

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

94th Legislative Day

2/10/2004

Speaker Madigan: "We ask the Members and our guests to turn off their laptop computers, their cell phones and their pagers and we ask our guests in the gallery to rise and join us for the invocation and the Pledge of Allegiance. We shall be led in prayer today by the Reverend Gary Grogan of the Urbana Assembly of God Church in Urbana, Illinois. Reverend Grogan is the guest of Representative Jakobsson."

Reverend Grogan: "Let's bow our heads and pray together. Heavenly Father, we thank You for Your mercy and grace. We thank You for personal forgiveness of sin. We thank You for public servants who are called ministers of righteousness. And I pray for our lawmakers here today. I pray that they would be encouraged. They all have a sense of destiny and calling to help their fellow man, and I pray that You would help them when things don't go the way they want them to go. I pray that You would help them to deal with all the things they have to deal with in the system of making our country work, making our state work. I pray for them individually and their families that they would be blessed. I pray that You would watch over them and protect them from evil and evil influence. May they be inspired with great ideas to help our fellow man. May they have.. may they think outside of the box. May they all truly have the gift of leadership to lead us in these difficult days where there are so many needs in our cities, in our towns, our counties and our state. We love You and we pray this in Your name. Amen."

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Speaker Madigan: "We shall be led in the Pledge of Allegiance by Representative Giles."

Giles - 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 Madigan: "Roll Call for Attendance. Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker. Would the record reflect that Representative Howard, Representative Morrow, and Representative Delgado are excused today."

Speaker Madigan: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect Representative Parke is excused today."

Speaker Madigan: "The Clerk shall take the record. There being 113 people responding to the Attendance Roll Call, there is a quorum present. Mr. Clerk."

Clerk Bolin: "Committee Reports. Representative Currie, Chairperson from the Committee on Rules, to which the following measures were referred, action taken on February 10, 2004, reported the same back with the following recommendation/s: 'direct floor consideration' for House Bill 2735, Motion to Concur with Senate Amendments 1 and 2. Representative Scully, Chairperson from the Committee on Commerce & Business Development, to which the following measures were referred, action taken on February 10, 2004, reported the same back with the following recommendation/s: 'do pass Standard Debate' House Bill 3865. Representative Saviano, Chairperson from the Committee on Registration &

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Regulations, to which the following measures were referred, action taken on February 10, 2004, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 4157. Representative Fritchey, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measures were referred, action taken on February 9, 2004, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 4025 and House Bill 4106. Representative Burke, Chairperson from the Committee on Executive, to which the following measures were referred, action taken on February 9, 2004, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 4031."

Speaker Madigan: "Chair recognizes Mr. Lang."

Lang: "Thank you, Mr. Speaker. Yesterday, I inadvertently introduced a Bill that I really didn't want to introduce, so I would move to table House Bill 6640."

Speaker Madigan: "You've all heard the Gentleman's Motion. Those in favor say 'aye'; those opposed say 'no'. The 'ayes' have it. The Motion is adopted. On page 2 of the Calendar, on the Order of House Bills-Third Reading, there appears House Bill 4063. Mr. Fritchey. Do you wish to call the Bill? Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 4063, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Fritchey: "Thank you. This Bill is an initiative of the Cook County State's Attorneys office. It serves to close a gap

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in a previously passed piece of legislation by this Body. What it does is it extends the statute of limitations when there is DNA evidence in that scenario where a woman was unable to report the crime in the allotted two-year period because she had been murdered during that period. This is a, you know, a Bill that sounds like a law school hypothetical, but the reality is, that there are at least half a dozen pending cases where the state's attorney would have been able to prosecute for a rape, but was prevented from doing so because of the intervening murder of the victim. I'd be happy to answer any questions."

Speaker Madigan: "The Gentleman moves for the passage of the Bill. Is there any discussion? There being no discussion, the question is, 'Shall this Bill pass?' Those in... The question is, 'Shall this Bill pass?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Has Representative Flowers voted? The Clerk shall take the record. On this question, there are 113 people voting 'yes', 0 voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared passed. Page 3 of the Calendar, there appears on the Order of Concurrence, House Bill 2735. Representative Hannig."

Hannig: "Thank... Thank you, Mr. Speaker and Members of the House. I would move that we concur in the Senate Amendments to House Bill 2735. This is a request for supplemental spending for fiscal year '04. The total request is \$142,000,504, and of that, \$135,000,607 is new spending.

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But of that new spending, \$127 million, the vast majority of it, is additional monies that we will be receiving from the Federal Government in the form of increased Medicaid reimbursement that the Governor has indicated that he wishes to use to shorten the payment cycle. So, that is the bulk of what we're requesting here. A few other items of interest, it would also provide money so that we can fund the Inspector General, for the Attorney General, the Comptroller and for the General Assembly to become... to get in compliance with the Ethics Act that we recently passed. There's money in this so that we can provide reimbursements to our local governments for the upcoming primary in March. There's a million dollars for increases in the industrial training program which was requested by the business community. And there's one point eight million dollars from the Court of Claims to bring us up to date and to include every award that the Court of Claims has adjudicated against us, including any wrongful imprisonment claims. So, there are some other items as well, including, for example, \$600 thousand that we need to appropriate for the Anna Veterans' Home to get that up and running, along with some other items. I'd be happy to answer any questions. I'd ask for your 'yes' vote."

Speaker Madigan: "Mr. Beaubien."

Beaubien: "Yes, thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Madigan: "The Sponsor yields."

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Beaubien: "Just... just a few questions on some details on this so we're fully understanding. A hundred and thirty six of this is from the General Revenue Fund. A hundred and twenty seven of it is for Medicaid. Is that correct?"

Hannig: "Yes, that's correct, Representative."

Beaubien: "And that merely allows the state to take advantage of more Medicaid money from the Federal Government. Correct?"

Hannig: "Yes, we've been... first of all, we've been blessed with a period of time where the Federal Government has given... is giving us an additional reimbursement. They're reimbursing us above 50 percent. It's about 52 or 53 percent, plus the agencies have been able to find ways to take items that we were spending out of GRF, and convert them into a Medicaid reimbursable line so that we can get some reimbursement for that as well. So, this is really an opportunity to collect additional federal money and spend down the payment cycle to our vendors."

Beaubien: "Exactly, and that's clearly for the benefit of the state and the residents of the state to be able to recapture this additional money. The balance, the difference between the 127 and the 135 are essentially existing projects. You have the Arts Council, the University Center of Lake County, that's under other funding, Lieutenant Governor's Job Opportunity Act, funding the ALS research, a million two, Gardner-Carlton contract, sixty-one thousand. Do you know what that is, by the way?"

Hannig: "I'm sorry, could you repeat that que..."

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Beaubien: "The Gardner-Carlton contract. I just... it just jumped out at me. What is that? Is that a law firm that we're paying?"

Hannig: "Yes, that's a... that's a contract that the State Board of Elections entered into, and they're asking us for some additional funding so that they can actually... to pay the contract."

Beaubien: "All right. Some Board of Elections issues. The Illinois State Board of Education is funding the South Cook County, ISC. What is ISC?"

Hannig: "The... this is the... this is the agency in Cook County that basically does the... the work that a regional superintendent does in downstate."

Beaubien: "Okay. The Golden Apple Award, I understand. We're reopening the PTAB office. Is that correct?"

Hannig: "That's correct."

Beaubien: "And we're getting six hundred thousand for the Veterans' Affairs."

Hannig: "Yes, we..."

Beaubien: "The other category is funds that come out of other funds, not General Revenue Funds. Is that correct? That's sixteen million at one end?"

Hannig: "Yes, that's correct, Representative."

Beaubien: "So, it's not General Revenue Funds. At the bottom on the reappropriations, it looks like we have around six almost seven million dollars reappropriations for certain road projects, Member projects, Member projects outside of the original Bill, but the vast majority of the money, a

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hundred and twenty three million comes out of other sources. Is that also correct?"

Hannig: "That's correct, Representative."

Beaubien: "Thank you very much."

Speaker Madigan: "Mr. Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Madigan: "The Sponsor yields."

Black: "Representative, most of the items to the best of my recollection, most of the items included in this supplemental appropriation Bill were vetoed by the Governor last spring, and again, correct me if I'm wrong, I don't think there was any organized attempt to override his veto of most of what I see now on this supplemental. What... what has transpired? I mean, have we come into money, or the Governor changed his mind, or what's the reason that we're now doing a supplemental on projects that the Governor vetoed last summer?"

Hannig: "Representative, the Governor vetoed a number of these projects thinking that they had been completed, that we had carried them forward inadvertently. Well, what happened was, that in some cases the Governor was correct, in some cases the projects were partially done and in some cases they had just begun. So, we actually overrode the Governor and tried to reinstate those projects in that manner. That failed in the Senate for whatever reason, I can't say. This is an effort to simply reinstate, to put back on the books, those projects that we, as Members, had put into the

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'02 and '03 budgets, the last budgets of Governor Ryan. We want to carry forward those projects as we go forward."

Black: "To... to the best of your knowledge, has the Governor agreed to sign this supplemental appropriation Bill when it hits his desk?"

Hannig: "Yes, Representative, but I have to make you, and all of us have to understand, that on the Member initiative projects, the Governor has not agreed that he would fund every one of those, but that he would continue to review them under the process that he now uses with public safety, public interest. There'll be some that in all likelihood will not be funded, at least not this year."

Black: "Well, if I heard you correctly, you have assurance that the Governor will sign it, but you have no assurance that the Governor will not... that the Governor will use his Executive Branch powers to simply not approve funding for some of these things on the list."

Hannig: "Representative, my... my view is that... my personal view is that we put these in... in the last years of the Ryan administration with the consent and cooperation of Governor Ryan. We in the Legislative Branch want to move forward with these projects. We believe that they are important projects, each and every one of them. The Governor, the new Governor now, has used his powers to review these projects, and consequently, I think he will continue to do that. But, should we not put them on the books, if we do not pass this appropriation today or some other time, the Governor can simply say they no longer exist. So, in order

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to even carry on the argument with the Governor about what should be funded or not funded, we need to pass this supplemental."

Black: "All right, I... that's a good point. I appreciate that answer. Let me just ask you, and I hate to do this, but for my own edification, the \$200 thousand to Chicago State University to fund a Brown v. Board of Higher Education observance of the anniversary of that momentous Supreme Court decision. Is that a new appropriation or is that one that has been resubmitted? I'm not familiar with that... that line item?"

Hannig: "Representative, I think the concept, the idea behind this has been around for several months, but clearly this is... this is new in the sense that's it's the first time it has appeared in a Bill, but the staff on both sides of the aisle, in both chambers have been talking about it since, I think..."

Black: "All right."

Hannig: "...even before the Veto Session."

Black: "Did any other institution of higher or public education request a... an appropriation to carry out a campus or school-wide observance of Brown v. Board of Education?"

Hannig: "Representative, I am not aware of any."

Black: "All right. I... as always, Representative, I appreciate your forthright answers to the questions, and I... Ladies and Gentlemen of the House, you have the analysis on your laptop, and I'm sure you have a paper copy. This is something you have to take a look at and determine whether

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or not you want to vote for this supplemental. Many of these projects were vetoed last summer by the Governor and I guess it makes sense from what the Sponsor has said, that if they aren't reinstated, they simply will disappear. But at the same time, in the absence of any reassurance about the ongoing review process on certain projects that I know that many of you have, this is a... if I can get the right figure, this is a \$228 million supplemental. And some people I think will question how that can be during a time of a budget crisis. But, once again, Representative, thank you for your very forthright answers."

Speaker Madigan: "Representative Mulligan."

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

Speaker Madigan: "Sponsor yields."

Mulligan: "Representative Hannig, there's an increase in public aid budget from \$127 million. Could you explain?"

Hannig: "Yeah, it... it's basically that the primary components are number one, the increased federal match that we will receive during this 18 months from Washington D.C., is one part of it and then the other part of it is, that the state, that the administration has been able to take spending that had come out of GRF and not be... and not considered Medicaid reimbursable; they've been able to convert it to a Medicaid reimbursable type of program and consequently, we got additional match for that. So, the increase match from Washington and the increased eligibility that we were able to find has generated this additional money."

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Mulligan: "The increase match has generated a lot more than \$127 million already. How... how was they able to spend that without putting it in the budget?"

Hannig: "Well, Representative..."

Mulligan: "This morning we met in Human Service Approp and basically they were telling us that it was... they received four hundred and twenty-two million, now we're putting out authority for a hundred and twenty-seven million, and if we pass it in this, does that put into General Revenue Fund that they can spend or what's going to happen with this amount of money?"

Hannig: "We spend about sixty-two million and then that gets us to... about the one twenty-seven, Representative. It's primarily because we were able to take a program and basically convert it to Medicaid. And then that, along with the increased match on that program, is how we get this amount."

Mulligan: "So, the hundred and twenty-seven million is the increase between the 50 percent and the 65 percent of money we've already appropriated?"

Hannig: "It's the increase on this one program and if I... if I may... if I implied it was on all programs, that is not correct. So... so, we were able to take a program that the State of Illinois currently does, we've been able to convert it to a Medicaid type of program that's eligible for reimbursement. So, number one, we get the reimbursement, but we get it at the higher rate during..."

Mulligan: "All right, and..."

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Hannig: "... this period of time."

Mulligan: "...and is this the difference between the original rate and the higher rate, or is it the total amount for this program?"

Hannig: "Representative, it's primarily because we're able to convert a program to Medicaid. We would get a lesser amount..."

Mulligan: "All right."

Hannig: "...than this if we were at the 50 percent level, but I was trying to show you both components."

Mulligan: "Okay, so this is one of the changes that we made in the budget that would have moved... moved... what program? Why don't we just go there?"

Hannig: "Representative, I don't have... I think it's more than one. I've been advised that it's more than one program that they've been able to convert to Medicaid. But I don't..."

Mulligan: "All right, so once we put this in the supplemental, is it gonna go to General Revenue when they take it in and they can spend it however they want or what's going to happen with the hundred and twenty-seven million?"

Hannig: "Well, Representative, I believe that what the Governor's Office wants to do is use this money to reduce the payment cycle."

Mulligan: "All right, now then we were told the payment cycle was down to thirty days, but is that as we approach the end of the fiscal year that the payment cycle is gonna be increased. Now, it would be nice if this money would make

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sure that the payment cycle is low, for the simple reason that a lot of Medicaid providers borrow money in order to cover the debt that we're not paying. So, is this money that would allow us to move that payment cycle and keep it low for a longer period of time for... as we head toward the end of Session?"

Hannig: "Representative, it's my understanding that by giving the agency additional spending authority, that they can reduce the payment cycle, that and the fact that they'll receive this extra cash will allow them to reduce the payment cycle without any interruption... they... by running out of appropriation authority."

Mulligan: "Okay, thank you, Representative."

Speaker Madigan: "The question is, 'Shall this Bill pass?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 72 people voting 'yes'; 41 people voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared passed. The Clerk for an announcement."

Clerk Bolin: "Attention Members. The Rules Committee will meet immediately in the Speaker's Conference Room."

Speaker Madigan: "The Chair recognizes Mr. Moffitt."

Moffitt: "Thank you, Mr. Speaker. If the Body would give their attention just for a moment. We have a very special guest in the north balcony. I would like for Chad Cunningham, the National Easter Seal Adult Representative stand up, and then I just want to tell you a few things about him before

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you recognize him. Real briefly, I just want to tell you that Chad lives with his parents in Peoria and Chad has been a part of Easter Seals family since he was 18 months old receiving occupational and physical therapy to help him. He now volunteers his time to help others, both as Easter Seals and in the community as a teacher's aide, with seventh grade students with learning disabilities at Central Junior High. He will soon complete his second Associates Degree from Illinois Central College. As National Easter Seals Adult Representative, Chad has the opportunity to speak for Easter Seals across the United States and demonstrates his success story to inspire others. Chad certainly serves as a source of inspiration to all who know him. His life has been marked by hard work, determination, struggle, triumph, and achievement. His motto is ACE or ACE, attitude, character and effort. He's truly a role model for all of us. Again, would you welcome Chad Cunningham, National Easter Seals Adult Representative. Thank you."

Speaker Madigan: "Mr. Clerk, Agreed Resolutions."

Clerk Bolin: "House Resolution 669, offered by Representative Sacia. House Resolution 672, offered by Representative Beaubien. House Resolution 673, offered by Representative Mautino. House Resolution 675, offered by Representative Ryg, and House Joint Resolution 62, offered by Representative Sullivan."

Speaker Madigan: "You've all heard the Agreed Resolutions. Those in favor say 'aye'; those opposed say 'no'. The

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'ayes' have it. The Motion is adopted and the Agreed Resolutions are adopted. Mr. Clerk, do you have an Adjournment Resolution?"

Clerk Bolin: "House Joint Resolution 65, offered by... House Joint Resolution 65.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two Houses adjourn on Tuesday, February 10, 2004, they stand adjourned until Wednesday, February 18, 2004 at 11:30 o'clock a.m."

Speaker Madigan: "The Clerk has read the Adjournment Resolution. Those in favor say 'aye'; those opposed say 'no'. The 'ayes' have it. And the Adjournment Resolution is adopted. Ladies and Gentlemen, if I could bring your attention to the time for convening next Wednesday. It will be 11:30 a.m. because the Governor plans to address a Joint Session of the House and the Senate at 12 o'clock that day concerning his budget message. So, please be in the chamber at 11:30 a.m. next Wednesday to be prepared to hear from the Governor. That having been said, Mr. Hannig moves that the House stand adjourned until Wednesday, February 18, at 11:30 a.m., providing perfunctory time for the Clerk. Those in favor say 'aye'; those opposed say 'no'. The 'ayes' have it. The House does stand adjourned until Wednesday, February 18, 11:30 a.m., providing perfunctory time for the Clerk."

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Clerk Bolin: "The House Perfunctory Session will come to order. Introduction of Resolutions. House Resolution 668, offered by Representative McAuliffe. House Resolution 670, offered by Representative Bill Mitchell. House Resolution 671, offered by Representative Meyer. House Resolution 674, offered Representative Krause. House Resolution 676, offered by Representative Franks. House Joint Resolution 61, offered by Representative Eddy. House Joint Resolution 63, offered by Representative Stephens and House Joint Resolution 64, offered by Representative Steve Davis. These Resolutions are referred to the House Rules Committee. First Reading of House Bills. House Bill 6835, offered by Representative Cross, a Bill for an Act in relation to county government. First Reading of this House Bill. First Reading of House Joint Resolution Constitutional Amendments. House Joint Resolution Constitutional Amendment #32, offered by Representative Bill Mitchell.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD 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 VIII of the Illinois Constitution by changing Section 2 as follows:

SECTION 2.

STATE FINANCE

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- (a) The Governor shall prepare and submit to the General Assembly, at a time prescribed by law, a State budget for the ensuing fiscal year. The budget shall set forth the estimated balance of funds available for appropriation at the beginning of the fiscal year, the estimated receipts, and a plan for expenditures and obligations during the fiscal year of every department, authority, public corporation and quasi-public corporation of the State, every State college and university, and every other public agency created by the State, but not of units of local government or school districts. The budget shall also set forth the indebtedness and contingent liabilities of the State and such other information as may be required by law. Proposed expenditures shall not exceed funds estimated to be available for the fiscal year as shown in the budget.
- (b) The General Assembly by law shall make appropriations for all expenditures of public funds by the State. Appropriations for a fiscal year shall not exceed funds estimated by the General Assembly to be available during that year.
- (c) The total aggregate appropriations for each fiscal year shall not exceed the previous fiscal year's total aggregate appropriations by the greater of 4% of the previous fiscal year's total aggregate appropriations or a percentage representing the sum of the percentage rate of inflation and the percentage rate of the State's population growth since the previous fiscal year. State revenues in excess of a fiscal year's total aggregate appropriations as

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calculated under this subsection shall be deposited into a rainy day fund within the State treasury established and to be used for purposes provided by law.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been First Reading of House Joint House Joint Resolution Constitutional Amendment #32. First Reading of House Joint Resolution Constitutional Amendment #33, offered by Representative Sullivan.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD 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 8.1 to Article IV of the Illinois Constitution as follows:

SECTION 8.1.

PASSAGE OF REVENUE BILLS.

- (a) A bill that would result in the increase of revenue to the State may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.
- (b) A house of the General Assembly may not pass a bill that would result in the increase of revenue to the State until:
 - (1) at least 30 calendar days have elapsed (i) after the introduction of the bill in that house or (ii) after an

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amendment to the bill has been adopted in that house, whichever is later; and

- (2) that house has held at least 2 public hearings on the bill prior to passage by that house. Notice of each hearing must be given to the public at least 6 days before the date of the hearing. At least one of the hearings held by each house must be held outside the corporate limits of:
- (A) the capital city of the State; and
- (B) the largest city in Illinois by population as measured by the federal decennial census.

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 of House Joint Resolution Constitutional Amendment #33. House Joint Resolution (sic Constitutional Amendment) 34, offered by Representative Sullivan.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD 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:

SECTION 8.5.

REVENUE BILLS; SUNSET

- (a) A bill that contains one or more provisions that would result in the increase of revenue to the State may become

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law only if each of those provisions is explicitly limited in effect to no more than 5 years after the effective date of the Bill.

- (b) A sunset date established under subsection (a) may be extended by the General Assembly by law for up to an additional 5 years in each of up to 3 separate bills. If the General Assembly extends the sunset date of a provision 3 additional times, the General Assembly by law may thereafter remove the sunset date as to that provision.
- (c) A bill that fails to comply with this Section is void.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been First Reading of House Joint Resolution Constitutional Amendment #34. House Joint Resolution Constitutional Amendment #35, offered by Representative Sacia.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD 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 11 to Article IX of the Illinois Constitution as follows:

SECTION 11.

HIGHWAY FUNDS

- (a) No moneys derived from fees, excises, or license taxes relating to registration, titles, operation, or use of

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vehicles on public highways or relating to fuels used for propelling those vehicles, including bond proceeds, shall be expended for other than (i) costs of administering those laws; (ii) statutory refunds and adjustments provided in those laws; (iii) payment of highway obligations; (iv) costs for construction, reconstruction, maintenance, repair, and betterment of public highways, roads, streets, and bridges and other statutory highway purposes; (v) the State or local share to match federal aid highway funds; (vi) administrative costs of the Department of Transportation or any successor agency; (vii) expenses of grade separation of public highways and railroad crossings; (viii) protection of at-grade public highways and railroad crossings; (ix) expense of State enforcement of traffic laws; and (x) with respect to local governments, other transportation purposes as authorized by law.

(b) The total amount appropriated in any fiscal year for the sum of the cost of State enforcement of traffic laws plus the cost of collecting and administering fees, excises, and license taxes described in subsection (a) plus the cost of administering laws relating to motor vehicles shall not exceed 2% of the total amount of those fees, excises, and taxes collected by the State of Illinois in the most recent complete fiscal year.

(c) Federal funds may be spent for any purposes authorized by federal law.

SCHEDULE

STATE OF ILLINOIS
93rd GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

94th Legislative Day

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This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been First Reading of House Joint Resolution Constitutional Amendment #35. First Reading of House Bills. House Bill 7059, offered by Representative Pritchard, a Bill for an Act making appropriations and reappropriations. First Reading of this House Bill. There being no further business, the House Perfunctory Session stands adjourned."