because I know those were concerns raised on the other side of the aisle."

Andersson: "I apologize for the delay. Thank you for the answers to the questions."

Stratton: "You're welcome."

Speaker Lang: "Representative Bryant."

Bryant: "Thank you, Mr. Speaker. Sponsor yield?"

Speaker Lang: "Sponsor yields."

Bryant: "So, I appreciate the work that Representative has done on this Bill. Totally, totally in support of the underlying Bill. I went on as a cosponsor of the Bill. I understand.. to the Body, I understand what the Representative is saying about the trailer Bill, but my request, it continues to be that we do not concur on the Amendment to this Bill. And I will help the Representative to bring a Bill forward that will fix the other things in it that she wants. I believe that the underlying Bill is fine, but the advice and consent of the Senate is not okay. And I know that there is a request to the Department of Corrections to be okay with the trailer Bill; they're not okay with it yet. And in coming from that department, I can tell you that I certainly am not okay with

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

the Amendment, that's on there. And even with the promise of the trailer Bill I'm asking for a 'no' vote on the Concurrence on this Senate Amendment. And I would be happy to work with the Representative going forward on this, but it is not a good precedent to set. There are two people right now who take the advice and consent of the Senate and that is the Director and the Assistant Director, and you know, to throw one more layer on to an agency that already has difficulties right now, and those difficulties we're trying to get beyond, is not a good idea. So, I am continuing to ask that we not concur on this Amendment. And I would be happy to help the Representative to move this Bill at a later date or to do what we can do without that... this particular Amendment. Thank you."

Speaker Lang: "Mr. Skillicorn."

Skillicorn: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Skillicorn: "Representative, what is the intent behind this Bill, and what is the intent of what's going on with the Concurrence in the Senate?"

Stratton: "So, the intent of the underlying Bill, as a whole, is to provide better services to the women that are incarcerated in the State of Illinois. Women who are often mothers, women who have experienced higher rates of trauma, women who, according to the Illinois Department of Corrections, end up experiencing higher rates and tickets of disciplinary actions in solitary confinement. And so, the Bill is based upon how do we bring best practices and evidence-based approaches to corrections to make sure that we, in the State of Illinois,

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

serve as a model for the entire country to better meet the unique needs of women, who are incarcerated in the State of Illinois. This is the first type of Women's Correctional Services Act that would exist in the entire country. The Concurrence... excuse me... the Amendments were to do two things; one, because there was some concerns relating to officer safety, there was a question about leaving in the language about disciplinary practices. And so as a concession, I said let's... I would agree to removing that language. The second piece about advice and consent was merely added because as I sat with the Senate Sponsor we both recognized that this was the first type of appointment of its kind in the history of Illinois. And I wanted to make sure we elevated the seriousness of making this appointment. However, in recognizing some of the concerns, I have agreed to, as I've communicated this morning and as I've communicated to the department, to remove that requirement because... exactly because of some of the concerns that I heard as I went to every single colleague of mine on that side of the aisle and spoke with yesterday. So, as I heard those concerns, I attempted my best way to address them, which is why I'm filing the trailer Bill."

Skillicorn: "Thank you very much, Representative. To the Bill. I've spoke to two of these honorable Members about this, and the concerns they have on it. I think this is an important Bill to pass. I do believe in checks and balances. So, even though this is a probably a partisan measure that this Amendment was added, I do believe in checks and balances, and I think that makes for good government. So, I'm going to urge

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

an 'aye' vote for this Concurrence. And this has been a great debate."

Speaker Lang: "Mr. Harris."

Harris, D.: "Thank you, Speaker. Question of the Sponsor."

Speaker Lang: "Sponsor yields."

Harris, D.: "Forgive me, Representative. I was off the floor briefly, and I just want to verify, or just want to make sure I understand. So, the trailer Bill would remove the requirement for the advice and consent of the Senate. Is that what the intention of the trailer Bill is?"

Stratton: "That is correct, and that's House Bill 1479. And I should also..."

Harris, D.: "Okay."

Stratton: "...note that this Bill would not go into effect until June of 2018. So, there's plenty of time to make sure that we take care of that in advance."

Harris, D.: "Okay. And then the second question I have is, you and I had a discussion yesterday recognizing that... well, I know you're... the trailer Bill's going to take this out, but recognizing that the individual is not at the Deputy Director level but rather as a Chief Administrator, is there any other position in State Government that is not either a direct or a state... Deputy Director that requires the advice and consent of the Senate? You said you were going to check that."

Stratton: "So, I would respond in two ways. One, yesterday, there was some discussion around only director level positions being subject to advice and consent, and the only other example that I received was the Deputy Director, or the Assistant Director. I'm not sure of the..."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Harris, D.: "Right."

Stratton: "...exact title at the Department of Corrections. And recognizing that the Chief Administrator would be a direct report to the Director, which is why I did not think that this would be unusual. However, that point still would be moot considering my willingness to file a trailer Bill to remove that..."

Harris, D.: "Right."

Stratton: "...requirement."

Harris, D.: "I appreciate it, and the title is important. Director and Assistant Director versus an Administrator or a Chief Administrator. The title is important by way of advice and consent. I think... I applaud you for your willingness to change that and remove that in a trailer Bill. And I appreciate the answer. Thank you."

Stratton: "Thank you."

Speaker Lang: "Representative Wallace."

Wallace: "Thank you, Mr. Speaker. I believe that the previous speaker may have addressed, but I would like to ask one question. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Wallace: "So, this particular aspect of the Senate Amendment lies within... well, the question is, how this new person will be appointed to oversee the services for the women that you are speaking about."

Stratton: "So, the Bill always required that this person would... the Chief Administrator would be appointed by the Director of the Department of Corrections. The Amendment only added a

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

subject to advice and consent of the Senate, only that language would be removed under the trailer Bill."

Wallace: "All right. And I know that you've agreed to remove that language from the trailer Bill, but how is that different from other appointments that occur from the Executive Branch? Does the Senate not already have a say in those appointments?"

Stratton: "So, as the previous speaker acknowledged, one of the things that I was researching was whether we saw other appointments that were not simply limited to the director level. And the only other example that I was able to find through the research thus far was for the Assistant Director of the Illinois Department of Corrections. Otherwise, I don't... I have not been able to find a number of other examples of those types of appointments that are not at that level."

Wallace: "Okay. But in general, the department head is recommended by the Governor, and then the Senate does the confirmation."

Stratton: "For the director."

Wallace: "And this person is not a department head?"

Stratton: "Correct."

Wallace: "Thank you. To the Bill. I do understand the concerns that have been expressed by the other side of the aisle, but I want to commend Representative Stratton for being willing to take those concerns, and come back to this Body today and say that she would do a trailer Bill to remove that language. I am comfortable with the language staying there, but this is her Bill, this is something that's going to set the State of Illinois apart from all other states, and we're going to finally address one of the fastest growing populations in the Department of Corrections which are women. So, again, thank

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

you, Representative Stratton, for bringing this Bill and for proposing the other Bill that takes into account the... the issues raised by our colleagues on the other side of the aisle. Your willingness to work in the true spirit of bipartisanship should be commended, and one way of showing that commendation would be to vote 'yes' for this Bill."

Speaker Lang: "Mr. Demmer."

Demmer: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Demmer: "Representative Stratton, I first want to commend you on the underlying Bill here. I think that it's very good public policy and significant step forward for our state. We had a conversation, I appreciate you coming to talk to me about the Amendment. So, I have a couple of questions about the picture that you've laid out today. First, have you spoken with the Senate Sponsor about the trailer Bill? And has the Senate Sponsor agreed to run that?"

Stratton: "I have spoken to the Senate Sponsor, and yes."

Demmer: "She's agreed to run the trailer Bill?"

Stratton: "Yes."

Demmer: "So, I think what I'm concerned about here is, in the Amendment in what we're concurring... you're moving to concur with today, we have a provision that adds the advice and consent of the Senate. And our analysis says other technical updates. So, there's some other minor changes to the Bill. Is that true?"

Stratton: "I know of no other technical updates. I'm only familiar with the two, one removing... deleting the provision regarding

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

disciplinary practices, and one adding advice and consent of the Senate."

Demmer: "Okay. And.. and for those two provisions in the Amendment. One of them, the advice and consent of the Senate, is the one that's controversial?"

Stratton: "Not in my book, but some have said so, yes."

Demmer: "Okay. So, your proposal is to concur with this Amendment and then run a trailer Bill to take care of the controversial aspect. Now, again, we'd have to take a vote on that, both in the House and the Senate. It's uncertain of how that individual vote might go on something that's very specific like that. Wouldn't it be a more prudent path to nonconcur with this controversial Amendment, and then simply run a trailer Bill that addresses the non-controversial part of the Amendment, or the disciplinary procedures, given that, that's much more likely to have a favorable reception?"

Stratton: "So, I guess I would respond to it in two ways. First, I would say, no, I don't think that's the best path in light of the time constraints that we have and the significance and importance of this Bill. This Bill came about because Director Baldwin was quite helpful in opening up the doors of the Logan Correctional Center almost two years ago when I served on a gender and form practices assessment team. And he recognized that as the director of this department, he was quite willing to open up the doors and allow us to come in, and to do a full assessment of what was happening. This was prior to my time in the Legis.. State Legislature. And he said, tell us, what are some of the issues here at the department? And I commend Director Baldwin for doing that. After he did that,

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

we then presented a report of so... here are some of the findings. And based upon those findings, we found that this Bill would really help address and get our department on the right path, and just let me finish, please."

Demmer: "And I agree with you."

Stratton: "Right. Let me just finish. But what I want to say is, to weigh the difference between what we are doing to help incarcerated women, many of whom are mothers and who have experienced high rates of trauma and physical abuse, and what we can do by this Bill, and the underlying substance of it, in comparison to this one small procedural aspect, I would say that it makes more sense to get the substance of the Bill moved forward, and then come back and deal with that technical aspect."

Demmer: "I understand. But I'm offering that if we nonconcur with the Amendment, then today the Senate could recede from that Amendment, and the Bill would go to the Governor. Nonconcurring with the Amendment doesn't kill the Bill. The House could nonconcur the Amendment and there's... there's no waiting period. The Senate could today recede from that Amendment, the underlying substance of the Bill, which we have an agreement on, could go to the Governor's desk and likely get his signature today."

Stratton: "I... I understand the concerns that you're raising. I have talked to every one of my colleagues who have been here over the last two days, and I've explained the importance of this Bill for the women that it impacts in our entire state."

Demmer: "And, again..."

Stratton: "I'd like to move..."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Demmer: "...we're in agreement on that... on that portion."

Stratton: "Excuse me. Let me... let me just finish. I won't interrupt you. I would like to finish moving this Bill forward because it is critically important for women, for the women who are incarcerated, their families, and communities. And I believe that my commitment to now follow up with a trailer Bill will be honored. That is what I am committing to do. And so, I'm respectfully asking your support and if you cannot support it, I understand that. But I want to make my case for the Bill that I have worked so hard on to try to push forward for these women."

Demmer: "I understand that. And again, we have a large amount of agreement on this. Really, it's just the Amendment, what the Senate did, that's... that's caused something of an issue here. It's my understanding the Governor has indicated that he would amendatorily veto this Bill in order to remove the provision about subjecting this job to the advice and consent of the Senate. Given how Amendatory Vetoes have been handled in the House in the past, it's likely to be the end of that Bill. So, my question would be, again, isn't it a more expedient path for us to take to nonconcur, the Senate could recede, the Bill would become law, much, much quicker, then instead of taking this path that brings back the very controversial aspect of this and puts it again, you know, before both the House and the Senate, where it faces an uncertain fate."

Stratton: "I would like to proceed with the Bill as indicated."

Demmer: "If the... if the this Bill passes, and the trailer Bill does not pass, would you ask the Governor to make an Amendatory Veto to the Bill to remove that provision?"

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Stratton: "I will consider all options, but right now I'm focused on getting this passed on the House Floor today, and I would respectfully request your support, as well as my colleagues in the House. I have done everything I can to address the concerns that have been raised, and..."

Demmer: "Thank you..."

Stratton: "...I would like to see it go forward."

Demmer: "...thank you, Representative. And to the Bill. I think we've expressed, both in the House and the Senate, that on the substance of this Bill there's broad bipartisan agreement. In fact, I believe that we had unanimous agreement on this Bill. I think when there's been an Amendment that was offered by the Senate that has raised significant issues and is likely to jeopardize the future of this Bill, the best path that we could take in the House is to enact the underlying... the underlying legislation that was originally considered by this chamber. We could nonconcur with this Amendment here today, the Senate could recede from it, the Bill would become law. And all of the good things that you've talked about would become law in a much more direct path. That's... that's really the concern that's before us today. We still have that option and I encourage you to pursue that. Thank you."

Speaker Lang: "Mr. Butler."

Butler: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Butler: "Representative Stratton, I truly appreciate the work that you've done on this, and as many of our... on our side have spoken, we believe in the underlying Bill here. I just

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

have a question as to, do you know why this Amendment was added in this? This is your Bill..."

Stratton: "Correct."

Butler: "...right?"

Stratton: "Correct."

Butler: "Came out of the House. So, it's your Bill. Do you know why this Amendment was added in the Senate?"

Stratton: "So, when I sat with the Senate Sponsor and we had a couple of issues that we had to work through based upon, one, most importantly, the concern about discipline. But, concerning this one, it was merely, from my perspective, a way to highlight and to elevate the importance of this appointment under the circumstances where we have never ever had a codified Chief Administrator of the women's division. This is the first time. And so, this was merely to say this is important and I want to elevate that importance."

Butler: "Wouldn't it be elevated just by codifying this, as you said, with... even without advice and consent from the Senate?"

Stratton: "I didn't see it as something that would be as elevated as saying it would be to the advice and consent of the Senate, that of course is an Amendment that came from the Senate. I did talk with the Senate Sponsor, and I did not have any concerns with it. And I should also say, no one brought any concerns to me about it during the time that it was in the Senate, nor did anyone raise any concerns when it went before the House Judiciary-Criminal Committee where it passed unanimously. The first time that I heard any concern was two days ago, and I quickly responded by talking to every one of my colleagues on the other side of the aisle. If I missed

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

you, it is only because I didn't see you that day. And I then said that I would also respond by filing a trailer Bill. So, I feel like I have made significant concessions to address the concern. So, even going back, I'm happy to answer any questions about the reason for it; and I will do that, I will answer any question you have and anyone else, but I also find it to be somewhat moot from the point that I have agreed to remove that language."

Butler: "So, the trailer Bill's going to take action.. will need action by both chambers. Do you think the trailer Bill would pass this chamber?"

Stratton: "I hope so because I am agreeing to do so because of some of the concerns that you and others on the other side of the aisle have raised. So, my hope would be that in good faith, if I'm willing to do this, that you would also support those efforts."

Butler: "Do you think the trailer Bill, if it did pass this chamber, would pass the Senate? Have you.. have you lobbied the Senate, other than the Senate Sponsor, to be able to pass that trailer Bill?"

Stratton: "I spoke with the Senate Sponsor and I'm sure she will work as hard on the Bill as she did for 3904."

Butler: "Okay. I would suggest that... today is Tuesday, we're going to be in at least until Friday, I believe, that maybe you would pull this Bill and continue to work on it to try to recommend some of the changes that we see. We have plenty of time to work on this Bill, I believe, between now and when we're going to adjourn. And I think all of us on our side would like to see this Bill moved forward with just the

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

changes that we're suggesting on the advice and consent of the Senate. To the Bill, Mr. Speaker. As the Representative knows, I have one of the three women's divisions facilities in my district, the Logan Correctional Center in Lincoln, Illinois, in my district. And I think Representative Stratton has done wonderful work with her gender inform practices assessment and all the work that she has done. And I think the underlying Bill is very good; I appreciate the work that you've done. I think those of us on our side are very concerned about this position having the advice and consent of the Senate. We want to see this position created, but we would like to see it done where it's an appointment from the Department of Corrections and the Governor, and instead of having to have go through the Senate process. So, I would... I would ask you, and I'm sure you probably won't want to, but I would ask you to pull the Bill from the record and continue to work with us over the next couple days to try to figure this out. Thank you, Mr. Speaker."

Speaker Lang: "Mr. Reick."

Reick: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Reick: "Representative, I know that I told you that I would support this Bill the other day when we were talking. And I have to commend you for both the Bill itself, which I think is a good Bill, and your... the way that you have worked this Bill. I think you're an example to everybody on this floor as to how somebody should work a Bill. And if you're going to give lessons, I will be a student. However, I think that in recent days what I've seen is the opposition from the

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Department of Corrections and concerns in talking to folks, with regard to this Amendment. I think that we do have time to fix this Bill and make it acceptable to both the Members of the House and the Senate and make a Bill that the Governor can sign. I would urge you... would you, you know, again, I'm going to ask you to please consider pulling this Bill, working on it, and let's get it back up here in a form that everybody can support. It's too good of a Bill to let... let fall under these... with these types of arguments. At this point, I'm afraid I would have to remove my support for the Bill; I don't want to do that. So, I would please ask you to consider doing... pulling the Bill. Let's talk it over and let's get it back up here."

Speaker Lang: "Representative McCombie. Representative McCombie."

McCombie: "Good morning. I yield my time to Representative Bryant."

Speaker Lang: "Representative Bryant."

Bryant: "Thank you, Mr. Speaker. Question of the Sponsor."

Speaker Lang: "Sponsor yields."

Bryant: "And before my question, again, I do want to commend you on this. When we talked, we talked about the fact that there has been this position, in fact, I think, Deb Denny and Shelby Handsborrow I think both had the title in the past. Department of Corrections sometimes needs a little push, sometimes a really hard push to go in the right direction. So, I think it's good and right to codify the position, but there can only be one person in control of the department; this muddies the water. And again, I also believe this was put on by the best intentions from you, but it does create a

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

real... real problem when we're asking for the Senate to have advice and consent on another position. We have a Director who hasn't been confirmed and we have an Assistant Director in corrections that has not been confirmed. And now we're talking about putting another position on there, when in reality all we have to do is push the Department of Corrections to fill the position and if we want to codify it, codify it. But adding this Amendment most certainly kills this Bill, either now or if the Governor chooses to amendatorily veto it. I want this to happen, I want to help you with this, but not with this Amendment. So, again, I would ask my colleagues not to be deceived by thinking that the position won't happen, even if the Bill fails today. I'm going to work with the Department of Corrections to make sure that they fill this position because it's a good position to have. And I would also ask for a verification of vote."

Stratton: "So..."

Bryant: "'Yes' votes."

Stratton: "...if I may respond, again, I will reiterate that the provision that you have raised concerns about, I have already agreed to file a trailer Bill to remove that language. Secondly, I will reiterate that throughout this entire process, and I know we have a process and I am always open to debate, I'm open to questions, but no one raised a concern about it in this limited time that we have, during this Special Session, until two days ago. No one raised any questions when I came back with this exact same Amendment before the Judiciary Committee. No one, from either side, raised a concern about it. Nothing was said until two days

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

ago, and I quickly responded by talking to everyone, yourself included, as well as talking to all of your colleagues. And I then made the decision, because of what I heard on that side of the aisle, would I consider working on a trailer Bill, and I finally decided you know what, if this is what it's going to take, I will do that as well. So, I have made those concessions. I understand what you're saying about the language; I have made all provisions to get rid that language. And I think that's the best that we can do, as fellow Legislators, when there's a concern. But what I will also say is that what's most important here, I hope that we would all keep at the forefront of our minds, is how we can help these women that are incarcerated."

Bryant: "Representative..."

Stratton: "And I have..."

Bryant: "...I agree."

Stratton: "Excuse me..."

Bryant: "No, I agree... no I..."

Stratton: "...I'm still talking."

Bryant: "...I agree with you."

Stratton: "I'm still talking. So, there's no, and respectfully..."

Bryant: "I understand."

Stratton: "Okay. So, the biggest issue is what we... how we can help women who have cried out for help, so that they can be better after they leave our Department of Corrections than when they went in? So, they can go back to their families, and their communities; they can get jobs. The provision that everyone is opposing is a technical piece, and while I hear that your... this is important to you and I've agreed to address

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

it, I certainly don't put that to be at the same level of gravity as the ability to pass good legislation around this piece... around what we can do for women. So, I just wanted to... to reemphasize that. I'm not saying it's not an important issue for you, you and I have talked directly and I understand that and I respect your position, but I would like to move forward with a vote because of the concessions I have made and what I'm willing to do to address your concerns."

Bryant: "And I understand that, but there is no guarantee that a trailer Bill would pass. I want this to happen, and it can happen, but it won't happen with this Amendment on it. So, I would come back to the Chair and Mr. Chairman... Sorry, Mr. Speaker. I'm asking for a verification of the vote... of the 'yes' votes."

Speaker Lang: "Your request is acknowledged..."

Bryant: "Thank you."

Speaker Lang: "...both times that you asked. Representative Ammons."

Ammons: "Thank you, Mr. Speaker. Would the Sponsor yield, for a brief question?"

Speaker Lang: "Sponsor yields."

Ammons: "Representative, so this debate that has proceeded over a Bill that has received quite a bit of support, actually as Lynn, is... is groundbreaking legislation. I'm trying to clarify, Representative Stratton, if I could, sorry. I'm simply trying to clarify the role that you wrote into the legislation, what are you trying to address? Why was your Senate Sponsor believing that this provision needs to be on, that you've already agreed to remove?"

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Stratton: "The provision regarding advice and consent was added as a way to elevate the importance of the fact that this is the first time there has been an appointment, per codification, of a Chief Administrator of the Women's Division."

Ammons: "And so, the role and responsibility that... even if this person is not confirmed by the advice or consent of the Senate, the role and responsibility of the Chief Administrator would still be carried out under this legislation."

Stratton: "Correct."

Ammons: "Thank you so much. To the Bill. In the two and a half years that I've been in this House, and even prior, we've seen legislation come before the Body with small problems within the legislation, presented by both the Democrats and the Republicans, that may have required a trailer Bill to correct some aspect of that Bill. And procedurally, that has happened any number of times where the Democrats may have given concessions to the Republican Sponsor to correct something that should have been corrected in a piece of legislation, but may have been corrected later in a trailer Bill. So, this is not an uncommon request. And I appreciate the Sponsor being willing to do the correction, but the important part of this Senate Amendment is two-pronged. One of them is, I'm sure, a removal of a responsibility around gender-response approaches to discipline and sanctions. That is being removed as a part of this Amendment. And the second part, is the trailer Bill that is being requested by the other side of the aisle to move forward on this Bill. The importance

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

of this legislation is that it doesn't exist anywhere in the country, as of yet. And Illinois is going to make a change to the Department of Correction in response to women's needs in the Department that is groundbreaking and has not been done. I will say to you, without going through numerous reports, that this Bill is such a need in the Department to address things like maternity and how it is handled in the Department of Correction without being too graphic for you. This Bill is so needed that there has to be a specific response to the needs of women in the Department of Correction. And it does raise to the level greater than any small concession that is being done to address the one provision under the Senate Amendment. But the second provision is appropriate at this time according to the Sponsor. And I ask and urge for an 'aye' vote. And I do urge an 'aye' vote on both the Democratic and the Republican side of the aisle because this is groundbreaking legislation and requires the response from this Body. And I move for an 'aye' vote."

Speaker Lang: "Mr. Hays."

Hays: "Thank you, Mr. Speaker. To the Bill. You know, it's very apparent to me that there are two things going on here. One, I think there's unanimous agreement that the Sponsor has been very diligent in working this Bill, has lived up to every request and expectation, and for that I thank you sincerely. It's also very clear that pragmatically speaking, the Bill likely passes here, it will reach a certain fate of being vetoed by the Governor, and then the override votes will not be there. So, effectively, choosing this pathway kills the Bill. And your commitment to the trailer Bill, while

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

commendable, I would rate the probability of a trailer Bill passing in the Senate as significantly less likely than my hair beginning to grow back this afternoon. So, from a pragmatic standpoint to choose this pathway, unfortunately, casts the die in certainty for the Bill to die. So, I urge you to reconsider the pathway because I think you will... in the end, your underlying desire for what the Bill does will be met with a pathway that is unlike the one that you're on. Thank you."

Speaker Lang: "Representative Hammond."

Hammond: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Hammond: "Representative Stratton, when you came to me a number of days ago and asked me if I would support your Bill, I gave you my word that I would. I think many of my colleagues have offered some viable pathways to resolving this issue that we are faced with here this morning. But I will tell you, at the end of the day, I gave you my word and I will stand by it."

Stratton: "Thank you."

Speaker Lang: "Representative Flowers."

Flowers: "To the Bill, Mr. Speaker. First of all, Representative Stratton, I want to thank you for bringing forth this legislation that is long overdue. And I'm reminded of a report that I read a few months back and the report is titled, Study Suggests Illinois Women Prison Discipline Inmates too harshly. And it goes on to say that inmates at Illinois major women's prison have been called crazy and worthless by correction officers and are sometimes placed in unpadded open-bar crisis cage and receive harsher discipline than men

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

for similar offenses. The Bill goes... the report goes on to say that a... the segregation is overused as a punishment and the women get few chances to prepare for community reentry, contributing to a recidivism rate of 50 percent higher than the state prison population as a whole according to the report. The National Resource Center of Justice Involved Women assessment is harshly and critical for the State of Illinois. And I just want to say, Ladies and Gentlemen, we're talking about a budget. We're talking about a lack of funds, and here is a Legislator that's trying to prevent moneys being spent unnecessarily by investing on the front end. By making sure that these women, who still have rights, are respected as well as protected. They have no reason to be violated because they are incarcerated. They are serving their time for the crime that they committed. They have a right to be incarcerated because of their crime and they also have a right to be respected and protected while they are there. And they have a right to be prepared to come out, to be with their families. And the only thing the Representative is trying to do is put forth legislation that should have been doing that, but as she stated, it hasn't been. And this is the first in the country. And I just want to say, in regards to the opponents to this legislation, according to my analysis the Illinois Department of Correction has no position. There are no known opponents at the time, and the proponents are Planned Parenthood, the ACLU, the Women's Justice Initiative, Cabrini Green, and on and on and on. So, with all due respect, the Lady has given her word, and she needs to be respected for

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

that. She's introduced her trailer Bill. And at this time, I would appreciate an 'aye' vote. Thank you very much."

Speaker Lang: "Representative Gordon-Booth."

Gordon-Booth: "Thank you, Mr. Speaker. To the... to the Bill. I want to commend the Sponsor on this legislation. I have watched her over the last 36 hours... 36 to 48 hours work extensively with the other side of the aisle, working to build consensus on this issue. From the moment that she found out that there was a concern with this Bill, Representative Stratton embodied that... the work ethic of a Senior Legislator in this Body. I consistently saw her not sitting down, but working with people, face to face, hearing their concerns, but not just hearing them, actually putting that work into action. At the time that I found out that Representative Stratton was going to be introducing this Bill, I thought, wow, what a phenomenal piece of legislation. Clearly, this young Lady has been here before, but from the... from the discussion that we've had this afternoon, clearly, there is an acute understanding of the needs that women have throughout this state as it relates to the correctional facilities that they are spending their time while incarcerated in. I would just want to really take the time to give credit to the work that she's been doing to, again, address the issues that have been leveraged. The fact that there is an issue with a trailer Bill is something that I think that we're putting a lot... we're putting far too much emphasis on. Because in this Body typically what we try to do is we try to work together cooperatively. We give trust unless we feel like there's a reason to not give trust. And the way that Representative

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Stratton has conducted herself, not just in working this Bill, but throughout this debate, is one that I believe should be commended. I ask for a strong 'aye' vote for those of us that feel that we should be able to come together in a time such as this, on legislation that the majority of us agree upon, to then be able to extend the olive branch and allow this... this Bill to move forward and to do as she said, which is come back and address the issues that have been raised with a trailer Bill. So, again, I want to thank you, publicly, for all the work that you've been doing."

Speaker Lang: "Representative Stratton to close."

Stratton: "Thank you for... to all of my colleagues for their kind comments, as well as the challenging questions, and the debate on the floor. It goes without saying that this Bill is not just something I would say is extremely important to me, but I would say is extremely important to women who have been incarcerated. And in my closing comments, I just want to share one statement, that you may have heard me say before, from a woman named Maria who was incarcerated in the Logan Correctional Center. And she said these words. She said, I was in prison, and then I went to prison, and then I was released back to prison. And those words struck me. And when I heard her say those words, I walked up to her and I said, I am going to do whatever I can to help the women who are incarcerated in this state. Because we should make sure that when women are in our care, many of whom are mothers, many of whom have experienced physical abuse and other trauma, that we would be a voice for them. And I want their voices to be louder, the voices of Maria and so many other women like her,

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

to be louder than the one provision that I have already indicated that I would address through this trailer Bill. And I would respectfully ask, to all of my colleagues, to vote 'aye'."

Speaker Lang: "Lady has moved for the Concurrence of Senate Amendment #1. Representative Bryant has asked for a verification. Members will be in their own chairs and vote their own switches. Those in favor of the Lady's Motion will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves, Members. Mr. Clerk, please take the record. On this question, there are 78 voting 'yes', 25 voting 'no' and 1 voting 'present'. Representative Bryant withdraws her verification request. The House does concur with Senate Amendment #1 to House Bill 3904. And this Bill, having received the Constitutional Majority, is hereby declared passed. Chair recognizes the Clerk."

Clerk Hollman: "Rules Report. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on June 27, 2017: recommends be adopted is a Motion to Concur with Senate Amendment #1 to House Bill 622."

Speaker Lang: "Chair recognizes Representative Parkhurst. I cut you off earlier, Representative."

Parkhurst: "Thank you very much. On HB2589, I meant to vote 'yes'. Could you record me as a 'yes' for that Bill, please?"

Speaker Lang: "The record will reflect your intention. Representative Mah is recognized on a point of personal privilege."

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Mah: "Thank you, Mr. Speaker. I'd like to introduce two of my interns for the summer who are serving today as my Honorary Pages. We have Victoria Camargo and Jessica Law. Could you please stand? Please give them a warm Springfield welcome."

Speaker Lang: "Thank you for joining us today. Thank you, Representative. Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolution. House Resolution 517, offered by Representative Durkin."

Speaker Lang: "Leader Currie moves for the adoption of the Agreed Resolution. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Agreed Resolution is adopted. Chair recognizes Representative Ammons."

Ammons: "Thank you, Mr. Chair. I pushed my green button on 3904, but didn't get recorded. I would love to be recorded as a 'yes' vote on 3904."

Speaker Lang: "Record will reflect your intention. Representative Cassidy."

Cassidy: "Thank you, Mr. Speaker. I, too, would like to introduce two of my summer interns who are up in the gallery here. We are joined by Richard Ruano, from the University of Chicago, and Madeline Callaghan, from the University of Illinois. Please welcome them and enjoy your day in Springfield."

Speaker Lang: "Thank you for being here with us. We hope you have a great day. HJR3, Mr. Thapedi. Please proceed, Sir."

Thapedi: "Thank you, Mr. Speaker. I move to concur in Senate Amendment #1 to House Joint Resolution #3. This deals with the Trade Policy Task Force. There were some changes made in the Senate after the Bill had, quite frankly, been hijacked. It now incorporates all of the... the relevant portions in it

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

that should have... that were in it initially. Members may be aware that there are 8 foreign trade zones in the State of Illinois. We also have 10 foreign trade offices throughout the world. And I urge the passage of this Motion."

Speaker Lang: "Those in favor of the Gentleman's Motion will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves. Conyears-Ervin. Mr. Clerk, please take the record. There are 106 voting 'yes', 0 voting 'no'. And the House does concur with Senate Amendment #1 to HJR3. And this Bill... this Resolution is adopted. Chair recognizes Representative Manley on a point of personal privilege."

Manley: "Thank you, Mr. Speaker. There's been a lot of talk this week about mailers, and crazy things going on here. My name has been mentioned several times, and I felt compelled to stand up, and just kind of tell you my point of view, being one of those recipients. This is the life we have chosen, right? And I want to... I want to, first of all, let my colleagues know how much I appreciate them standing in my defense. I really and truly appreciate it, but I'm no damsel in distress. None of the people that appear on the mailers are in distress. None of them need saving, but there are people out there that do. And I want to share with you just a couple stories of some people in my district. And this... this is important. So, from the lady who answered her door, probably like two months ago at this time, she was wearing the... the scarf that women wear when they're going through chemo treatments. And she was telling me that her treatments had been stopped because the doctor bills weren't being paid.

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

To the older woman in my district that I have grown to love, never met her until I ran for office, I go to her porch and she says, the small amount of money that she gets through CCP is being jeopardized. And all she wants in life is to stay in her own home. And she points to the swing on her porch and she said, everybody I've ever loved has swung in that swing with me. I don't want to leave... I don't want to leave my home. These are the people we need to save, not Representative Manley, not the other Representatives that are in like ridiculous poses on these mailers. The robocalls, all that stuff is part of the landscape. Leader Durkin's been quoted, and that the one thing that I keep hearing is we need to put down our arms. And I agree, 100 percent. But there's something you need to know about Leader Durkin. When I first started here, he showed me what it was like to work in a bipartisan fashion. He himself, helped me pass my first Bill. I was green as green could be; this place is an overwhelming... the atmosphere is overwhelming. You know, I'm an accountant, so everything... I'm used to quiet and serenity. And so, he helped me make my Bill better. In his own way, his own stoic ways, and if you change this and you do this, you're going to be great, and I will help you. That meant so much to me. That was my first experience at bipartisanship. And so, I've thanked him several times since then. I don't know that he really knows how much that meant to a freshman Legislator, but it meant everything to me. So, instead of us telling Jim Durkin to run down and demand the Governor listen to him. I think the Governor should come up to the third floor and sit in the office of a man who understands how to work in a

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

bipartisan way, who understands how to communicate, and who helps get things done. Thank you."

Speaker Lang: "Mr. Mitchell."

Mitchell, C.: "Thank you, Mr. Speaker. Point of personal privilege."

Speaker Lang: "Proceed, Sir."

Mitchell, C.: "So, on a different topic, but assuming that the Governor heeds that request and comes upstairs, there's an incredibly important development going on in Washington right now. As many of you know, the Republican Congress is considering repealing and replacing Obama Care with a plan that would potentially un insure 23 million more Americans. Now, I understand we have our own budgetary troubles here, but what's happening in Washington does and will affect us here in the State of Illinois. This a massive budgetary question for the State of Illinois and a massive question for those who are struggling with opioid abuse. And furthermore, a really important question for our rural folks because if Medicaid indeed gets slashed so deeply, we will end up in a situation where rural hospitals may close. They are potentially taking the brunt of some of these cuts. So, Crain's Chicago Business called on Governor Rauner to take a position on this Bill. I would advise that position ought to be against what Republicans are trying to do in Washington, but certainly, we need to know based on its impact on the budget, based on its impact on rural Illinois, and it's based on its impact on more than 400 thousand people in the county of Cook alone. Where the Governor stands on the repeal and replace effort that could so drastically hurt Illinois, that

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

is an answer that matters for this budget process, it is an answer that matters for every single person in this General Assembly and for all of our districts. And the Governor needs to answer that question now. Thank you."

Speaker Lang: "Ladies and Gentlemen, we're prepared to recess for Party caucuses. The Democrats will caucus immediately in Room 114. The Republicans will caucus immediately in Room 118. When we return to the floor, we will have a Committee of the Whole, relative to the issue of transportation funding. With that, the House is in recess until the hour of 1 p.m. or until the call of the Chair. The House will be in order. The Chair recognizes Mr. Demmer."

Demmer: "Thank you, Mr. Speaker. The Republicans will caucus upon adjournment."

Speaker Lang: "Would you like that to be soon?"

Demmer: "I'd hope so. I'll make a Mo..."

Speaker Lang: "Your wish is my command, Sir. Leader Currie now moves that the House, allowing perfunctory time for the Clerk, stand adjourned until Wednesday, June 28 at the hour of 10 a.m. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the House stands adjourned."

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on June 27, 2017: recommends be adopted, referred to the floor is Floor Amendment #1 to House Bill 200, Floor Amendment #3 to Senate Bill 419, Floor Amendment #1 to House Resolution 445. Introduction of Resolutions. Senate Joint Resolution 26, offered by

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

66th Legislative Day

6/27/2017

Representative Rita is referred to the Rules Committee. There being no further business, the House Perfunctory Session will stand adjourned."