

STATE OF ILLINOIS
101st GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

2nd Legislative Day

1/10/2019

Speaker Turner: "Members are asked to be at their seats. We shall be led in prayer today by Lee Crawford, the Pastor of the Cathedral of Praise Christian Center in Springfield. Members and guests are asked to refrain from starting their laptops, turn off all cell phones, and rise for the invocation and Pledge of Allegiance."

Pastor Crawford: "Let us pray. Gracious and sovereign God, great creator of us all, for it is from You, Oh God, that all of our health come and it is from You, Oh God, that all of our blessings flow. Look upon this august Assembly that has gathered here today. May your blessings be upon the Speaker of this House, upon its Leaders, upon all of its Members, upon all of their families. May you bless them today, Oh God, to be as one. To be kind, to be gracious, to be loving, to be patient, to be forgiving, not holding any grudges or any animosity towards one another. I pray today, Oh God, that you would order their steps in all of your ways and direct all of their actions. I pray that you grant them gentle hearts to serve your people with passion and with purpose. That they would have minds to acknowledge and to seek you diligently and seek after you. Bless them today, Oh God, with the power of your might may assist them with the guidance of your wise council. May all of their endeavors be pleasing in your sight, that they may find themselves doing that which is the good and the most precious and the most perfect will of God. This we ask in Your Son's name, Amen."

Speaker Turner: "We shall be led in the Pledge of Allegiance today by Representative Didech."

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Didech - et al: "I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

Speaker Turner: "Roll Call for Attendance. Representative Feigenholtz is recognized."

Feigenholtz: "Thank you, Mr. Speaker. There are no excused absences on the Democratic side of the aisle."

Speaker Turner: "Representative Wheeler."

Wheeler: "Thank you, Mr. Speaker. Please let the record reflect that all the Republicans are here to do the will of the people."

Speaker Turner: "Thank you. With 117 Members present a quorum is established. Mr. Clerk, Adjournment Resolution."

Clerk Hollman: "Senate Joint Resolution #3, offered by Representative Harris. Be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Thursday, January 10, 2019, the Senate stands adjourned until Wednesday, January 16, 2019, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 23, 2019, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, January 29, 2019, or until the call of the President; and the House of Representatives stands adjourned until Monday, January 14, 2019, in perfunctory session; and when it adjourns on that day, it stands adjourned until Friday, January 18, 2019, in perfunctory session; and when it adjourns

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on that day, it stands adjourned until Tuesday, January 22, 2019, in perfunctory session; and when it adjourns on that day, it stands adjourned until Monday, January 28, 2019, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, January 29, 2019, or until the call of the Speaker."

Speaker Turner: "Representative Feigenholtz moves for the adoption of the Adjournment Resolution. All in favor say 'aye'; all opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolutions. House Resolution 4, offered by Representative Flowers. House Resolution 8, offered by Representative Chapa LaVia. House Resolution 15, offered by Representative Bryant. House Resolution 16, offered by Representative Welch. House Resolution 17, offered by Representative Bennett. House Resolution 19, offered by Representative Bennett. House Resolution 21, offered by Representative Bryant. House Resolution 22, offered by Representative Severin. And House Resolution 23, offered by Representative Ford."

Speaker Turner: "Representative Feigenholtz moves for the adoption of the Agreed Resolutions. All in favor say 'aye'; all opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Resolutions are adopted. And now, allowing perfunctory time for the Clerk, Representative Harris, moves that the House stand adjourned until Tuesday, January 29. All in favor say 'aye'; all opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the House is adjourned."

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Clerk Hollman: "House Perfunctory Session will come to order.

Introduction of Resolutions. House Resolution 5, offered by Representative Flowers. House Resolution 6, offered by Representative Flowers. House Resolution 7, offered by Representative Flowers. House Resolution 9, offered by Representative Flowers. House Resolution 10, offered by Representative Stuart. House Resolution 11, offered by Representative Stuart. House Resolution 12, offered by Representative Bennett. House Resolution 14, offered by Representative Flowers. House Resolution 18, offered by Representative Brady. House Resolution 20, offered by Representative Bennett. House Joint Resolution 1, offered by Representative Thapedi. House Joint Resolution 2, offered by Representative Flowers. House Joint Resolution 3, offered by Representative Ford. House Joint Resolution 4, offered by Representative Evans. These are referred to the Rules Committee. Introduction and First Reading of House Bills. House Bill 258, offered by Representative Hoffman, a Bill for an Act concerning education. House Bill 259, offered by Representative Hoffman, a Bill for an Act concerning gaming. House Bill 260, offered by Representative Hoffman, a Bill for an Act concerning gaming. House Bill 261, offered by Representative Hoffman, a Bill for an Act concerning gaming. House Bill 262, offered by Representative Hoffman, a Bill for an Act making appropriations. House Bill 263, offered by Representative Hoffman, a Bill for an Act making appropriations. House Bill 264, offered by Representative Hoffman, a Bill for an Act making appropriations. House Bill 265, offered by Representative Hoffman, a Bill for an Act

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concerning government. House Bill 266, offered Representative Hoffman, a Bill for an Act concerning education. House Bill 267, offered by Representative Hoffman, a Bill for an Act concerning education. House Bill 268, offered by Representative Hoffman, a Bill for an Act concerning education. House Bill 269, offered by Representative Hoffman, a Bill for an Act concerning employment. House Bill 270, offered by Representative Murphy, a Bill for an Act concerning local government. House Bill 271, offered by Representative Willis, a Bill for an Act concerning local government. House Bill 272, offered by Representative Harris, a Bill for an Act concerning revenue. House Bill 273, offered by Representative Willis, a Bill for an Act concerning regulation. House Bill 274, offered by Representative Reick, a Bill for an Act concerning safety. House Bill 275, offered by Representative Reick, a Bill for an Act concerning State government. House Bill 276, offered by Representative Reick, a Bill for an Act concerning public employee benefits. House Bill 277, offered by Representative Reick, a Bill for an Act concerning education. House Bill 278, offered by Representative Welter, a Bill for an Act concerning education. House Bill 279, offered by Representative Guzzardi, a Bill for an Act concerning education. House Bill 280, offered by Representative Guzzardi, a Bill for an Act concerning public employee benefits. House Bill 281, offered by Representative Guzzardi, a Bill for an Act concerning civil law. House Bill 282, offered by Representative Welch, a Bill for an Act concerning regulation. House Bill 283, offered by Representative McSweeney, a Bill for an Act concerning

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health. House Bill 284, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 285, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 286, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 287, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 288, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 289, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 290, offered by Representative McSweeney, a Bill for an Act concerning elections. House Bill 291, offered by Representative McSweeney, a Bill for an Act concerning criminal law. House Bill 292, offered by Representative McSweeney, a Bill for an Act concerning government. House Bill 293, offered by Representative McSweeney, a Bill for an Act concerning public employee benefits. House Bill 294, offered by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 295, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 296, offered by Representative McSweeney, a Bill for an Act concerning transportation. House Bill 297, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 298, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 299, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 300, offered by Representative McSweeney, a Bill for an Act concerning State

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government. House Bill 301, offered by Representative McSweeney, a Bill for an Act concerning government. House Bill 302, offered by Representative McSweeney, a Bill for an Act concerning education. House Bill 303, offered by Representative McSweeney, a Bill for an Act concerning local government. House Bill 304, offered by Representative McSweeney, a Bill for an Act concerning local government. House Bill 305, offered by Representative McSweeney, a Bill for an Act concerning local government. House Bill 306, offered by Representative McSweeney, a Bill for an Act concerning local government. House Bill 307, offered by Representative McSweeney, a Bill for an Act concerning local government. House Bill 308, offered by Representative McSweeney, a Bill for an Act concerning finance. House Bill 309, offered by Representative McSweeney, a Bill for an Act concerning education. House Bill 310, offered by Representative McSweeney, a Bill for an Act concerning education. House Bill 311, offered by Representative McSweeney, a Bill for an Act concerning education. House Bill 312, offered by Representative McSweeney, a Bill for an Act concerning education. House Bill 313, offered by Representative McSweeney, a Bill for an Act concerning State government. House Bill 314, offered by Representative McSweeney, a Bill for an Act concerning government. House Bill 315, offered by Representative McSweeney, a Bill for an Act concerning public aid. House Bill 316, offered by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 317, offered by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 318, offered

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by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 319, offered by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 320, offered by Representative McSweeney, a Bill for an Act concerning revenue. House Bill 321, offered by Representative McSweeney, an Act concerning revenue. House Bill 322, offered by Representative McSweeney, a Bill for an Act concerning transportation. House Bill 323, offered by Representative McSweeney, a Bill for an Act concerning transportation. House Bill 324, offered by Representative McSweeney, a Bill for an Act concerning government. House Bill 325, offered by Representative McSweeney, a Bill for an Act concerning appropriations. House Bill 326, offered by Representative McSweeney, a Bill for an Act concerning transportation. First Reading of these House Bills."

Clerk Bolin: "First Reading in full of House Joint Resolution Constitutional Amendment #2, offered by Representative McSweeney. Be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 8.5 to Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.5. PASSAGE OF REVENUE BILLS

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A bill passed on or after the date of a general election but on or before the second Wednesday of January following the general election that would result in the increase of revenue to the State by an increase of a tax on or measured by income or the selling price of any item of tangible personal property or any service may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #2. First Reading in full of House Joint Resolution Constitutional Amendment #3, offered by Representative McSweeney. Be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 2 of Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative

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Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) Each Legislative District shall be divided into two Representative Districts. In 1982 and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the

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term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(f) No person may serve more than eight years in the General Assembly. No person may be elected or appointed as Senator or Representative if, upon completion of the term of office, that person will have been a member of the General Assembly for more than eight years. Time served in the General Assembly before the session beginning in January 2021 shall not count toward the eight-year service limitation.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #3. First Reading in full of House Joint Resolution Constitutional Amendment #4, offered by Representative McSweeney. Be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the

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electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, Attorney General, Secretary of State, Comptroller and Treasurer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, Attorney General, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

SECTION 4. JOINT ELECTION (REPEALED)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall

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be the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his or her powers, he or she shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his or her office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor.

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SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2023. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #4. First Reading in full of House Joint Resolution Constitutional Amendment #5, offered by Representative McSweeney. Be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, Attorney General, Secretary of State, Comptroller and Treasurer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of

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January after their election and, until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, Attorney General, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

SECTION 4. JOINT ELECTION (REPEALED)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be the elected Attorney General, the elected Secretary of State, the elected Comptroller, the elected Treasurer, the President of the Senate, the Speaker of the House of Representatives, the Minority Leader of the Senate, and the Minority Leader of the House of Representatives. If an officer next in the line of succession is of a different political party than the Governor he or she is replacing, then that officer, and each officer thereafter, shall be skipped in the line of succession until an officer of the same political party may succeed the Governor. If there is no officer in the line of succession of the same political party as the Governor to be replaced, then succession shall proceed according to the order of succession provided in this subsection (a), regardless of the political party of the succeeding officer.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or

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other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his or her powers, he or she shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his or her office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor.

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

SCHEDULE

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

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Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2023. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #5. There being no further business, the House Perfunctory Session will stand adjourned."