

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

114th Legislative Day

4/1/2004

Speaker Madigan: "The House shall come to order. The Members shall be in their chairs. We ask the Members and our guests in the gallery to turn off their laptop computers, their cell phones and their pagers. And we ask the 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 Reverend Michael Tetmeyer of the First Pentecostal Church in Herrin, Illinois. Reverend Tetmeyer is the guest of Representative John Bradley."

Reverend Tetmeyer: "May we all bow our heads. Heavenly Father, Your word says a fool have said in his heart there is no God. Lord, I want to thank You that for such a time is this that our great nation and State Legislature has not denied Your existence in public or in heart. As this Session begins, it is our desire that Your sovereign will be preformed. We acknowledge Your existence as the holy, true, omnipotent, as well as omnipresent God. I pray this day for all of our state and local Representatives. I beseech Your mercies as decisions are made that will affect the future as well as the present. God, Your very presence is requested here today, invisible though You may be, let our hearts nonetheless feel a touch of Your glory. Lord, as You instructed us to pray for our leaders, we do so here this day. Let a light shine through any darkness that resists Your spirit. Come speedily to all who call upon Your name. We invite the touch of Your mighty hand upon this Session, this day, this hour. We ask for Your

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blessings as well as for Your mercy. In the great saving name of Jesus Christ we pray. Amen."

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

Hoffman - 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. Representative Currie."

Currie: "Thank you, Speaker. Please let the record show that there are no excused absences among House Democrats today."

Speaker Madigan: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect that all Republicans are present and ready to do the work of the people."

Speaker Madigan: "The Clerk shall take the record. There being 118 Members responding to the Attendance Roll Call, there is a quorum present. Mr. Verschoore."

Verschoore: "Thank you, Mr. Speaker. Everyone should've found on their desk today one of these invitations for a presentation of virtual reality 3D classroom training. There's a mistake on there. It should be Room 114. But I would urge each and everyone of you to please try and find some time to go down and look at this. It's really an innovative way of teaching and the test scores have really gone up where they've used this in Rock Island. Again, I would urge everyone to try to find some time. Thank you."

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Speaker Madigan: "Mr. Clerk."

Clerk Mahoney: "Representative Delgado, Chairperson from the Committee on Judiciary II - Criminal Law, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 4949; recommends 'be adopted' Floor Amendment #1 to House Bill 4426. Representative Brosnahan, Chairperson from the Committee on Consumer Protection, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #2 to House Bill 2380. Representative Saviano, Chairperson from the Committee on Registration & Regulation, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #2 to House Bill 4436 and Floor Amendment #1 to House Bill 5892. Representative Giles, Chairperson from the Committee on Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #1 to House Bill 6138. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following legislative measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same

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back with the following recommendation/s: Elementary & Secondary Education Amendment #1 to House Bill 6138; to the Executive Committee Amendment #2 to House Bill 5875; 'for Floor consideration' House... Amendment #2, 3 and 4 to House Bill 4099, Amendment #2 to House Bill 4195, Amendment #1 to House Bill 4197, Amendment #4 to House Bill 4225, Amendment #2 to House Bill 4211, Amendment #3 to House Bill 4302, Amendment #2 to House Bill 4501, Amendment #3 to House Bill 4481, Amendment #2 to House Bill 4635, Amendment #1 to House Bill 4640, Amendment #1 to House Bill 4723, Amendment #1 to House Bill 4744, Amendment #4 to House Bill 4837, Amendment #1 to House Bill 4929, Amendment #1 to House Bill 5023, Amendment #2 to House Bill 5130, Amendment #2 to House Bill 5164, Amendment #1 to House Bill 6769, Amendments 2 and 3 to House Bill 6983, Amendment #1 to House Bill 5345. Representative Scully, Chairperson from the Committee on Commerce & Business Development, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #1 to House Bill 4285. Representative McKeon, Chairperson from the Committee on Labor, to which the following measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #1 to House Bill 4374, Floor Amendment #2 to House Bill 4883. Representative Burke, Chairperson from the Committee on Executive, to which the following

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measure/s was/were referred, action taken on Thursday, April 01, 2004, reported the same back with the following recommendation/s: recommends 'be adopted' Floor Amendment #2 to House Bill 5875 and Floor Amendment #1 to House Bill 6866; referred to the House Committee on Rules, House Resolution 775, offered by Representative Richard Bradley; House Resolution 777, offered by Representative Lou Jones; House Resolution 778, offered by Representative McGuire; House Joint Resolution 74, offered by Representative Nekritz."

Speaker Madigan: "Mr. Clerk... is Representative Slone in the chamber? Mr. Clerk, what is the status of House Bill 4850? 4850."

Clerk Mahoney: "House Bill 4850 is on the Order of Third Reading."

Speaker Madigan: "Read the Bill."

Clerk Mahoney: "House Bill 4850, a Bill for an Act concerning sewage disposal. Third Reading of this House Bill."

Speaker Madigan: "Representative Slone."

Slone: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I regret to inform you that House Bill 4850 is a shell Bill. We were hoping to have received language from the Department of Public Health in plenty of time to adopt it onto this legislation. That has not yet occurred. And it is our hope to pass this over to the Senate and have language ready for it over there when we return from break. I would appreciate your 'aye' votes."

Speaker Madigan: "Mr. Parke."

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Parke: "Thank you, Mr. Speaker. Will the Sponsor yield? Yes, she will. Representative, is this intended only to be a shell Bill for this subject matter or can we expect something else coming back from the Senate?"

Slone: "I would hope not, Representative Parke. The idea here is that the Department of Public Health and EPA have been working for some time on this issue and the urgency comes from having received an indication from the U.S. EPA that Illinois is out of compliance on these systems and we need to do something. They've been meeting with all the stakeholders for several months. They were supposed to have language to us earlier and we haven't seen it yet. And that's why I'm asking the chamber to please move it forward as a shell. We have every reason to believe that they'll have language that's in proper form to be adopted in the Senate when we return."

Parke: "Well, some of the Members on this side would be concerned that something else is put on this Bill that does not relate to the topic that you intend it to be used for. So, we'd like to know is if it comes back with something other than what your agreement would be that would it still be your intent to call it?"

Slone: "I'm sorry, would it still be my intention, what?"

Parke: "To call the Bill even though there was things on it that were not part of what you're trying..."

Slone: "No, my intention would be to call it if it deals with the subject matter we're sending it over to receive."

Parke: "And that's it?"

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Slone: "Yes."

Parke: "That's your intent?"

Slone: "I'm sorry, Mr. Parke?"

Parke: "That's your intent?"

Slone: "That is my intent, yes."

Parke: "Okay. To the Bill. Ladies and Gentlemen, the Sponsor has committed to use this for the subject matter that she intends it to be and worked with the Senate Sponsor to come up with something that's acceptable. However, it is a shell Bill that we're sending over and one never knows what the Senate in its infinite wisdom might put on it. So, be aware when you vote on this legislation."

Speaker Madigan: "Mr. Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in opposition to the Bill even though it is a shell Bill. I cannot in good conscience vote for the Bill because of the topic that's in it. And it simply says that anyone who has a private sanitary sewage treatment facility, a septic tank, for example, or a sand filter or a water filter or an aerator system, could not replace their system if it goes bad if there is another alternative. I assume the alternative is a sewer. And in rural Illinois it's going to be a long, long time before sewers are available. Now, what scares me about the Bill is it doesn't define what other options. What are they? If a sewer line is a mile away from your house will the IEPA says you do have an option and you have to run a sewer to a line that could be a mile away at an

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approximate cost depending on the topography of 25 hundred to \$35 hundred a linear foot. I mean, that just... this Bill is fraught with danger. It needs to be negotiated. And when it is negotiated and all parties can agree, due to the diversity of Illinois, then bring a Bill back. But I... even though it's a shell Bill, the topic that it deals with, I have heard from dozens and dozens of my constituents who are very fearful that they will be forced to get a NPDES permit to operate their septic tank and they wanna know how much that's gonna cost after what happened to the permit fees last year. This Bill is not ready to move and it shouldn't move until all parties have come to some reasonable accommodation. I would urge you to vote 'no'."

Speaker Madigan: "Representative Slone to close."

Slone: "Thank you, Mr. Speaker. Certainly, the intent of the Departments of Environmental Protection and Public Health is to meet the concerns of the U.S. EPA that Illinois become into compliance with the Clean Water Act. That by no means implies that we would have to put everybody on a sewer system. And I have pledged that I will make sure that the Bill if it comes back from the Senate with other extraneous material will not be called for a vote again in this chamber. I would appreciate your support for getting it to the Senate so that we can move this process forward. I would appreciate your 'aye' votes."

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

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wish? Have all voted who wish? Have all voted who wish?
The Clerk shall take the record. Representative... there
are 59 'ayes' and 55 'noes'. Representative Slone."

Slone: "Postponed, Mr. Speaker."

Speaker Madigan: "Put the matter on Postponed Consideration."

Slone: "Thank you."

Speaker Madigan: "Mr. Clerk, what is the status of House Bill
6806? 6806."

Clerk Mahoney: "House Bill 6806, a Bill for an Act concerning
taxes. Third Reading of this House Bill."

Speaker Madigan: "Representative Cultra."

Cultra: "Thank you, Mr. Speaker, Members of the House. The
long road to a better state and a better nation begins with
a small step. Today, this Body has an opportunity to take
a small step forward. House Bill 6806 was designed to
encourage life organ donations. At the very least, it says
thank you from a grateful state in a small monetary way.
Last summer, Linda and Mike Harris came to my district
office. Mike was a star athlete in high school and a
Vietnam War veteran. Over the last few years Mike has had
to have two liver transplants and one kidney transplant.
He said that he was alive today because of the generosity
of people that donate those organs. But he said that isn't
enough, a pat on the back and a thank you is not enough.
Today, House Bill 6806 amends the Illinois Ta... Income Tax
Act and allows a deduction for up to \$10 thousand per
taxpayer, while living, who donates one or more of his
organs. Now, a human organ is either part of or all of a

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liver, pancreas, kidney, intestine, lung or bone marrow. The expenses that are allowable under this Bill are travel expenses, lodging and lost wages up to \$10 thousand, the deduction from gross income. The fiscal note estimated that if this Bill were enacted it would cost the state approximately a hundred thousand dollars. And I would yield for questions."

Speaker Madigan: "Mr. Bill Mitchell."

Mitchell, B.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will... excuse me, to the Bill. I just wanna congratulate Representative Cultra. He's done a great job on this Bill. This is a Bill that could save lives in the State of Illinois. Already we're having people dying everyday for lack of organs. Representative Cultra, under your leadership, you've got this Bill this far and I certainly appreciate it. And I urge an 'aye' vote from the House."

Speaker Madigan: "Mr. Dunkin."

Dunkin: "Thank you, Mr. Speaker and Members of the House. I, too, rise in strong support of this legislation. Prior to coming here I worked to... worked with the Secretary of State's Office in trying to promote this type of program. And it was very, very challenging for folk to come to the realization that organ donor... being an organ donor is very, very noble for someone to do. There are a tremendous amount of individuals who are in need of various organs from eyes to hearts to livers and lungs. For the Representative to come up with this great idea of a

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deduction would help incentivize folk who can part with one of their active organs. And again, if you knew the number of individuals who are on the waiting list... on the waiting list for organs you would know also that this is a great piece of legislation. And I rise in full support of this measure. Thank you. And I urge an 'aye' vote for you."

Speaker Madigan: "Mr. Miller."

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

Speaker Madigan: "Sponsor yields."

Miller: "Just... Representative, I just had a few questions. You had mentioned that the fiscal note on this would be a hundred thousand dollars. Is that correct? What is what I heard."

Cultra: "That's correct."

Miller: "Can you explain that a little... if... if you're offering a tax incentive of \$10 thousand... up to \$10 thousand per person. Is that just ten organs? Or is that ten..."

Cultra: "Yes, there are already statistics on how many exact live organ donors that were done in Illinois. But throughout the country there were 6,700 last year. Basically, what this Bill does is allow a deduction from your gross income of unreimbursed expenses. Otherwise, if you get to leave work and you get a paid leave it wouldn't... wouldn't apply. These are expenses that a live organ donor would have to take out of his pocket for lodging and for lost work."

Miller: "Okay. So... so... so it's for the auxiliary services of... if I wanted to donate my... my good kidney to my brother."

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Then me being hospitalize... or me being moved... going to North Carolina..."

Cultra: "That's right. You have to be a live donor giving an organ to a live individual."

Miller: "And as far as recording of these... these receipts in reporting of it, who would I... who would I..."

Cultra: "Well, you'd go to your... the same person that does your taxes and then he would..."

Miller: "Okay. And then... and it would just be eligible under the State Tax Code?"

Cultra: "Correct."

Miller: "And as far as you know, if there any opposition to this?"

Cultra: "Not that I'm aware of."

Miller: "Okay. Thank you, Sir."

Speaker Madigan: "Mr. McCarthy."

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

Speaker Madigan: "Sponsor yields."

McCarthy: "Representative Cultra. Over here to the left."

Cultra: "Yes."

McCarthy: "Representative."

Cultra: "Oh, okay. Yes."

McCarthy: "I was just wondering, this is only for expenses involved in an organ donation, correct?"

Cultra: "That is correct."

McCarthy: "Okay. And is it cumulative over a number of years or is it a one-time expense?"

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Cultra: "One-time expense only for travel expenses, lodging expenses and lost wages."

McCarthy: "And so if they... they apply for this deduction one year, there's no way they could apply for it... for the same donation the next year even if they didn't expend all \$10 thousand?"

Cultra: "That's correct. It's one time. So, if you some way wanted to give away more than one organ or your kidney or part of your liver, you can only take this deduction one time."

McCarthy: "Okay. So, for people who would do this like toward the end of a calendar tax year..."

Cultra: "I'm sorry, I missed that."

McCarthy: "So, for a person who would be involved in something like this at the end of a calendar year, if you had like \$5200 of expenses in 2004 and you had \$5900 of expenses in 2005, you would probably have to make the decision, I mean, I'm either going to take one or the other even though it was only for one donation and it was very reasonable, you didn't make it so it could expand over a year... over a course of any two years. But I think a person who would make a donation in December, the odds are their expenses would definitely extend into January, which it seems to be the goal of your legislation. So, that never came up in debate or anything?"

Cultra: "No, it didn't and the way it's written out it would... you would lose deduction on the second year."

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McCarthy: "So, you... if you had the wherewithal to do it, you'd just make a decision to take one or the other. But it clearly says it can only be in the one year?"

Cultra: "Yes."

McCarthy: "Okay. Thank you."

Speaker Madigan: "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 113 Members voting 'yes', 2 people voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Black."

Black: "Thank you very much, Mr. Speaker. On a point of personal privilege. On behalf of the Members on our side of the aisle, we'd like to thank the electrician for putting a light bulb in Representative Cultra's 'green' light."

Speaker Madigan: "On page 10 of the Calendar there appears House Bill 4108. Mr. Aguilar. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4108, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Madigan: "Mr. Aguilar."

Aguilar: "Thank you, Mr. Speaker. House Bill... Ladies and Gentlemen of the House. House Bill 4108 is an... development of municipal areas would be... it's a water Bill. Village of Bellwood, City of Northlake, Village of Stone Park, Village of Melrose Park, Village of Broadview, the Villages of Westchester and the Village of North Riverside. Developing

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opportunities would be ste... will be enhanced by the tax base in existing communities, maintained by reva... revitalize exciting... existing commerce and industries to promote comprehensive planning within... within these communities. Deciding a... deciding a location or retention of ponds, restoration of the creeks, banks, enhanced fencing and security and safety around these areas of Addison Creek is essential to already expansion of industry, commerce and the progress of these regions. The implementation and comprehensive flood plan along Addison Creek will be enhanced and the recreation opportunities upgrade the quality of the environment and ensure a healthier lifestyle for the residents living within the area watershed authority boundaries. It's a Bill that's gonna benefit these communities. And I ask for an 'aye' vote."

Speaker Madigan: "Mr. Saviano."

Saviano: "Thank you, Mr. Speaker, Members of the House. House Bill 4108, as Representative Aguilar stated, is a... is the beginning of a... of a intergovernmental cooperation between towns that go through my district, go through Representative Yarbrough's district, Representative Graham's district, Senator Lightford, Senator Harmon, all the way through from Northlake going all the way to Riverside. I commend the mayors of these towns that get... that got together to put this project on the front burner. The purpose for this is, this is a long time coming to reconstruct Addison Creek to reduce the floodplain area,

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which has been designated by the Army Corps of Engineers. As a result, has forbidden us from developing many of the properties that are included in the floodplain. This is a great initiative. And I would urge everybody to support it, 'cause it's real important to the western suburbs and to all the communities we represent. Thank you."

Speaker Madigan: "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 108 people voting 'yes', 9 people voting 'no'. This Bill having received a Constitutional Majority, is hereby declared passed. On page 11 of the Calendar, there appears House Bill 4432. Mr. Burke. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4432, a Bill for an Act concerning telephone solicitation. Third Reading of this House Bill."

Burke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 4432 is a shell Bill. There are ongoing negotiations between bankers and the telecommunications individuals. And I would ask for the Body's favorable consideration."

Speaker Madigan: "The Gentleman moves for the passage of the Bill. Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question there are 78 people voting 'yes', 40 people voting 'no'. This Bill having received a Constitutional Majority,

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is hereby declared passed. Is Representative Bassi in the chamber? So, on page 13 of the Calendar there appears House Bill 6750. Representative Bassi. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 6750, a Bill for an Act concerning hospice programs. Third Reading of this House Bill."

Bassi: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 6750 amends the Hospice Program Licensing Act to provide one standard definition of 'hospice' by establishing minimum standards for all providers of hospice care in Illinois. There are currently two different standards for hospice in Illinois, both volunteer and professional. We are the only state in the union to have that. The new definition will talk about hospice, meaning 'a coordinated program of palliative care that provides for the physical, emotional and spiritual care needs of a terminally ill patient'. It describes what 'palliative care' means and brings everyone up to the minimum standards for all providers. And I am ready to answer any questions."

Speaker Madigan: "The Lady moves for the passage of the Bill. There being no discussion, the question is, 'Shall this Bill pass?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? The Clerk shall take the record. On this question, there are 118 people voting 'yes', 0 voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared

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passed. On page 11 of the Calendar there appears House Bill 4594. Mr. Beaubien. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4594, a Bill for an Act concerning trusts. Third Reading of this House Bill."

Beaubien: "Mr... Thank you, Mr. Speaker. This Bill amends the Illinois Trust and Trustees Act. Provides the anti-lapse provisions for gifts to a deceased beneficiary of a inter vivos trust will be treated the same as the anti-lapse provisions in the Probate Act. It's a technical clean up. As a practical matter, most trust companies are following this rule anyway. It just cleans up the language. Thank you very much."

Speaker Madigan: "The Gentleman moves for the passage of the Bill. The Chair recognizes Mr. Molaro."

Molaro: "Thank you. Thank you, Mr. Speaker. Just quickly. In committee you had given a hundred thousand dollars to Representative Biggins when we passed this Bill. So, I wanted to know if you've added a codicil to your will or is that still gonna stand?"

Beaubien: "Representative Biggins indicated that he didn't need the money, so I 'm not going to give it to him."

Speaker Madigan: "The Gentleman moves for the passage of the Bill. Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 118 people voting 'yes', 0 voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared passed. On

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page 11 of the Calendar there appears House Bill 4652. Mr. Capparelli. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4652, a Bill for an Act concerning electronic fund transfer terminals. Third Reading of this House Bill."

Speaker Madigan: "Mr. Capparelli. Mr. Turner in the Chair."

Capparelli: "Thank you, Mr. Speaker. Floor Amendment to House Bill 4652 is an agreement with the Illinois Bankers Association, the Illinois Trial Lawyers and the Illinois State Bar Association to clarify the permissive nature of Public Act 93-273, passed last year. It simply restates the fact that the law was intended to be permissive and not a requirement for any ATM owners or operators who install reverse PIN technology on any of their machines."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 4652 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', and 3 voting 'presents'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On page 12 of the Calendar, we have House Bill 4977. Representative Biggins. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 4977, a Bill for an Act concerning taxpayers. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from DuPage, Representative Biggins."

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Biggins: "Yeah. Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 4977 does require that at the end of an audit the information is given back to the taxpayer. And it does require that a reason for the findings of the audit be presented to the taxpayer so they will know how the department, in this case the state or the department, came to their conclusions and their findings. This is not an objection to the findings per se, but they would just like to find out the reason that the state used to determine the amount of the fines at the end and any monies that were owed. And I'd be glad to answer any questions. We did try to soften the language a little bit to make it less burdensome on the department in terms of paperwork. I would hope that meets their requirements. Be glad to answer any questions."

Speaker Turner: "The Gentleman from McHenry, Representative Franks. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Franks: "Representative, I'm trying to figure out this Bill. My analysis is a little confusing. Would this now require an auditor to write a letter confirming the findings of the audit or not?"

Biggins: "You know, thank you for the question. The... the... it's not that specific. It allows the auditor to write or to... to state... state its findings and then let the taxpayer have a chance to read them and maybe correct itself going

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forward in the future or least with an explanation as to what the findings were about."

Franks: "And if there's a finding of there being no violations, would that also be required to be in writing?"

Beaubien: "They usually say no violations, but there's no... nothing in here that addresses or changes the provisions in the Act currently."

Franks: "So, tell me what this Bill would do then? I'm not sure I understand."

Beaubien: "If there's a finding that says the taxpayer should have done something, a, b, or c, that they be descriptive in the language as to what the taxpayer should indeed have done so they can correct it going forward. And that they would then just know why, here's what we found and here's why you owe, we say you owe, what you do owe. It's not meant to be a... produce any heavy burden upon the state. That is not the intent of this at all to have them in a long, drawn-out explanation."

Franks: "And right now they're not required to even give an explanation, are they?"

Beaubien: "I'm not sure about any explanation, but they're not required... this requires them to do a little more detail in terms of giving a reason for the finding."

Franks: "Well... well that... what you're trying to do is level the playing field with the taxpayer then, and let them know what's happening."

Beaubien: "I'm sorry, Representative, I'm... would you please repeat that?"

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Franks: "Sure. Would the intent of the Bill then be to help level the playing field, so if we're being accused of something we... we know what it might be?"

Beaubien: "I think that's a fair way to state it. Very good way to put it, in fact."

Franks: "I appre... I think it's a good Bill and I'd like to be a cosponsor."

Beaubien: "You're on."

Franks: "Thank you."

Beaubien: "Thank you for your questions."

Speaker Turner: "The Gentleman from Montgomery, Representative Hannig. For what reason do you rise?"

Hannig: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Hannig: "Yes, Representative Biggins, I'm advised that the Department of Revenue, the Illinois Department of Revenue is opposed to this Bill, at least in part because it requires the taxpayer to sign a letter at the end of an audit that... that there's an agreement of everything that has taken place in that audit. Is that still part of the Bill?"

Beaubien: "No, thank you for your question. And it's a very good question, because we did remove that in an Amendment that was filed yesterday and approved and passed by the House... adopted by the House. And so, that's not required anymore. That would place an undue burden and slow down the work of the department. And we're not trying to slow down their work, we're just trying to clarify it and have

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the taxpayer learn what it... what they did wrong so they don't make that mistake again."

Hannig: "Representative, I haven't had any, at least in my district, any real complaints about at least the Illinois Department of Revenue. Is this a problem in... in your part of the state?"

Beaubien: "You know, I'm not... I have not had too many complaints come to me about it. It was requested so that prospectively going forward, the business community knows that if they do make an error in their filings then they are found... this error is found and they have to correct it, they at least know why. And it's, I think, a business friendly request that is not going to be necessarily costly to the state hardly at all."

Hannig: "Thank you, Representative."

Beaubien: "Thank you for your question."

Speaker Turner: "The Lady from Cook, Representative Currie. For what reason do you rise?"

Currie: "Thank you, Speaker and Members of the House. I rise in opposition to House Bill 4977. Indeed, the Sponsor did respond to some of the concerns of the Department of Revenue by taking out the signature requirement and for that we are grateful. The Department of Revenue, however, says that this Bill is gonna cost us, cost the state taxpayers about \$15 million a year. This, Speaker and Members of the House, is the lawyers' full employment Act of 2004. Because what the department will have to do, I know there are lawyers here and I'm glad... I'm glad for you,

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but not for the rest of us. The department is going to have to hire legal teams to make sure that the information required under House Bill 4977 is absolutely without legal... the possibility of legal challenge. The reality is that businesses, individual businesses, are not complaining. They're not complaining to me, they're not complaining to you. Sometimes there are associations looking for ways to burnish their halos with their members, come along with proposals that they tell us their members want, even though we haven't heard from the members that they do. And I think this is one of those proposals. Today, taxpayers, business taxpayers at the Department of Revenue, have the opportunity after an audit to have interviews, to have discussions to analyze the meaning of the audit findings. I think that's good enough and I certainly think that the more that is required by House Bill 4977, \$15 million, that money could be better spent on some of the programs our constituents are asking for so that we can fulfill our real responsibilities to the citizens of Illinois. For both the reason of additional bureaucrats and lawyers and \$15 million, I urge your 'no' votes."

Speaker Turner: "Seeing no further questions, Representative Biggins to close."

Biggins: "I thank the Majority Leader for her comments. And she's right on and we don't want this to be a very onerous Bill for the department to slow them down in a quagmire of additional paperwork. It's not the intent of the Bill. The department should not react in that fashion. And the best

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of the Bill though I do support. I think most of the people... hopefully, most of the Members will support the Bill. And I request an 'aye' vote."

Speaker Turner: "The question is, 'Shall House Bill 4977 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 67 voting 'aye', 48 voting 'no' and 3 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On page 11 of the Calendar, we have House Bill 4650. Representative Collins. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 4650, a Bill for an Act in relation to criminal law. Third Reading of this House Bill."

Speaker Turner: "The Lady from Cook, Representative Collins."

Collins: "Thank you, Mr. Speaker. I would like to withdraw Amendment #1 and just have Amendment #4 as the Bill."

Speaker Turner: "The Lady asks leave to withdraw Amendment #1."

Collins: "Mr. Speaker, can I move it back to Second, drop the Amendment?"

Speaker Turner: "Representative Collins, do you want to come up the podium. You'll have to take the Bi... take the Bill out of the record. I think there maybe some... a written Motion is necessary. So, at this time we'll take that Bill out of the record. On page 12 of the Calendar, we have House Bill 4958. Representative Bost. Read the Bill Mr. Clerk."

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Clerk Mahoney: "House Bill 4958, a Bill for an Act concerning fire protection. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Jackson, Representative Bost. Out of the record. On page 10 of the Calendar, we have House Bill 4055. Representative Black. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 4055, a Bill for an Act in relation to alcoholic liquor. Third Reading of this House Bill."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 4055 was brought to me by the Board of Trustees of the Vermilion County Conservation District. There are five county conservation districts in the State of Illinois. They are in the following counties: Boone, Macon, Vermilion, Putnam and McHenry. What the Bill... the Bill is modeled after the one we passed in the 92nd General Assembly that allows park districts to sell alcohol in certain buildings for certain cases. This Bill would allow a county conservation district if the board of trustees requests a one-day special use permit from the issuing authority. It would be the county if the county is the issuing authority, it would be a city if the city was the issuing authority. And it would allow a county conservation district to sell alcohol under the terms of a special use permit. Be glad to answer any questions you have."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 4055 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. And the voting is now

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open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 84 voting 'aye', 34 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. The Gentleman from Winnebago, Representative Sacia. For what reason do you rise?"

Sacia: "Thank you, Mr. Speaker. I think my switches had gotten April fooled on me and I voted 'no' on 4977 and I meant to vote 'yes'. Would you have the record reflect that?"

Speaker Turner: "The record will so reflect your intentions. On page 13 of the Calendar, we have House Bill 6992. Representative Colvin. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 6992, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Cook, Representative Colvin."

Colvin: "Thank you, Mr. Speaker. House Bill 6992 amends the... eliminates the digital divide law concerning the use of monies for the digital divide fund. It has one major provision and that is it... a community technology center may receive a... the size of the grants have been changed from 50 thousand to 100 in terms of a maximum amount a community technology center may receive. There was a small Amendment on the Bill yesterday that was technical in nature. It dealt with how monies were distributed from the fund. That's essentially the Bill. There was no opposition in committee. I'll take any questions."

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Speaker Turner: "The Lady from Cook, Representative Howard.
For what reason do you rise?"

Howard: "Thank you, Mr. Speaker. To the Bill."

Speaker Turner: "To the Bill."

Howard: "As a... as one of the five Members of the eliminate the digital divide advisory committee for the Department of Commerce and Economic Opportunity, I really appreciate the fact that my colleague is sponsoring this Bill. We've been able to give many, many organizations across this state the ability to help eliminate the divide by providing computer technology centers. One of the glitches that we found in the process of doing our work is that we were not able to help some organizations to the extent that we wanted because the \$50 thousand was just not enough to provide the hardware and training. This Bill will allow that to happen and as well, allow any kind of interest that is generated to go back into the fund in order to perpetuate the program and we can continue to operate for perhaps months and maybe years to come. I certainly hope that all of you understand how important this is to the... eliminating the digital divide and will vote 'yes' for this legislation. Thank you."

Speaker Turner: "The Gentleman from Cook, Representative Parke.
For what reason do you rise?"

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the Motion. And not because the underlying cause is not just. It's because it's gonna cost another \$4.2 million at a time when this

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state fiscal budget is in a strain. Now, it's not gonna eliminate... the program still is gonna keep the original 4.2, but now we're gonna double that. We're gonna make it 4.2 more. And the problem is, we don't have the money. When we're talking about child care and we're talking about aid to senior citizens, we're talking about aid to mental health, I don't think we should be expanding these programs. And I plan on voting 'present' on this legislation and I think that when the State of Illinois gets their fiscal house in a better manner I'm sure that this kind of a program can be expanded. But at this time, I think we have better places to put the state tax money. Thank you."

Speaker Turner: "The Gentleman from Cook, Representative Colvin to close."

Colvin: "Thank you, Mr. Speaker. I just want to point out that that last statement was a complete falsehood. It does not expand the program. The pot of money that's there is the same pot of money that was there last year. All it does is expands the size of a grant that a community technology center can receive. Let's not ask people to vote 'no' based on misinformation. The size of the program will not double. The size of the grant you can apply for is the only thing that's doubling from the same size pool of money that was available last year. Thank you. I encourage you for an 'aye' vote."

Speaker Turner: "The question is, 'Shall House Bill 6992 pass?' All those in favor should vote 'aye'; all those opposed

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vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 voting 'noes', and 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 13 of the Calendar, we have House Bill 6552. Representative Brauer. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 6552, a Bill for an Act loan repayment assistance for physicians. Third Reading of this House Bill."

Brauer: "Thank you, Mr. Speaker, Ladies and Gentlemen. 6552 is a student repayment assistance that provides that each year that a qualified applicant practices full-time as a physician, the department shall, subject to appropriations, will award a grant to that person in amount equal to that amount in educational loans that person must repay that year. Provides that the total amount of the grant that person be awarded shall not exceed \$25 thousand. Physicians completing formal training have a debt that often approaches \$250 thousand. By locating in Wisconsin, an OB/GYN, for an example, can save 75 to \$100 thousand per year in medical malpractice costs. I think when you look at what we have today we're past being a problem. Right now we're in a crisis and we need to have... keep this from becoming a catastrophe. I ask for your 'aye' vote."

Speaker Turner: "The Gentleman from Cook, Representative Davis. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Davis, W.: "I just have a question for you, Representative.

With this legislation is there any... any preference or guidelines that state that whether or not a physician is operating in a depressed communities, communities where they need medical professionals or is this open to any physician whether they are practicing in Barrington, Lake in the Hills, any communities like that?"

Brauer: "Right now this is open to an... any physician."

Davis, W.: "Well, I appreciate the intent of the Bill, Representative. But why not make something like this more available to represent... to physicians that are practicing in underserved communities, communities that don't have a number of physicians, where the majority of the population may be public aid or underinsured or uninsured for that matter? Why not do something like instead of making this so available to physicians that... and not to say that a physician won't need some assistance or may not need some assistance, but if you're operating in a... in a wealthy community then, you know, what... what's the point?"

Brauer: "Well, the... the department can make up rules that would encourage this, but also this is a crisis for the whole state of Illinois. This isn't just a depressed area crisis this is... the crisis is for everybody in the whole state. And I think that when you look at that we have to have something. This is the only medical malpractice Bill

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before the House this Session. So, we have to address this issue, it's critical."

Davis, W.: "You said med... this is a medical malpractice Bill?"

Brauer: "No, this is on... only Bill that even begins to address medical crisis."

Davis, W.: "Oh, okay. All right. I mean, I appreciate that and I'm not trying to downplay a particular crisis here in the State of Illinois. But if you wanna help physicians, you know, I would... I would see this being better served if we're talking about physicians that work in underserved communities, that work in downstate Illinois where you have an overabundance of individuals who, again, like I said, are underinsured, uninsured, have... don't have the ability to pay versus communities where residents are fairly wealthy and the physicians probably are making a fairly decent living by helping those individuals."

Brauer: "Well, and... and the department can promulgate those rules. But understand, there's counties Madison and St. Clair in the last two years they've lost 60 physicians from those two counties. So... so this is every county throughout the state, this isn't just a few counties, a few hard-pressed areas, this is every community in our state. And that's why it's important that we look at ways to bring new physicians onboard, because we're losing our old ones."

Davis, W.: "Well, yeah, I agree with you. Madison and St. Clair County, I believe, are in southern Illinois. Correct?"

Brauer: "Yes."

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Davis, W.: "Okay. Great."

Brauer: "Down by St. Louis."

Davis, W.: "Then why... Great. An opportunity to help communities that need that type of assistance versus some communities that simply don't, that's all I'm trying to get here. Now, who's... who's gonna make up those rules?"

Brauer: "The Department of Public Health will make up those rules."

Davis, W.: "Are they... they're gonna do that solely? Will they... will they take any input from this Body in terms of making up those rules?"

Brauer: "J... JCAR would do it. They take information from us to... to JCAR with legislative intent and make up those rules."

Davis, W.: "Thank you very much. To the Bill. I appreciate what the Sponsor's trying to do with this legislation, but in a... in a state where, as he mentioned before, you have crisis in terms of medical professionals. I can see something like this being more beneficial to counties or to areas in the State of Illinois that are serving underserved populations, rural populations, minority... some minority populations versus making something like this available to a physician that may be operating in a very wealthy part of our state. Thank you."

Speaker Turner: "The Lady from Sinclair, Representative Young. For what reason do you rise?"

Younge: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

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Younge: "Would you... would you explain again what the Bill does?"

Brauer: "The Bill will pay over a period of three years a loan repayment of \$25 thousand. Now, if a physician doesn't practice in Illinois then there is a penalty that they have to repay that... three times that. So, they'd have to repay \$75 thousand. A lot of times when a doctor gets trained they have a total bill around \$250 thousand. We have a problem in our state of getting new physicians into this state in every county. It's not in certain areas, it's not rural areas, it's not urban areas, it's every area in this county... in this... in this state. Thank you."

Younge: "Thank you."

Speaker Turner: "The Gentleman from Cook, Representative Miller. For what reason do you rise?"

Miller: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Miller: "Just to follow up on Represen... a couple of comments that Representative Davis had mentioned. Representative, would you be interested in... the problem in the State of Illinois is a short of... a shortage of physicians or health care providers in certain areas. Whether they be downstate or whether in certain parts of Chicago or whatever... wherever. And I think with the certain amount of limited funds it would be more of an incentive to attract those in areas where there are short... shortages. And that shortage can be designated either through the Department of Public Health or through census tracking or anything like that."

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Is there any... is there any consideration on your part to be able to amend this whether in the Senate to address having those incentive packages or those individuals relocate to an area... area of shortage?"

Brauer: "This... this is subject to appropriation, so if we do have a limited amount of funds to it then the department will make those rules out."

Miller: "So, you're... so..."

Brauer: "To..."

Miller: "Okay."

Brauer: "To serve those un... underserved areas."

Miller: "Okay. Well, what I'm saying is that if... if... the concern is, is that I... I come from an affluent area, okay, or a moderate income area, I come from Evanston, Illinois, for instance, and decide to go to University of Illinois Medical School and then decide to practice in Wilmette, which is a more affluent area. Yet I received a benefit versus an area in Altgeld Garden Community, Ford Heights, where I represent, could probably use a physician or two in that region or downstate or as other areas across the state could use it. And so, I guess the concern is, is that person seeking a benefit of the loan repayment in knowing that they're gonna basically get a certain amount of income as a physician versus maybe a loss. And that would be their incentive for them to... to use this program, but to relocate in area where there is a shortage."

Brauer: "Well, again, the department has the ability to set priorities, to set these rules to where they can encourage

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certain areas. But also, the fact that if we don't have them in the State of Illinois we have to go to Wisconsin, we have to go to Missouri, we have to go to Indiana, that's certainly going to be out of the area. So, we need to have the physicians here in the state. This is a statewide crisis, statewide solution. And so it's important that we encourage the new docs to come to Illinois, because right now the economic incentives is for them to practice some place else."

Miller: "Well, I just wanna ask you, is your commitment at least or intentions to work with the Department of Public Health to make sure that those areas of shortage that physicians who are interested in going to areas of shortage would be basically first on the priority list versus individuals or is there some penalty of those who don't go into those areas of shortage... shortage areas... that would be a penalty for those who don't go in those areas?"

Brauer: "Absolutely."

Miller: "Okay. To the Bill."

Speaker Turner: "To the Bill."

Miller: "Yeah, I would like to commend the Sponsor on his legislation. As we know, there's a shortage of health care providers all across the state and tha... this at least attracts them to the profession. We know that a lot of young people who are interested in being a physician or a healthcare provider. There are other business and professions that could actually make more money or do better without all the sacrifices. So, any incentive to

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give to those individuals who's seeking a health care profession is needed by our State of Illinois. So, I would ask Members to support this legislation."

Speaker Turner: "The Gentleman from Cook, Representative Dunkin. For what reason do you rise?"

Dunkin: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Dunkin: "Thank you. Just to go back to what Representative Davis pointed out about, first of all, the need to have such a piece of legislation, but more importantly a need to have... an even greater need to have it in the areas where there is a small amount of physicians, either in the rural areas or economically depressed areas. When I came out of graduate school at the University of Chicago, I spent most of my postgraduate work, professional work, in the Robert Taylor Housing Development in some of the most depressed or challenging areas on the Chicago's west side. And the Federal Government, actually under Bill Clinton, had a loan forgiveness program based on you serving certain amounts of time or years in areas where there was a economic need and/or a lack of certain professionals. And I think this Bill should probably try to mirror that. Now, I know there's an issue with the malpractice down... certainly in the southern region, down in St. Clair County, in areas that I've been reading about. Is there a.. an opportunity for you to add an Amendment to this Bill, Representative, that would include certain communities that qualify for economically depressed status or looking at the poverty

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rates or an area where there is a dearth of MDs in particular, where they can then qualify for this tax... for this loan forgiveness?"

Brauer: "Well, I think I made this point earlier that this is subject to appropriations, that if there is a... not enough appropriations to... to satisfy the whole state that the department can set rules and those rules can highlight the areas that are depressed that need it. But let me just make this point to you, south of Interstate 40 there are no... I'm sorry, south of Interstate 64 there are no neurosurgeons. At the beginning of March 2004 there are only two remaining in Carbondale and they've announced they're gonna close their practice. So, this isn't just a small community that's having problem with attracting doctors, this is statewide, it's urban, it's rural, it's everywhere. Joliet has no neurosurgeons. So, this is something that is a statewide issue. And you know, we need to address it now because it is a crisis. We're past it being a problem, it's a crisis."

Dunkin: "Right. But so, how do you... I mean, in certain areas across the state where there is a wealthier population, I'm sure there are a number of physicians who also service that community as well, probably one for every thousand or two thousand, whereas in certain communities downstate or even areas in economically depressed areas, I can name a number of them, from East St. Louis to Danville, certain parts of Decatur or just a number of places that are here. Quad Cities, that could benefit from physicians and their

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expertise serving that population down there. And again, just like the Federal Government has for social workers, for teachers, for nurses, they are allowed to have their student loans, a certain portion of them, forgiven because they serve in these particular communities. And I'm... what I'm simply requesting or asking is that if we can add a provision in here or an Amendment that says that if you are in an economically depressed community, if you are in an area where there is a dearth of physicians who can serve populations who may have to drive maybe, almost 500 miles or so, this type of program can truly impact and benefit the great people in the State of Illinois. So, would you be up for that, Representative?"

Brauer: "Well, again, let me reiterate this point that the Department of Public Health has the authority to set those rules in place. So, once this Bill has passed then we can certainly work with them and... and have that taken care of. And let me just read you a line here that... the... 'it requires the department to establish reasonable conditions, standards and duties relating to these grants'."

Dunkin: "So, you're saying we wouldn't have to do that now at this level? I know, obviously..."

Brauer: "That's correct."

Dunkin: "...things will have to be codified with the Department of Health. Do you have any idea of how much this would cost, just at the onset, just a rough estimate?"

Brauer: "Well, it... it... I have that here, let me find that. This first figure is figuring \$25 thousand would take

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advantage... 25,000 doctors would take advantage of this this year. And... and I mean that comes up with 635 million, which there's no way possible that would happen. The next figure is if 20 percent would come up and apply for these grants, which I think is extremely high, and that's a \$125 million impact, and I don't think that would happen either. I mean when... when you look at the impact here, every time a physician leaves this state it costs us \$1.1 million. When you look at a physician leaving we lose 50 time... full-time jobs. When you look at a physician leaving, these are high paying jobs that they take with them. It's their assistants, it's registered nurses, it's advanced practice nurses, it's medical secretaries, it's medical receptionists, these are all high paying jobs. And... and those are assumptions based on paying back the full \$25 thousand that first year."

Dunkin: "So, overall, this would cost for the first year, you said... did you say \$45 thousand? Did I understand you correctly?"

Brauer: "Twenty-five thousand dollars is the total amount of this grant and so the department in their fiscal... fiscal note they said that if they would pay that all back 20 percent, that first year would be a \$125 million. That's not gonna happen. Student loans aren't set up to pay \$25 thousand back that first year. They're based over a period of years."

Dunkin: "I mean, again, it's... I think it's a great program that you're trying to initiate. I just think that if we focus

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it even at this level, before they codify it, that it can reverberate and probably set the tone for a number of other states as well. Thank you."

Speaker Turner: "The Gentleman from Sangamon, Representative Poe. For what reason do you rise."

Poe: "Mr. Speaker, the Sponsor answer some questions?"

Speaker Turner: "He indicates he will."

Poe: "Oh well, he can listen."

Speaker Turner: "He's listening."

Poe: "Okay. Just a question I'd like to ask the speaker. I think sometimes we're missing the point and as we bring this Bill forth, I think what we're doing now, and especially in the Chicago area, we have one of the better medical schools in the world, we got other medical schools in the state, and what we're trying to do is keep these doctors in the State of Illinois. And isn't that one of the basic intents of this Bill?"

Brauer: "This Bill will do really little to...to...to keep the doctors. What this Bill will do, it will bring new doctors into the State of Illinois. We're exporting doctors right now. We're training them and then we're exporting them out into different states. And so, what we have to do is right now we have to look at bringing new doctors in."

Poe: "Okay. As we look at... as our medical students come to the State of Illinois they go to school and this Bill says that the only way they can receive this grant is if they practice three years in the State of Illinois. So, isn't

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that one way that we can retain doctors in the state and serve some of these underserved areas?"

Brauer: "Yes, it is. And I think it's important that we look at this situation now. It's in every county in this state. It's in every area in the state, and if we don't do something we're gonna not have the access to health care that we're used to and that we've become accustomed to."

Poe: "Mr. Speaker, to the Bill."

Speaker Turner: "To the Bill."

Poe: "You know, I think this, as we look at this, and we do have a lot of doctors moving out the State of Illinois for various reasons. We have some of the best medical schools in the world, in the State of Illinois, and if this is an incentive that we can keep them here for three years in practice and then maybe they'll develop that practice where they wanna stay. I think... and one of docs had told me, I think it was Will County, don't quote me for sure, but a county that big that they didn't have a neurologist on duty in that county. Well, whenever you are lacking that you actually have a shortage of doctors everywhere, it is not in a remote area, it's in high population areas and we gotta have incentives to keep these kind of doctors in the State of Illinois. So, I would ask and urge everybody to vote for this so we can keep the quality of medical care we have and keep improving the future."

Speaker Turner: "The Gentleman from Cook, Representative Lang. For what reason do you rise?"

Lang: "Thank you. Will the Sponsor yield?"

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Speaker Turner: "He indicates he will."

Lang: "Representative, I think you have the core of a good idea here, but I do need to explore some issues with you if you'll work with me on this."

Brauer: "I'd be disappointed if you didn't."

Lang: "Thank you. That's kind of you. Thank you. I'm reading through the Bill and I see that a.. a physician would have to be a full-time physician practicing in Illinois, but I don't see a definition of what 'full-time' is. Can you tell me why you haven't defined that term?"

Brauer: "Well, basically a full-time physician is not a student and they're serving full-time."

Lang: "Representative, you know and I know and from the blank stares on your side of the aisle we all know that's not an answer to my question, so let me ask the question again. You want to provide this benefit to full-time physicians, but you don't define the term. Now, some would think that maybe an emergency room doctor is full-time at 80 hours a week. And some might think a gynecologist is full-time at 20 hours a week. What does 'full-time' mean?"

Brauer: "Well, this'll be defined by the Department of Public Health. They have the authority to make the necessary rules to implement this Act. So, that will fall under their rulemaking."

Lang: "Well, I'm not sure they do have that, because your Bill doesn't say that the Department of Public Health has the power to make rules under this Act. It does not say that the department can define the terms in your Act. Let's

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move on. You set a limit of three years and you say that these doctors who have now gone to school, what four years of college, maybe four years of graduate school, years of residency or maybe 11 or 12 years of education with loans. You want them to serve three years and make a commitment for three years. Why did you settle on three years? Not why... not five or seven or ten?"

Brauer: "I like three years."

Lang: "So, there's no rational basis for that, you just picked the number?"

Brauer: "Yes."

Lang: "The next question I have would be... would deal with the targeting. And I know you answered this before, but I wanna get a clearer picture of this. So, we've had Bills, for instance, I've had Bills on this floor that have said that your nursing loan... if you go to nursing school your scholarship might be forgiven if you serve in an area of need or if you're... if you have loans because you got a degree to become a teacher, your loans might be forgiven if you teach in an area of need. But you haven't limited this to an area of need. Can you tell us why you haven't done that?"

Brauer: "Well, this whole State of Illinois is under needs right. I mean, you're saying that it's just in certain areas in Illinois, it's not, it's across the whole state."

Lang: "Right. But without a targeting isn't it true that there's no incentive for doctors to go to rural Illinois where they have severe crisis and health care?"

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Brauer: "We're... we're not taking away those programs. We're targeting the whole State of Illinois."

Lang: "Right. But a... isn't it true that a physician who had... who might otherwise, because of possible targeting in this Bill to real specific areas of need, might wanna go there, now they won't have to under your Bill to get forgiveness for their loans because they can go maybe make more money in Chicago or in Naperville or somewhere else. Doesn't it seem to you that if you targeted this you would have a... a greater impact on your goal? Which I agree, we're losing doctors left and right. I want to help you with that. But it seems to me that targeting this would get people where you want them, would get medical people where you need them."

Brauer: "Well, I think when you look at the programs we have now we've attempted to target certain areas and those programs haven't worked. And now this is a crisis across all of State of Illinois, it's not part of State of Illinois, it's all of State of Illinois. Let's get those doctors in Illinois, let's get them practicing here because we have a crisis, it's for everyone in the State of Illinois."

Lang: "But how do we get... how do we get a new gynecologist to one of those counties in Illinois, in downstate Illinois that don't have gynecologist? How do we get them there with your Bill? They're gonna practice in Chicago where maybe they can make more money, aren't they?"

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Brauer: "Well, I think when... when you look at this Bill, what we're trying to do is... is we're not trying to target these areas. We're trying to target the State of Illinois. And so, while you're saying let's target areas, I disagree with that. I'm looking at the whole state. It's important that we bring doctors into the State of Illinois and then we let economics work where they wanna practice. We let them make that decision."

Lang: "Representative, did I hear you say... well, let me ask you the question. What is the cost of this Bill?"

Brauer: "We just went over that with the last Representative. When you look at the department, what they've come up was their fiscal... fiscal number, assuming 20 percent of the physicians apply for the total \$25 thousand in one year, it's gonna be \$125 million. I don't think that's possible, because when they set up these student notes they don't set them up for one year. They set them up over a period of time. And again, this Bill is subject to appropriations. So, if they cut back on the amount appropriated then the department will set up the rules that limit to how they're going to be served and they can really target those areas. The Department of Public Health has that ability to target the areas that they want served."

Lang: "Well, not according to your Bill, Sir. The Bill does not, as it's written, have a single line that gives the department rulemaking authority to determine who will get these grants and who will not get these grants. I'll wait while you look at the Bill with your staff."

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Brauer: "Thank you."

Speaker Turner: "The Gentleman from Vermilion, Representative Black. For what reason do you rise?"

Black: "Thank you very much, Mr. Speaker. To the Bill."

Speaker Turner: "To the Bill."

Black: "Ladies and Gentlemen of the House..."

Speaker Turner: "Excuse me. Excuse me."

Black: "Yes."

Speaker Turner: "Representative... Representative Lang, you weren't finished?"

Lang: "No, Sir. I had asked the man... the Gentleman a question. I'm waiting for a response."

Speaker Turner: "Representative Black, Lang's not finished. He yields. Brauer."

Brauer: "Thank you, Mr. Speaker. In Section 15 it says, 'Establishment of program. The department shall establish an educational loan repayment assistance program for physicians who practice in Illinois. The department shall administer the program and make all necessary and proper rules not inconsistent with this Act for the program's effective implementation. The department may use up to 5 percent of the appropriation for this program for administration and promotion of physician incentive programs'."

Lang: "But not a word in there about targeting, correct?"

Brauer: "That's correct."

Lang: "All right. Mr. Speaker, to the Bill. Thank you, Representative."

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Speaker Turner: "To the Bill."

Lang: "Mr. Speaker, this is a good idea, but not a good Bill.

I would join with the Representative in a goal of bringing more doctors to Illinois. And I would join in with the Representative in a loan forgiveness program for doctors to practice in the State of Illinois. But we have severe crisis in health care all over the state, yes, but specifically in many places of the state. We have whole counties of the state that don't have an OB/GYN, whole counties in the state where you can't get a certain kind of medical provider. We need to target this. Without a targeting, all of these doctors are gonna end up in the most lucrative type practices in the State of Illinois and we'll still have a health care crisis downstate. Additionally, when we're going to be repaying doctors for years and years and years of loans to only require them to practice for three years in this state and have their loan forgiven is just not enough. We need a longer period of time, otherwise they'll do the three years and they'll leave if they wish to leave and they'll take advantage of the taxpayers of the State of Illinois. If this was a targeted program and if it required doctors to practice five or six or ten years, I would be inclined to join you as a cosponsor. So, I think, Representative, you have a good idea, but I think the Bill doesn't go far enough in accomplishing your idea. If you would take it back to Second Reading even now and make those changes I'll support you on the Bill. But if you're not willing to do that then

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I'm going to be voting 'no' and I would ask my colleagues to do the same."

Speaker Turner: "The Gentleman from Vermilion, Representative Black. For what reason do you rise?"

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in strong support of the Bill. If everybody'll just step back one second, take a deep breath and look at this Bill. This is a very small first step on the road to making access to healthcare perhaps just a bit better in Illinois than it is now. The program is administered by the Department of Public Health under a Democrat administration. I have confidence in a... in the current Governor, the current Department of Public Health or a future governor and Department of Public Health that they will promulgate rules so that obviously the vast majority of these doctors will not set up practice in the City of Chicago, except perhaps in targeted areas or Lake Forest or Winnetka. I have confidence that the Department of Public Health will administer this program by rule to see to it that these physicians are encouraged to set up practice in areas where they... where they have no specialty of... perhaps they have the specialty that none... nobody has in that area or an underserved area. We're not mandating that they serve anywhere. We're leaving it to the Department of Public Health. Ladies and Gentlemen, this isn't... this is an access to health care issue. I represent a county of 898 square miles and at the end of April, I will have two OB/GYNs who will deliver babies. And because

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there's only two in a county of 86 thousand people they're not able to see women in that first critical trimester where intervention may save the mother and the... and the chil... and the fetus from expensive medical procedures later in the pregnancy. They can't see them because they don't have the time. There's only two of them. There are areas in the state that don't have an orthopedic surgeon, don't have a neurosurgeon. It isn't limited to downstate. It's all over the State of Illinois where doctors are leaving the state for a number of reasons. All this Bill does is to say to those doctors finishing medical school or their residency or their internship that we may offer a helping hand for you to set up practice in Illinois. And if you've talked to any doctors it's expensive to set up a practice. It's much less to set up a practice in my district and in some of your districts downstate in Madison County or Edgar County or Coles County, much less expensive to set up a practice in those counties than in the City of Chicago or some of the suburban areas where there are already perhaps more doctors, more specialties available. It makes only good sense that the Department of Public Health will administer this in a reasonable fashion to make healthcare more accessible to all of the residents of Illinois. This isn't gonna solve the problem. It isn't gonna solve the crisis. It is one small step on a long and arduous journey that we will have to take to revise how we view medical care in this state. It's a... it is a good first step. It is worthy of your support. It got out of committee with

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absolutely a unanimous vote. I can think of no reason, other than one I don't even wanna bring up, that this Bill would fail or get a significant number of 'no' votes. It's worthy of support. It is a very small step in what's going to be a long journey to get to where we want to be. But the current crisis must be accepted, acknowledged and addressed in whatever small steps we're able to pass both chambers and put on the Governor's desk. I urge an 'aye' vote."

Speaker Turner: "The Gentleman from Rock Island, Representative Boland. For what reason do you rise?"

Boland: "Yes, Mr. Speaker, I'd like to address the Bill."

Speaker Turner: "To the Bill."

Boland: "This actually is a good Bill and it addresses a statewide need. However, if we look at the price tag we know that it's gonna be extremely expensive. It's a... it's a worthwhile cause, but I agree with several of the other previous speakers that it's very important. I think, when the finances are so limited that we target those areas that are most in need, whether they be in inner cities of Chicago or Rockford or wherever, the Quad Cities, rather they be in rural areas of our state or rather they very importantly be in the border areas of our state, which if any areas in the state are experiencing a loss of physicians. So, what I would ask the Sponsor, I'm gonna vote for your Bill, Representative. I think it is a good step, I think it's something we need to move forward on. But I would ask you that as this moves over to the Senate,

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if you would have the Senate Sponsor, if you'd be willing to have the Senate Sponsor to add an Amendment that would put in, basically, the... the clause that this be targeted or that the first choice by the department would have to be those areas of greatest need for various specialties or for general practice, whether they be in the inner cities, whether they be in the border areas, that those be given to the... be given proper priority and that that be put in the Bill. I think that's very important that we not just leave it up to the department that may or may not feel they have the authority to do that. So, I would request that. I don't know if you're willing to do that. I would hope that you would be. Would you be willing to do that in the... with the Senate?"

Brauer: "Yes, I'm... I'm willing to work with the Senate Sponsor. I'm open to ideas. And again, you know, when... when you look at this language, this thing is subject to appropriations."

Boland: "Right."

Brauer: "And so, that... they have that ability in... in the department to promulgate those rules and to set those rules. But I am open to working with the... the Senate Sponsor on this Bill."

Boland: "Well, thank you very much. I think it is crucial that... that it be said in the Bill, because otherwise, you know, we leave it up to some bureaucrat, whether they be of wonderful intentions or not, to make those decisions and I know I would feel more comfortable and I think a lot of

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other Representatives would feel more comfortable if that was in the Bill when it got to the Senate and therefore when it comes back to us. Thank you very much. I intend to vote 'yes'."

Speaker Turner: "The Gentleman from McHenry, Representative Franks. For what reason do you rise?"

Franks: "To speak to the Bill, Mr. Speaker."

Speaker Turner: "Speak to the Bill."

Franks: "Thank you. I've had a chance to talk to the Sponsor, who I have immense respect for. And I understand what he's trying to do with this Bill. But the way it's written, it will not accomplish its goal. Obviously, we want to attract and retain our physicians. It's very important. But the way this Bill is written folks, what could happen is someone could come out of med school and become a plastic surgeon and make a million dollars a year and then we can turn around and pay his or her school loans to the tune of \$25 thousand, because there's no restrictions here. We're not talking about specific doctors or specific types of doctors in specific places. The way this is written, a person like that who's making all the money in the world would get help. Now, we're talking about... and we could be talking about some of the highest paid people in our state. We could be talking about neurosurgeons who make in excess of a million dollars a year getting this help. And I don't think that's the intent what we want to do here. We all have to recognize that we do live in two Americas. One where health care is readily available and accessible for

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everyone and other areas where it isn't. But what we have this same... two Americas. But we have that same problem when it comes to education as well. Some of our inner city schools that need the teachers aren't getting the extra incentives that they should be getting. And if I had a choice, if I was going to be sending incentives to help with a problem with the shortage of teachers, I'd go there. Also, we have a crisis in health care in this state where we don't have enough nurses. Now, we ought to be targeting nurses, too. If we're gonna be handing some money and helping them pay back that's where this money should be going. But the way this Bill is written out, no matter how well intentioned the Sponsor is, it will not achieve its goals. And for that reason I'm gonna be voting 'present'."

Speaker Turner: "The Gentleman from Lee, Representative Mitchell. For what reason do you rise?"

Mitchell, J.: "Thank you, Mr. Speaker. I move the previous question."

Speaker Turner: "The Gentleman moves the previous question. All those in favor should say 'aye'; all those opposed say 'no'. Opinion of the Chair is the 'ayes' have it. And previous question is put. Representative Brauer to close."

Brauer: "Thank you, Mr. Speaker. Again, we're past this being a problem, this is now a crisis. I'm willing, I'm open to work with the Senate Sponsor on this Bill to where we can maybe look at some of these concerns, that we have to do something now. The crisis is now. There's been a lot of talk about how expensive this Bill is gonna be. How

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expensive is it not having adequate health care? That is the question today. I urge an 'aye' vote."

Speaker Turner: "The question is, 'Shall House Bill 6552 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk... the Clerk shall take the record. On this question, there are 97 voting 'aye', 10 voting 'no', 11 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. I'll remind the Members there'll be no demonstrations from the floor. The Gentleman from Vermilion, Representative Black."

Black: "Yes, Mr. Speaker. Point of personal privilege. I absolutely agree with you and I will accept your admonishment. And I do that because I've said this publicly before last year and I said it about a month ago. More and more when a Bill passes we are seeing those kinds of demonstrations, clapping, cheering, will... whistling. I said it a year ago and I said it a month ago. And I will accept your admonishment. But it cuts both sides of the aisle."

Speaker Turner: "You... your..."

Black: "We never used to do that down here. And some of you are gonna do it on a very controversial Bill and somebody's gonna take exception to your clapping or your cheering or your standing ovation. And I've seen that come pretty close to fruition too. We should accept our wins. We

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should accept our losses with the same level of dignity. Your point is well-taken by me. I hope it's well-taken by every Member of this chamber. We are getting out of hand on displays of enthusiasm when somebody passes a Bill. And I accept your admonishment."

Speaker Turner: "You're absolutely correct. The Gentleman from Cook Representative Delgado. For what reason do you rise?"

Delgado: "Yes, Mr. Speaker, thank you. On that previous Bill, on the Bill that we just voted on my... my... I should be recorded as a 'yes'."

Speaker Turner: "You saying your button was April fooled? The record would so reflect. On page 10 in the Calendar, we have House Bill 4337. Representative Davis. Read the Bill Mr. Clerk. "

Clerk Mahoney: "House Bill 4337, a Bill for an Act concerning vehicles. Third Reading of this House Bill."

Speaker Turner: "Representative... the Gentleman from Madison, Representative Davis."

Davis, S.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 4337 amends the Illinois Vehicle Code by providing that the Secretary of State may require a person who is a licensed driver to attend and satisfactorily complete a defensive driving school program based on certain criteria. The fact that they are convicted of... of two moving violations, or if they are convicted of a violation, a moving violation in a construction zone, and those provisions are set out in the Bill. It does exclude counties with more than 1 million people. This is an

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initiative that the National Safety Council is pushing nationwide. They passed a similar Bill in Indiana last year. And it's a safety measure to... to teach bad drivers how to drive safely. So, I would be happy to answer any questions. I would urge an 'aye' vote. And I would also urge my colleagues not to clap if... whenever it passes."

Speaker Turner: "The Gentleman from Vermilion, Representative Black. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Black: "Yes, Representative, the... the Amendment becomes the Bill. Is it Floor Amendment, bear with me, is it Floor Amendment 1 or 2?"

Davis, S.: "Floor Amendment 2."

Black: "And that becomes the Bill?"

Davis, S.: "We passed that two days ago."

Black: "Right. And... and that... that becomes the Bill, everything above the Amendment then is deleted, correct?"

Davis, S.: "I... I believe that's correct, Representative."

Black: "All right."

Davis, S.: "Be... because I know that Amendment 1, there was a provision that..."

Black: "Okay."

Davis, S.: "...that Secretary State wanted in and... and..."

Black: "Representative, just one quick question. Do you have your driver's license?"

Davis, S.: "Sir?"

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Black: "Do you have a driver's license?"

Davis, S.: "Yes, I do."

Black: "Ladies and Gentlemen of the House, you have heard the Sponsor of this Bill. He has a driver's license. I have seen him drive and that is the reason I support a defensive driving course."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 4337 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 12 of the Calendar, we have House Bill 5445. Representative Bradley. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 5445..."

Speaker Turner: "Out of the record."

Clerk Mahoney: "...a Bill for an Act concerning labor. Third Reading of this House Bill."

Speaker Turner: "Out of the record. We'll do Fritchey. On page 13 of the Calendar, we have House Bill 6951. Representative Fritchey. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 6951, a Bill for an Act concerning children. Third Reading of this House Bill."

Fritchey: "Thank you..."

Speaker Turner: "The Gentleman from Cook, Representative Fritchey."

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Fritchey: "...thank you. Ladies and Gentlemen, for many years now recognizing the need to protect our children we required background checks for our school teachers. On doing some research on related issues, I discovered the only one state in the country has background checks for camp counselors. We did some research and we found dozens of cases around this country of children being sexually assaulted or otherwise abused by adults that were in a position of trust at camps. What this simply would do is set up a provision for a requirement for background checks for camp counselors identical to that that we are implementing for teachers in this state. It will be overseen by the Department of Public Health that presently oversees the Youth Camp Act and executed by the Illinois State Police for both a state and federal background check. The cost of the background checks will be borne by the applicant. There is no cost to the state. The Illinois State Police are proponents of the measure. I'd be happy to answer any questions."

Speaker Turner: "The Gentleman from Cook, Representative Parke. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Parke: "Representative, a number of people from some Christian camps have come to me and expressed some concern with your legislation. Did you work out anything with them on this legislation, or are you going to try and help them with this?"

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Fritchey: "Reverend Bob has specifically approached me approximately two hours ago for the first time. I understand what his concerns are and we had a very cordial and sincere agreement to sit down and see if we can address those concerns as we go over. Candidly, there is not time to fully determine what those concerns are and try to take them on between now and the end of the day tomorrow. It's obvious... our intention not to hurt anybody or disadvantage every... anybody but rather to protect our kids."

Parke: "Okay. What will be the impact to the Department of Public Health, fiscal impact?"

Fritchey: "I... I believe that the fiscal impact will be zero. The Department of Public Health would simply be a conduit for taking the applications that are turned in and turning them over to the State Police. The cost for the background checks are to be borne by the applicants."

Parke: "It's... it's my understanding that they are opposed to your legislation."

Fritchey: "Who is that?"

Parke: "Department of Public Health."

Fritchey: "They... they have no position on the Bill, Representative."

Parke: "It says, 'opposed to it as amended'. This comes from our staff."

Fritchey: "My... my... my understanding was that they had no position. If they are opposed, I would have appreciated them telling me that prior to debate."

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Parke: "Okay. They're opposed because of the fiscal impact and so we don't know what the fiscal impact is on this. But it obviously cost them money, and they're opposed for that reason because of the impact on it. So..."

Fritchey: "Well... the... the... there was a prior fiscal note on the Bill that was filed with a zero fiscal impact. And un... and under the Amendment nothing would change that, and I still maintain that the fiscal impact is zero."

Parke: "Okay. The problem is not on the original Bill it was as amended."

Fritchey: "And... and there's nothing Representative in the Amendment that would change the fiscal impact. I... I still... I still maintain that the fiscal impact is zero."

Parke: "Okay."

Fritchey: "Had the Department of Public Health talked to me about that I probably could have explained that to them as well."

Parke: "Well, their concern is that they're gonna have to hire additional staff to implement your program as you have it."

Fritchey: "I... I don't see how. As I said, the department's role would simply be taking the background check requests and turning them over to State Police."

Parke: "Yeah. Well, not only additional staff, but they're gonna have to set up a tracking program to make sure they, in fact, are tracking the right people and to make sure that those that are counselors are checked."

Fritchey: "Well, ev... even... the State Police already does have a mechanism for this since they do it for the teachers. But

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I would submit that if there is a cost involved safeguarding our children at camps is a well worthwhile reason to expend those funds."

Parke: "Well, I'm not arguing that point. I'm just talking about why they oppose it, that they do see it as an additional cost that they're gonna have to do some of the same things in terms of the State Police in making sure that they're doing what you want them to do, and it will cost them additional money. So, I'm just pointing out to the Body that these are their concerns."

Fritchey: "Thank you."

Speaker Turner: "The Lady from Kane, Representative Lindner. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Lindner: "Representative, there are several state entities involved in this: the State Police, the Department of Public Health. Now, DCFS is not involved anymore, is that correct?"

Fritchey: "That is correct."

Lindner: "And you've changed to the Department of Public Health too?"

Fritchey: "The Department of Public Health presently oversees the Youth Camp Act in Illinois. And so, since we are simply expanding requirements on camps in Illinois, it made sense to put it under the Youth Camp Act. And that's the department that presently has jurisdiction over that."

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Lindner: "Okay. Could you tell us a little more about how this will work? I mean, do the State Police go to the camps and do the fingerprinting? Or... how... what is the procedure actually?"

Fritchey: "It... it... it... it is very analogous to what we do for school teachers. When any camp that falls under the jurisdiction of the Act, when they have applicants to work as counselors, they would have those applicants go in for a background check. The state... it takes approximately five days according to the State Police to perform that check. And then there are certain prohibitions..."

Lindner: "Excuse me, but where do they go? They go where to do the background check?"

Fritchey: "There are actually... there... they can either go to a police station. There are certain private companies that facilitate this, as well. It should be pointed out a number of camps already do this. The scouts do this, Boy Scouts and Girl Scouts. Some of the not-for-profit camps already do this because they recognize the importance of doing this. So there are... you can either do it directly with the police or with certain private companies."

Lindner: "And will that be up to the camp to choose the method or to whom they would go?"

Fritchey: "It... it... it is up to the camp to choose the method by which to get the required information to the ISP for processing."

Lindner: "All right. And then is there a time period by which the person who's applying for the job has to do this so

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the information will be to the camp before the campers come?"

Fritchey: "Well... well, what... as I said, it takes the State Police about five... about five to seven days to do... to do this test. So, it would have to be, you know, about a week before they would... before they'd be starting their employment. Because part of the provisions in here as I started to say was as we do with school teachers there are certain convictions and felonies which would prohibit you from becoming a camp counselor. Certain drug offenses, certain sexual offenses, certain violent offenses. We don't want those people teaching our kids. We don't want them having oversight as camp counselors for our children."

Lindner: "All right. Then I... I think then the feed procedure you're requiring the Department of Public Health to charge the camp a fee?"

Fritchey: "The... the... there's about a 38 to \$40 charge to do a national background check. Again, the same way as we have with the teachers. Their fee would be borne by the... by the applicants not by the Department, not by the taxpayers. And that way we do make it cost neutral, which is why I'm kind of at a loss with DPH's objections. But at the same time, you know, even from a camp standpoint, paying \$40 to make sure that you do not have a convicted felon in charge of your children is not only prudent money to spend, it's a lot cheaper then defending a lawsuit down the road."

Lindner: "All right. And then I believe that this fee has to be deposited into the State Police Services Fund. And if

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that is so and a private agency or as you said there may be, you know, another agency that would conduct the background check instead of the State Police, how is that money transferred?"

Fritchey: "It... it... they would not conduct a background check. Maybe for a small fee they can take the prints or whatever needs to be done and submit that to the State Police. The most effective way to do it would be for these agencies and for these camps to work directly with the State Police as far as the most expeditious way to get them the information."

Lindner: "So, it wouldn't be up to the State Police to pay an agency..."

Fritchey: "No."

Lindner: "...I mean, somebody..."

Fritchey: "No Ma'am."

Lindner: "...else who did the fingerprinting this fund..."

Fritchey: "No, Ma'am."

Lindner: "...it would be up to the camp to pay them?"

Fritchey: "Yes."

Lindner: "Okay. And then... and then there is a limit on who... who gets to know this information? And..."

Fritchey: "Yes..."

Lindner: "...and who is that?"

Fritchey: "...there's... the... the... same provisions that we have today in... in the School Code for provisions of background checking teachers with a prov... with the identical provisions that we have here. So you'd make the

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information available to the... to the applicant. Your... you'd make it available to the counselor that seeking employment as well and saying here's what your background check showed. I believe that it is punishable either as a misdemeanor or felony for... it's a Class A misd... misdemeanor I'm being told by my able staff here, to improperly divulge that information. So, all the confident... confidentiality protections we have in place today, remain in place under these provision."

Lindner: "Okay. Thank you. This Bill went through our Criminal Judiciary II Committee. And I think you addressed a lot of the concerns of the committee. And thank you for that. I would urge support of the Bill."

Fritchey: "Thank you. I appreciate it."

Speaker Turner: "The Gentleman from Cook, Representative Delgado. For what reason do you rise?"

Delgado: "Thank you, Mr. Speaker. To the Bill."

Speaker Turner: "To the Bill."

Delgado: "Just so the Body understands, to... this... this Bill was entered in Judicial Law. And when we heard it in Judicial Law, I'm the acting Chairman of Judicial Law. And it was very clear that we had a 13 to 0 vote on this piece of legislation as a Bill. And... and again, the Department of Public Health did not have any major objection. And we don't want to convolute the intention of the Representative. Representative Fritchey has identified a very important aspect and there's options. The camps can file it directly through the State Police, they have to

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reimburse the State Police for the amount of money that they utilize to do this background investigation or they can go straight to ISP. But it's very important to know, this thing flew out of committee 13 to 0. And I would ask for your 'aye' vote. This is a very good piece of legislation to protect our children in their camps while we're back home doing the things we need to do knowing that our children are safe. I would ask for an 'aye' vote."

Speaker Turner: "The question is, 'Shall House Bill 6951 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 111... 112 voting 'aye', 3 voting 'no' and 2 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On page 10 of the... the Gentleman from Cook, Representative Lang. For what reason do you rise?"

Lang: "Thank you, Mr. Speaker. Port... point of personal privilege."

Speaker Turner: "State your point."

Lang: "Thank you. I read in a news periodical today that we get usually by fax that the great popcorn caper has been going on around here and I was hoping that based on the number of signatures on petitions relative to popcorn that the leader of the cause, Representative Joe Lyons, could give us a report on what's happening with the popcorn in the Capitol Building."

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Speaker Turner: "The Gentleman from Cook, Representative Lyons.
For what reason do you rise?"

Lyons, J.: "Speaker, I'm very happy to report that the... the short lived popcorn rebellion by the Illinois House Floor has probably been brought to a happy conclusion. Justin, our manager in the Ratheskellar, who's been providing me with some samples of a much improved quality popcorn. So, I would... I would really like to defer to the father of Illinois popcorn who... who created popcorn as our official... official snack in the State of Illinois. 'Popcorn Jack McGuire', back here. Have... have you tasted the new and improved popcorn, Representative McGuire, being the father of Illinois popcorn? Maybe you'd like to comment on this also."

Speaker Turner: "The Gentleman... the Gentleman from Will, Representative McGuire."

McGuire: "Yes, Sir, Mr. Speaker. I'm glad that the popcorn has improved and Representative Lyons gives me all the credit because I'm the father of the popcorn snack food. But the... the recognition and... an award should go to Joe Lyons. He's the one that promoted the move to improve the popcorn in the basement of the building and so we have better popcorn. Thank you very much."

Speaker Turner: "I can only make the assumption and I assume Representative Lyons will be able to answer this question. That that popcorn is Illinois grown popcorn?"

Lyons, J.: "Speaker, I will look into that. It's definitely popped in the State of Illinois in the bottom of this

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building. Where exactly its origin is, I've been told by Dave Winters, who knows a little bit about popcorn, who's actually grown a special ear of corn. Dave, you told me this yesterday, that a ear of corn pop... grown for popcorn is a very small ear. And he's had crops of it. Dave could add the agricultural background to this. And that I guess Eastern Illinois and Western Indiana is some of the best popcorn growing pop... popcorn in the country. So, I'm just displaying, Speaker, as long I have. I have a young lady in my district by the name of Shannon Malone, a second grader, who before this popcorn crisis became an issue, made a beautiful poster for me. She's a second grader at St. Tarcissus School. And so it's on display here again. Just add support to a higher quality popcorn. And to Justin, downstairs thanks for... for... bringing the quality up, markedly improved from yesterday and the last few weeks."

Speaker Turner: "Movie yesterday, popcorn today. The Gentleman from Cook, Representative Burke. For what reason do you rise?"

Burke: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. On a point of personal privilege."

Speaker Turner: "State your point."

Burke: "I'd like my colleagues to help welcome my former and our former colleague, Ray Frias, to the chamber this afternoon."

Speaker Turner: "Representative Frias, welcome to the House."

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Speaker Turner: "The Gentleman from Cook, Representative Molaro."

Molaro: "If we were going to continue to talk about popcorn I was gonna move the previous the question. But thankfully we're off that subject."

Speaker Turner: "On page 10 in the Calendar, we have House Bill 3975. Representative Cross... Representative Coulson. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 3975, a Bill for an Act concerning public aid. Third Reading of this House Bill."

Coulson: "Thank you, Mr. Speaker. House Bill 3975 is part of the anti-obesity package, nutrition, and wellbeing. It requires the Department of Human Services in cooperation with the Department of Public Health to develop a video presentation on nutritional health for new TANF, food stamps, and early intervention program enrollees. I can answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 3975 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Clerk shall take the record. On this question, there 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On page 13 of the Calendar, we have House Bill 6760. Representative Dunn. Read the Bill Mr. Clerk."

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Clerk Mahoney: "House Bill 6760, a Bill for an Act concerning taxes. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Will, Representative Dunn."

Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill is a shell Bill. It's a vehicle to solve a narrow problem throughout the suburbs. Metra and Pace lease church parking lots for use by daily train commuters. The church and Metra are both exempt from paying property taxes. However, the existence of a lease between the church and Metra perhaps nullifies their tax exempt status. Now this Bill just codifies an existing practice. These leases have been occurring for at least 8 years. This Bill will allow the leases to continue without triggering a property tax. If we don't do something the value of the property tax exceeds the value of the leases and the churches will no longer lease their parking lots to Metra and the communities will be forced to build an additional about 800 parking spots unnecessarily. There's no effect on any taxing body. It is revenue neutral. And the Bill has no opposition. It's still a shell Bill because we've had difficulty coming up with wording, that's constitutional wording. So I hope to pass this over to the Senate where it will continue to find a solution. I ask for your 'aye' vote."

Speaker Turner: "The Gentleman from Lang, Repre... I mean, the Gentleman from Cook, Representative Lang. For what reason do you rise?"

Lang: "Thank you. Will the Sponsor yield?"

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Speaker Turner: "He indicates he will."

Lang: "Representative, a couple of quick questions. First, hi, over here. First, what is your intention? Obviously, you felt the Bill needed work. But where do you intend to go with the Bill?"

Dunn: "I hope that while the Bill is in the Senate we come up with wording that solves the problem and is considered to be constitutional also. The definition of religious uses and the scope of their activities defined by the Constitution. And we're having a tough time addressing that through... through changing code."

Lang: "Now, if it comes back in similar form then I would have this question. I understand that this is nontaxable property now 'cause it's owned by the church. But wouldn't this parking lot facility that's created there be making money for a third party?"

Dunn: "There is a small dollar amount for the lease, about \$10 thousand a year for a couple of acres of land. The couple acres of land are worth several million dollars in the area. However, the land was sitting vacant the parking lot was not being used during the week. So, this really put to use vacant property during the week, and allowed the communities to not build additional parking spots. There's a bus that will run back and forth between the church parking lot and the... and the train station. Did I answer your question? I'm sorry if I didn't."

Lang: "Almost."

Dunn: "Okay."

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Lang: "So, I'm not so much worried about the... whatever they're paying to the church for the use of the property, but the parking lot itself is certainly gonna make lots of money, right?"

Dunn: "No. It's... it's only Metra. Metra and Pace that lease from the... from the churches. Metra and Pace charge a dollar fifty or up to a dollar fifty a day for a parking spot to help offset their cost. But there's no for-profit entity involved here at all."

Lang: "How many spaces are contemplated for this parking lot?"

Dunn: "Well, it's been going on for years. In my district alone I have three of these facilities. I know of another three facilities that are in neighboring communities and I would imagine that these facilities are... exist in other... other towns. In my immediate area there's about 800 parking spots that are provided to Metra."

Lang: "Last question. Will you commit to us that when this Bill comes back it will only be about this issue and not others?"

Dunn: "Absolutely. If there's any... anything else that appears on this Bill I won't call the Bill."

Lang: "Thank you very much."

Dunn: "Thank you."

Speaker Turner: "The Gentleman from Cook, Representative Fritchey. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

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Fritchey: "Hey, Representative, I understand this is a shell Bill. But to follow up on some of the issues brought up by the previous speaker, the issue of the property tax exemption for relig... for religious and charitable uses has long roots here and has understandable roots here."

Dunn: "Right."

Fritchey: "When we're looking at a religious institution that is nevertheless renting out property for profit to a public entity, why shouldn't they have to pay tax burden on that land? At that point, what differentiates that use from any other land owner?"

Dunn: "Well, right now, both organizations are tax exempt. The property if it sat vacant during the week would not be subject to property tax and if Metra, right next door to this parking lot, built an additional 800 parking spots that also would not be subject to property tax."

Fritchey: "But that... but that's not the fact pattern we have."

Dunn: "No, the fact is that there's a lease between the two and the dollar amounts involved are very small. About \$10 thousand per church for the park... for use of the parking lot for an entire year."

Fritchey: "Woul... woul... would it not maybe make sense then just to incorporate in the lease that in addition to the lease payments, Metra would pick up the tax obligation, and now you don't have a constitutional question anymore? You don't have a tax impact on the school districts."

Dunn: "Well, we're looking for a solution. So, I appreciate any suggestions."

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Fritchey: "No... no... no and... and I... and I appreciate that you are in... we're down here to try to find..."

Dunn: "Right."

Fritchey: "...solutions to what may be unique problems in our district. As a conceptual matter though, we had a Bill that was brought primarily by city Legislators for property tax reform. And there was a hue in cry about doing anything that took any dollars away from our schools in this state. I realize Representative, that we're talking about a de minimis amount of money here. But it's a conceptual issue that we had that if we are going to hold the line and not penalize our schools and not create special situations for these areas, then it should be a bright line that we draw. It seems to me that if the law is as it is today... the church involved knew this. Metra, absolutely knew this. Let them enter into a business relationship that reflects the law today. Let Metra, if it's in their economic benefit to do so and I assume it is, to assume the additional tax liability that the church may incur. We don't get into these constitutional questions. We don't get into these philosophical questions and we don't start having to further amend the Tax Code into a greater patchwork than we have today. I'm... no pun intended, I'm not trying to derail the legislation. But I am saying that I... I don't know that this is the best way to handle this."

Dunn: "I agree. I hate to see us throwing more patchwork at our Property Tax Code. The problem is why Metra won't

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assume the taxes is the value of this land is in the millions of dollars. And the tax assessment on that land will far exceed any value that this lease... the dollar amounts currently in the lease. So, where Metra's now leasing the land for \$10 thousand a year, the tax bill generated will far exceed the current value of that lease. And Metra has indicated that they're not willing to accept that. The schools are neutral on this. The schools do not gain or lose."

Fritchey: "Well... well, I'm... I'm looking at our analysis and among the opponents we have the Department of Revenue, but additionally, we have EDRED as an opponent and the Illinois Statewide School Management Alliance as an opponent."

Dunn: "It... I guess I would have appreciated hearing it before we got here to the floor from these groups."

Fritchey: "I'm... I know the feeling. I just had it happen to me. But... but the people that are sensitive to that, you know, they should be aware that EDRED and the alliance are opposed to this Bill. I... I..."

Dunn: "The... the schools are gonna continue to assess and levy as they're currently doing so. There is a... the value of... of the assessment, money that would be contributed by this lease, either by Metra or by the church, perhaps it would lower the residential or lower the property tax bill by the other residents in the school district. But as I understand it, it's neutral. There is a problem currently why... my schools initially in support of this and it's because the churches are... have paid the property tax under

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protest which the schools will have to refund if they win. And that will come right out of the schools' operating budget. So, I believe the schools have good reason to support this legislation. And I'm surprised to hear now that... now that they might oppose."

Fritchey: "Well and I... and I think that all of us deserve better than to have these surprises be sprung up on us as the last minute."

Dunn: "Right."

Fritchey: "I do respect what you're trying to do. I think we find ourselves in a tricky situation where we find ourselves placed between what the schools want and what our churches want. But that's precisely where this Bill puts us. And I think we all need to be aware of that. I appreciate your candid answers and I wish you the best in these endeavors. Thank you."

Dunn: "Thank you."

Speaker Turner: "The Gentleman from Crawford, Represent... ative... Eddy. For what reason do you rise?"

Eddy: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Eddy: "Representative, will you... when this returns 'cause basically what this is going out as a shell... when it returns can you make sure that the management alliance, their opposition is removed based on any fear they have that... that those districts would lose?"

Dunn: "Who's the Management Alliance?"

Eddy: "School... School Management Alliance."

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Dunn: "School Management Alliance."

Eddy: "It represents school board associations at... and other school entities. And I'm sure they're just concerned of the possibility. But if that is the issue with this, will you work with them on their opposition before it returns?"

Dunn: "I'd be happy to work with them. I wasn't aware that they opposed. And I do look forward to speaking with them and perhaps removing that opposition."

Eddy: "Thank you."

Dunn: "Sure."

Speaker Turner: "The Gentleman from Vermilion, Representative Black. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Black: "Representative, this Bill is a shell Bill, correct?"

Dunn: "It is a shell Bill. Correct."

Black: "Has no substantive language in it and you will..."

Dunn: "It..."

Black: "...you just simply want it to go to the Senate to continue work and negotiation on the... on the problem that's occurred in your district, correct?"

Dunn: "That is correct."

Black: "Okay, fine. Thank you."

Dunn: "Thank you."

Speaker Turner: "Seeing no further question, the question is, 'Shall House Bill 6760 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now

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open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 76 voting 'aye', 34 voting 'no', 8 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 14 of the Calendar, we have House Bill 7030. Representative Flowers. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 7030 a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Turner: "Representative Flowers."

Flowers: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 7030 authorizes scholarships for registered nurses pursuing their graduate degree. And also for students who's pursuing a hospital-based diploma in nursing. And I'll be more than happy to answer any questions you have in regards to House Bill 7030."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 70... the Gentleman from Vermilion, Representative Black. For what reason do you rise?'"

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

Speaker Turner: "She indicates she will."

Black: "Representative, is there anything in this Bill that guarantees that all these nurses won't practice in Chicago?"

Flowers: "There's no guarantee in life other than taxes, death and trouble."

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Black: "It's kind of like that Bill that Mr. Brauer had."

Flowers: "Yeah."

Black: "I trust... I trust you and the system to work that out."

Flowers: "Please do."

Black: "Right."

Flowers: "Please do."

Black: "All right. Thank you very much, Representative."

Flowers: "Thank you, Sir."

Speaker Turner: "Seeing no further question, the question is, 'Shall House Bill 7030 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Clerk shall take the record. On this question, there 116 voting 'aye', 0 'no' and 2 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 10 of the Calendar, we have House Bill 4224. Representative Eddy. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 4224, a Bill for an Act concerning taxes. Third Reading of this House Bill."

Speaker Turner: "Out of the record. Page 12 of the Calendar, we have House Bill 6229. Representative Hassert. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 6229, a Bill for an Act in relation to transportation. Third Reading of this House Bill."

Hassert: "Thank you, Mr. Speaker. House Bill 6229 amends the local mass transit district. Provides that if a local mass transit district is created by one or more municipalities

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or one or more counties or any combination thereof, the corporate authority then the county board chairman of each participating municipalities or count... county shurd... county shall determine the percentage that serves that district provides each municipality or county. I'd be happy to try to answer any questions."

Speaker Turner: "Seeing no questions, the question is 'Shall House... the Gentleman from McHenry, Representative Franks. For what reason do you rise?'"

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

Speaker Turner: "He indicates he will."

Franks: "Representative, I just had a chance to see this for the first time and I wanted to follow up on it. Would this also affect the RTA?"

Hassert: "No."

Franks: "Who would this affect?"

Hassert: "I guess the... it amends the local mass transit district, everything outside the RTA, like I think, Champaign-Urbana's got one. Rockford has one. This was recommended from Rockford. That they would like to change the... this is their recommendation. So... to my knowledge has no affect on the RTA."

Franks: "Will it have any affect at all on the collar counties? Will McHenry County be involved?"

Hassert: "No, 'cause I assume we're all within the RTA, Regional Transportation Authority, within the RTA. No."

Franks: "Okay, I'm just... I'm always wary when I... when I see these changes."

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Hassert: "I don't blame you."

Franks: "And is there any opposition to this that you're aware of?"

Hassert: "None to my knowledge."

Franks: "Thank you."

Hassert: "Thanks."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 6229 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 11 of the Calendar, we have House Bill 4426. Representative McAuliffe. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 4426, a Bill for an Act in relation to arson. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Cook, Representative McAuliffe."

McAuliffe: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I have House Bill 4426, which would create the Arsons Registration Act. This legislation was brought to me by an organization made up of the survivors of Our Ladies of the Angel fire, which you may recall in 1958, killed 95 students and 3 nuns. What I would... what my intention is with this legislation is to require, just like the Sex Offender Acts to have a database to be known on

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anyone that commits arson. And I'd be happy to answer any questions."

Speaker Turner: "The Lady from... the Lady from Cook, Representative Mulligan. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Mulligan: "Representative, how does this Bill address juvenile offenders?"

McAuliffe: "Thank you, Representative. It would also... it would also only require juvenile arsonists to register if they are tried and convicted as an adult of... if... the Bill also removes provisions from the original Bill which would allow fire investigators to examine juvenile criminal records. And this Bill would be retroactive too."

Mulligan: "So, a juvenile would not have to register unless he is convicted as an adult?"

McAuliffe: "Correct."

Mulligan: "Would they keep a record that's confidential anywhere? I wouldn't want kids with minor offenses, something that was a prank or they set something afire to..."

McAuliffe: "No."

Mulligan: "...you know, have a record or have to register."

McAuliffe: "No. They would have to be convicted as adults. So, I think that would take out that..."

Mulligan: "All right. Thank you."

McAuliffe: "...that portion that you're worried about."

Speaker Turner: "The Lady from Kane, Representative Lindner. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Lindner: "Representative, we had a pretty thorough discussion about this in the Judiciary II Committee today. Could you tell us, are there statistics that show that arsonists are people who are repeat offenders, and who have... who are more like sex offenders and you have a disease that it's hard for them to get rid of?"

McAuliffe: "Yes. Representative, like I said in committee today, the act of recidivism with arsonists is well-known. There are some two treat... two treatment programs currently in the state that I'm aware of. One is at St. Elizabeth's Hospital in Bellville and the other is at Loyola Medical Center in Maywood. And the Office of the State Fire Marshal also has a juvenile fire starter... fire center prevention task force in place which addresses the issue of recidivism and behavior patterns associated with arsonists."

McAuliffe: "I would... I would believe so. But they didn't file any witness slips in committee."

Mulligan: "All right. And as far as the procedure, this would work? You've based this on the sex offender registration and it would work like the sex offender registry?"

McAuliffe: "That's correct. It would be retroactive. Currently now, I believe there's about 18 thousand sex offenders. With this Bill being retroactive and roughly about 270 arsonists in the prison system now, it would only affect

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them after... after their release and after this Bill would be in effect, law."

Mulligan: "All right. And are there any different provisions for juveniles?"

McAuliffe: "Yes. Again, in the Bill it would o... only require juvenile arsonists to register if they're tried and convicted as an adult."

Mulligan: "As an adult. As an adult, did you say?"

McAuliffe: "Yes, as an adult."

Mulligan: "Okay. Thank you very much."

McAuliffe: "Thank you."

Speaker Turner: "The Gentleman from Cook, Representative Molaro. For what reason do you rise?"

Molaro: "Sponsor yield for a question?"

Speaker Turner: "He indicates he will."

Molaro: "Thank you, Mr. Speaker. Representative, you know, you have sex offenders, obviously it's... it's proven by its own term 'sex offender'. Whatever caused them to do that, you know, I don't want to get too blue out on the floor here, but obviously there's arousal so they can at any time strike again. There's no doubt that with arsonists, is there are these people, I don't know what the term is, maybe you could help me with the medical term of the people who like to set fires almost like a disease. And I assume that's what you're trying to get at here, that even after they serve their term they still might like to commit another crime. They just can't help themselves so you register them. But how many of these arsonists... what if...

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what if someone's convicted like an... an arsonist for hire, where you know they did it for the money. They watch some of these TV programs that show someone was hired, they torch a restaurant, we know they're not people who get turned on by committing fires. But the answer just was an arsonist. Does this... are they under the same requirement as the people who are sort of psycholodig... psychologically have a disorder that are... that are arsonists?"

McAuliffe: "I would believe so. I don't think the... I don't know if you... if you'd be able to define someone that would do it because it was a disease or someone that would like set a car or somebody's house on fire for whatever reason. I think there would... we'd just bunch them all in as an arsonist as someone that would..."

Molaro: "Right."

McAuliffe: "...you know, that's been convicted of doing that."

Molaro: "Well... well, I... you know, I'm... I'm probably gonna vote 'yes' on the Bill except that I hope we're not heading somewhere that every crime when it's over and somebody does their time, pays their debt to society that now they want to move forward and we're gonna put them on a list. Now, I don't know how readily available this list is. I don't know if it's gonna be on some Internet that basically brands somebody the rest of their lives even after they did time. And even if it's some list that's supposed to be kept with the State Police, God knows where these list are going. Because then when someone's done with armed robbery or someone's done with burglary we'll put this... them on an

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armed robber list or a burglary list. Because whether it's an arsonist or an armed robber, to be quite honest with you, when someone's convicted of a Class X fine which is most arson... arsonists are, I don't know if there's anybody in the state that says even though we believe in rehabilitation I don't think there's anybody that wants someone who's convicted of an arson or an armed robbery livin' next door to them. So, I just want to make sure we're not creating this list and we're gonna have a list for every crime and then we might as well just sit up a certain part of the state or city say anybody convicted of a Class X or certain fine could actually move there and probably nowhere else 'cause who the heck would want them. So, I... I don't know if you're doing this to protect society at large or so we know where they're at or, you know, I... I really don't know why you're doing it. But I guess I'm forced to vote 'yes'."

McAuliffe: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House... House Bill 4426 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 11 of the Calendar, we have House Bill 4532. Read the Bill Mr. Clerk."

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Clerk Mahoney: "House Bill 4532, a Bill for an Act creating the Southern Illinois Economic Development Authority. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Effingham, Representative Grunloh."

Grunloh: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate... or House Bill 4532, creates the Southern Illinois Economic Development Authority. The Amendment is... is the Bill. It, as I said yesterday, is... the boundary basically is the Interstate 70 on the north, 57 on the west, Interstate 64 on the south and the Indiana/Illinois border on the... on the east. It is similar to all the other bonding regional development authorities in the State of Illinois. And I'd be happy to answer any questions."

Speaker Turner: "The Gentleman from Cook, Representative Parke. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Parke: "Representative, is this a cost only to the... this district that you're forming?"

Grunloh: "The bonds that are sold in this district would be paid... paid back by the people that... that the businesses are... that are... want to develop or want to borrow money through the bonding authority."

Parke: "And... and is this considered municipal bonds or is this tax increment financing bond? What kind of a bond are we talking here?"

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Grunloh: "If it's a manufacturing they could... they... they would qualify for a federal tax exempt bond. But most of them would be bonds that would be bought through a local bank through a letter of credit."

Parke: "Now, does this authority have the ability to charge fees?"

Grunloh: "I would assume that they would have the... the ability to charge fees, yes."

Parke: "Okay. And this is an economic development tool?"

Grunloh: "Yes."

Parke: "For there... is it done anywhere else?"

Grunloh: "Yes. There are five other... five other of... economic developments... authorities around the state."

Parke: "Yeah, of these five other boards that have been formed, do they appoint their own board?"

Grunloh: "Some of... there all... all of them are different how they appoint their boards. I can tell you how this one is appointed and maybe you've read the language. All ten Mem... or nine... nine Members are appointed by the Governor. One Member is appointed by the... by DCEO."

Parke: "Okay. I... I thought ours said that all of them were appointed?"

Grunloh: "Well, the Amendment, you may have to look down to the Amendment. Nine of them are appointed by the Governor, one of them is appointed by DCEO."

Parke: "Do you know if this is a new approach? Did the Governor's Office tell you that this is what they had to have for you to get it?"

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Grunloh: "I have not consulted with the Governor's Office on this. This is language that we have come up with, so."

Parke: "It just is a little disturbing that the Governor now wants to totally control these boards and by appointing the people in them. And I would think that we would want more local people involved in those boards because those are the people that are making the decisions for their own people."

Grunloh: "I think one of the conditions of the people that the Governor appoint are local people that are people from the district that live in the district that are involved in economic development. They are from the territorial district... jurisdiction."

Parke: "Yeah. But the other five, it's our understanding that the other five the local officials make the appointment? Isn't that right?"

Grunloh: "No. The Amendment... and you may be looking... if you look at the Amendment there, there are nine members appointed by the Governor. All of those have to be appointed."

Parke: "Yeah. I'm saying, but the... you said there were five other authorities."

Grunloh: "The other five authorities, yeah..."

Parke: "Those are the five. The local people... the local elected officials make the appointments."

Grunloh: "I can't answer that. I don't know exactly what the makeup of those appointments are."

Parke: "Well, I just think that this is again, is not healthy public policy that the Governor continues to keep wanting

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to take control even down to this lo... local level of saying that if they're gonna be appointed they're gonna be my people that I'm gonna appoint. And it takes out and it cuts out the local elected officials appointing people to their own boards. I just... and I don't care if it's a current Governor. It could be Governors in the future of either party. I don't care. But I want more. I think it's not healthy public policy that any Governor continues to micro manage by making the decisions for local people. I think those local elected officials outta be doing it and not those that he says are gonna... that he picks from the local area."

Grunloh: "Okay. Representative these... these people do have to be picked from the authority. They do have to have some background in economic development and it is with the consent of Senate, also."

Parke: "Okay. Thank you."

Speaker Turner: "The Gentleman from Fayette, Representative Stephens."

Stephens: "Thank you, Mr. Speaker. First of all, I want to thank the Gentleman for including Fayette County in the... in the district. And as you know Fayette County is high on unemployment already proposed closure of the Vandalia Correctional Center would lead... yield 13½ percent unemployment. And we... we need the help. And I don't care who appoints these member... members of the authority. They're going to come from our region and if they're for economical development, there's a little politics involved,

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I don't care. I think this is a good idea. I stand in strong support of your legislation. And I hope that there are Members on our side of aisle that will join in my support."

Speaker Turner: "The Lady from Cook, Representative Mulligan. For what reason do you rise."

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

Speaker Turner: "He indicates he will."

Mulligan: "Representative, our analysis says the authority will have the power to issue bonds up to \$250 million subject to written approval by the Governor to undertake varied types of economical development projects within each jurisdiction. If the Governor has the right to approve or has written approval up to \$250 million worth of bonds, who's underwriting and guaranteeing those bonds? Is it the State of Illinois?"

Grunloh: "Actually, a very small amount of these bonds that are issued in... typically in the other zones are... are issued with a moral. And the... and these are moral obligation bonds only. At... very small amount of them are done in that fashion. Most of them are... are done through a private bank... a private lending in... institution with a letter of credit and is paid back by the... by the people of..."

Mulligan: "Explain to me the definition of 'moral obligation bonds'. I don't think I've heard that definition before."

Grunloh: "Moral obligation bond means that if... if... and my understanding is if there's a large project that comes that... that maybe a bank does not have the capacity for,

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they may come to the state for a moral obligation bond. That means that we have a moral ob... if... if there were to be a default, which there's been two of them that the General Assembly would... would... we'd have to make the Governor aware of the default, the Governor then would come to the General Assembly and ask for assistance for that."

Mulligan: "Who gives money under moral obligation without any way to collect it if someone defaults?"

Grunloh: "I'm sorry, please repeat the... the question."

Mulligan: "If someone defaults or, you know, can't pay back, who funds moral obligation? Is my..."

Grunloh: "Well, first of all if... if it is... if it's not a moral obligation bond the authority has the ability to sue or to go back and take... take away assets from the... the company that has, you know, has filed for bankruptcy or whatever... whatever the case may be. If it is a moral obligation bond, like I said, there's very few of those in any of the other authorities, they would come back to the Governor and the Governor would then come to the General Assembly."

Mulligan: "And we have to cover it?"

Grunloh: "We'd have to cover it."

Mulligan: "Under (G) in your Bill, it says, 'in the event that the authority determines that moneys of the authority will not be sufficient for the payment of the principal of and the interest on its bonds during the next state fiscal year, the Chairman, as soon as practicable, shall certify to the governor the amount required by the authority to enable it to pay the principal of and the interest on the

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bonds. The Governor shall submit the certified amount to the General Assembly as soon as practicable, but no later than the end of the current state fiscal year'. That means it will have to come to the General Assembly and we will have to vote to pay on it. Now, first of all, I object to that. And secondly, this Governor is helping people in your area. The next Governor may not want to. So, what happens then if they don't certify it and bring it to the General Assembly, then it just defaults? It seems to me there's a problem with this all the way around as far as who's responsible for the ultimate payment of the bonds. Now it's nice a lot of areas in particularly in times where there is economic deficit and you'd like things to be better in your own area, which we all would. And certainly, businesses in the State of Illinois who have been subjected to all kinds of cuts in things that would help business stay in Illinois and raise revenue for business are no longer being fostered as a good plan. Illinois is no longer a business friendly state, yet we're willing to go out in your area, give you the authority to do this on bonds, then if you default on, will have to come back to the General Assembly and we will have to vote on them to pay them off. I find that to be a real problem."

Grunloh: "Representative, as I... as I mentioned earlier, a very... a very small amount of these in any of these other five authorities use the moral obligation bond and it's exactly... I mean, Representative Stephens mentioned the 13 percent, that's typical. And some of the things that we have done

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have crossed, have made some of these people, you know, go into Indiana and that's exactly what we're trying to do with this. It is... it is a blighted area. It's typical to have 12, 13 percent unemployment there."

Mulligan: "Sir, I wish you would speak into the microphone so the rest of the Body could hear what your answers are. Because the answers say basically, and if you read Section (G) of your Bill, it says if there... if you can't cover them you come back to the State of Illinois to the General Assembly for us to put up the payment or to cover it in the next fiscal years. And if we don't vote on it, then there's another problem. I... I think that there is a little problem here and I think a lot of people may not be paying attention to the problem. But if you think that you have a better solution or that this isn't the case, if you would talk a little louder then maybe people could understand if we should be voting for this or not. I don't think I'm gonna vote for it unless you have a better explanation. 'Cause in reading the Bill, it basically says that we're certifying it."

Speaker Turner: "The Gentleman from Cook, for what reason... I mean, Miller. For what reason do you rise?"

Miller: "Will... will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Miller: "Just, Representative, just a quick question. This is used to... to help stimulate growth in your region?"

Grunloh: "Yes."

Miller: "And who brought this for... towards you... to you?"

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Grunloh: "Actually there were two Bills that were filed that were very similar, Representative Granberg and myself both... both had legislation out there and we... we put the two of them together, Sir."

Miller: "I think last year we... you weren't here, but last year we had a Bill dealing with Metra East I believe in a... in a finance authority similar. Is this similar language to this?"

Grunloh: "It's similar. I think the appointment's different, I mean, the appointment of the board is different then that. But..."

Miller: "The composition of the board is different assuming..."

Grunloh: "...but basically the idea is the same thing."

Miller: "...reflecting the area but the language is pretty much the same?"

Grunloh: "Right."

Miller: "And we passed that Bill last year."

Grunloh: "Yes."

Miller: "Just to the Bill."

Speaker Turner: "To the Bill."

Miller: "Yeah, I would like to commend this Sponsor for bringing an issue forward. He's clearly trying to help economic growth and development in his region. Ourselves in the south suburbs, we're interested in doing a similar concept of this to finance authority to... to help the five... the five of the poorest communities in Cook County represented by the south suburbs. So, I would ask for

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support and would ask for his colleagues when we introduce something like that to support us to. Thank you."

Speaker Turner: "The Gentleman from Crawford, Representative Eddy. For what reason do you rise?"

Eddy: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Eddy: "Representative, this legislation impacts five counties that I represent, either in whole or part. And I just have some questions, Repre... Representative, regarding the makeup of this board and the... the bonding authority and the distribution. It... is it safe to assume, and I know it's never really safe to assume, but since there are 16 counties in which \$250 million worth of bonding authority is being created, is it safe to assume that the... the authority will be distributed around all 16 of those counties?"

Grunloh: "That would certainly be the intent, yes."

Eddy: "Okay."

Grunloh: "And I would... I would hope that we would appoint members that would represent the entire district also."

Eddy: "And the other question I has... I have has to do with the appointment. First of all, are there 19 total members of this board? Our analysis indicates..."

Grunloh: "I think that... I think that might have been the original Bill."

Eddy: "Okay."

Grunloh: "There's ten... ten members."

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Eddy: "There... there's ten. And those are all appointed by the Governor?"

Grunloh: "Nine are appointed by the Governor, one is appointed by DCEO."

Eddy: "One by DCEO. Since again, I represent five out of the 16 counties, while I'm not asking for obvious any authority nor would you have in the appointment of those members. Is there a way to address the consideration in those appointments that... that we would have some type of... of say or... or some type of comments to make sure that... that we have input?"

Grunloh: "Yeah. I think that the... as I mentioned earlier, the Senate... the Senate... these do have to be confirmed by the Senate. So I think we would have some input on that."

Eddy: "Would... would you be willing to... as this moves along the process, to add some language that would reflect that intent that there would be input or there would be consideration for appointments of... of those from not just myself, but you or any other Representative that might be involved in... in this bonding authority?"

Grunloh: "I... I think we could work with the Senate Sponsor on language like that. I think that the intent of this is to represent the... the district in total, so..."

Eddy: "Thank you. To the Bill."

Speaker Turner: "To the Bill."

Eddy: "Thi... this for our region, for our area of the state this type of economic incentive is important as Representative Stephens said. Anything in our area is important to help

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spark job development and it's certainly... especially with the comments from the Representative as to the possible inclusion of... of our input and the distribution of those funds is something I certainly strongly support. Thank you."

Speaker Turner: "The Gentleman from Jackson, Representative Bost. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Bost: "Representative, could you tell me why in this last Amendment, Washington County, Williamson County and Franklin County were removed from the language?"

Grunloh: "I can tell you that from meetings that we sat down we decided to build it around the corridor of interstates and... and do the development down the interstates. And we thought if we got the dis... this particular district too large that it be... that it would become a problem. So, we thought that if... if somebody weren't included in those other districts..."

Bost: "So..."

Grunloh: "...and those other counties in another district..."

Bost: "...orig... originally and... and, you know what I... I will work for my whole region. I... I want my whole region to develop. We... we know the problems we face there. But when all of a sudden I'm... I'm working hard for a Bill and I realize that the language has been changed and one of my counties which I represent has been pulled from the Bill, one... two counties that Representative John Bradley represents have

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been pulled from the Bill, that's a little hard to swallow. And I... and I'm a little bothered, you know, and... and they are in the same situation, the same economic fight. The same situations are occurring. Jobs are leaving. Now, I believe that we should all work together. But how do I go back to my people and my district and explain to them that they're not worth the same as these other counties?"

Grunloh: "Well, again, Representative we thought that the... if... if the district got too big and had too many counties it may be a problem and... and I... I don't know if, you know, I know that the... that the counties that are in there have unemployment that is... that is 12 percent, 13 percent in some areas. I don't know that Williamson County and some of those other counties have those same types, maybe they do."

Bost: "I... I'd like to know what... what that was, what criteria was used to decide which ones were pulled out so that I know, so I can tell my people. Because right now all I can tell them is, I have no idea. All of the sudden there was an Amendment. The Amendment removes those three counties. Tell that to a person that's out of work in Washington County. Tell that to a person... that's out of work in Franklin County. What do we do?"

Grunloh: "Is that a question? I think I answered... I think I answered. I... I..."

Bost: "Oh, all right then, I will simply..."

Grunloh: "...the criteria..."

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Bost: "...I would simply ask the Members of this Body to vote 'no' until it's put back, you know, I mean until it's put back."

Grunloh: "...the criteria was... was built around the interstate system and along the Indiana/Illinois border. That's what... that's why we changed it."

Bost: "Okay. Then... then I can't support the Bill."

Speaker Turner: "The Gentleman from Clinton, Representative Granberg. For what reason do you rise?"

Granberg: "Thank you, Mr. Speaker. To the Bill."

Speaker Turner: "To the Bill."

Granberg: "First of all I want to commend the Sponsor of the Bill for working on a bipartisan basis in adopting a regional economic development strategy. Representative Grunloh sat down with experts, people who run and operate development authorities. His original Bill they felt was too large. You had to be focused on a regional economic strategy. And Amen... the Amendment is what re... is reflected in those conversations. This affects Representative Eddy's district. It... helps Representative Stephens' district. And if Representative Bost and Representative Bradley put together a regional finance development authority, I'm sure we will support that effort. The finance development authority experts that we dealt with said the area was much too large, not workable, not function... would not function. That is why we did that. But we worked as Representative Grunloh did, on a bipartisan basis with Representative Eddy, Representative Stephens, a bipartisan regional

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economic development strategy. And I want to commend him for doing that because that's how you succeed. And when other Representatives want to develop their own regional finance development authorities in cooperation with a bipartisan basis we will support those efforts. All of us need, particularly in southern Illinois, to do whatever we can to develop a short-term and long-term economic development strategy. This is a factor in that strategy. I want to correct the Rep... the previous Representative, Representative Mulligan who spoke. I think she had it confused. These are not general obligation bonds. If these were GO bonds the state would automatically back those bonds. These are moral OB bonds. The state is not liable for these bonds. The state is... the state is not liable automatically for these bonds. That is not accurate. Who would be... who would be liable would be the businesses that would receive the benefit of the bonds, they would be the primary creditor or debtor on those bonds. The development authority would also have the financial obligation to recoup those bonds. These are not GO bonds. They're not general obligation bonds, period. So, again, I want to commend the Sponsor for working on a bipartisan basis, working on a regional basis to help our regions. Because we need to do that. We have some of the highest unemployment in the state. Representative Black, my good friend, he's experiencing what we're experiencing in one of my counties where we lost 5000 manufacturing jobs, 5000 in the last four years. So, we're doing

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everything we can for economic development and we made this... this development authority with no obligation to the state in an effort, in an economic factor to develop that economic strategy. And it took a lot of work and Representative Grunloh was at the table doing that hard work and I want commend him. And I want to ask all of the Members of this House to help us in southern Illinois with no obligation to the state to develop our area because we have really been... we are facing an economic crisis. And we need your help. We have done this in the past for other Members and I hope you will do it for us because we appreciate your efforts on our behalf. Thank you."

Speaker Turner: "The Gentleman from Macon, Representative Mitchell. For what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Mitchell, J.: "Representative, I was just try... looking at our... our analysis here and you know, the state where... in the last few we've created a lot of new debt. What is this? Does this increase the state's debt?"

Grunloh: "No, it doesn't. Does not affect the debt."

Mitchell, J.: "How is that? Because I was reading it and if the... this authority can't pay it back who does pay it back?"

Grunloh: "Well first of all..."

Mitchell, J.: "My analysis says if... if they can't..."

Grunloh: "...we thought..."

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Mitchell, J.: "...handle the indebtedness, who does?"

Grunloh: "If the authority does not have the money to... to handle the... the..."

Mitchell, J.: "I'm sorry, Representative, I can't hear you."

Grunloh: "If the authority does not have the money to bil... the ability to pay for it or the business that... that made the loan does not have the ability to pay for it... by lawsuit you can't get the... the assets back from that company and if it was a moral obligation bond which a lot of these are not, then the obligation would come back as a moral obligation bond in the State of Illinois. A very few of these in the five existing zones are moral obligation bonds."

Mitchell, J.: "Okay. So, your answer is if the authority can't pay it back the State of Illinois will be the ultimate responsibility?"

Grunloh: "If it were a moral obligation bond."

Mitchell, J.: "So, okay, so we've got tremendous debt in the State of Illinois and we could possibly be adding to more debt. Now I noticed that we've got four or five of these other authorities in the State of Illinois that exist."

Grunloh: "Five other authorities."

Mitchell, J.: "Five? How well have they done? Have they done... done any... have you done any research to see how well they've done?"

Grunloh: "Yeah. They... I can give you breakdown of that. The... the upper..."

Mitchell, J.: "Please."

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Grunloh: "...Illinois River Valley has issued bonds of 80,425,000, created 1572 jobs."

Mitchell, J.: "Where's this at, Representative?"

Grunloh: "Upper Illinois River Valley."

Mitchell, J.: "And what..."

Grunloh: "I can't give you the exact geographic districts of that, but..."

Mitchell, J.: "What's your average unemployment in that area now?"

Grunloh: "The Upper Valley River Association is in Grundy, LaSalle, Bureau, Putlet... Putnam, Kendall, Kane, McHenry and Marshal Counties."

Mitchell, J.: "And what... what is the unemployment in that area?"

Grunloh: "I don't know."

Mitchell, J.: "Okay. In other areas there's, did you say four other areas?"

Grunloh: "Quad Cities as..."

Mitchell, J.: "Quad Cities."

Grunloh: "Quad cities has issued bonds in the amount of \$59,073,017 and created 1315 jobs. Will, Kankakee has issued bonds in the amount of 57,840,000, created 730 jobs. So, the total of those fo... those three is a 197,000,000, created 3617 jobs. South..."

Mitchell, J.: "Representative, in the areas are... are... that have these economic development authorities are the unemployment rates below the statewide average?"

Grunloh: "I can't answer that."

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Mitchell, J.: "How... I noticed in the other areas that have these... the appointment process is differently and you have local input. Is that correct?"

Grunloh: "I didn't hear you, Representative."

Mitchell, J.: "I said, in the other areas that have these economic development authorities, they... they have local input, the county board chairman?"

Grunloh: "Yes."

Mitchell, J.: "Why is that? You might have said and I apologize if I... I didn't know... hear that. Why... why is this situation different?"

Grunloh: "These members are appointed by the... nine are appointed by the Governor, which I've already stated. All nine of those people have to live in the authority, be residents in the authority. Be... and be... have some expertise in bon... in economic development in that area."

Mitchell, J.: "I... I appreciate that. But... but, you know, I used to represent about half of Effingham County, your home county and you..."

Grunloh: "Yes."

Mitchell, J.: "...you know, you got some smart folks down there. I was just curious as why the local county board chairman or local... any local authority doesn't have say in this. And that this is an exception to what have been happening in the past."

Grunloh: "Well, I think it might... the way we've got it written up it may actually give us more authority in... in naming

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those people because it is appointed by the Governor but approved by the Senate, so..."

Mitchell, J.: "I beg your pardon, Sir."

Grunloh: "I said the makeup of this board, the way it is right now, is nine members are appointed by the Governor with the consent of the Senate. So, I think we have more input into these members in this authority than some of the other ones do."

Mitchell, J.: "Sir, if... why can't we have it... the consent for instance of the Effingham County Board Chairman? That person knows the county better than the people here in Springfield. Why can't we have the consent of the... the county board?"

Grunloh: "Well, I think the Governor amendatory vetoed one of the new bonding authorities last year for exactly that reason because there wasn't enough... because of the makeup of the board so..."

Mitchell, J.: "I was just looking at another one with Grundy County. You had that they have a pretty high unemployment rate. They have nearly 13 percent unemployment rate. So, how do we tell whether these boards are effective or not, which we all want to do, is put people back to work. We're fighting in Illinois now within terms of high increase taxes. How can we say if these authorities are effective because, for instance, Grundy County, 13 percent. That's pretty darn high."

Grunloh: "I think as with any of these, you know, it's gonna depend upon the people that are named to these boards and

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how aggressive they are and what projects they're after so..."

Mitchell, J.: "And I think that gets back to my reservations about this legislation is that probably the people who serve on the board would be better coming from your locals rather than someone here in Springfield, Illinois."

Grunloh: "Well, once again, Representative, these people are going to be coming from the local area."

Mitchell, J.: "Name five people in the local area. By the people of Altamont or Effingham or Olney or anything rather than somewhere here in Springfield."

Grunloh: "Well, as I... as I talked... as I told Representative Eddy I think with the Senate Sponsor that we can get some assurance that these people will come from all areas of the district and... and they will be local representatives."

Mitchell, J.: "Well, Representative, I appreciate your time. Thank you."

Grunloh: "Thank you."

Speaker Turner: "The Gentleman from Williamson, Representative Bradley. For what reason do you rise?"

Bradley, J.: "To the Bill, Mr. Speaker."

Speaker Turner: "To the Bill."

Bradley, J.: "My name has been called a couple times here this afternoon. And I just want to say that I'm gonna support this because I understand the premise that we need to limit the area and make it a workable and feasible project. However, when I come back here in the future and ask for one of these for the counties that were excluded from this

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package, namely Williamson and Franklin, I'll expect my colleagues to support me in that effort as well."

Speaker Turner: "Your point is well taken."

Speaker Turner: "The Lady from Cook, Representative Mulligan. I believe you spoke in debate already. Is that correct?"

Mulligan: "That is right, Mr. Speaker. But Representative Granberg used my name in debate."

Speaker Turner: "State your point."

Mulligan: "Thank you. I understand what Representative Granberg was trying to say to me about the GO bonds. And I asked a few other questions about moral obligation bonds. The object is we may not have to pay them off. But the people that hold them could sue us if we don't pay them off. The other objection basically here is the fact that the Governor has unprecedented authority to appoint all the members. That's an unusual way of doing things. Particularly in this climate. We have Illinois bond... Illinois First bond money that seems to have disappeared for community projects. I don't know if I want the Governor to just go ahead and appoint all these members and be able to pass out perks in a district or several districts. When I have a domestic violence city... shelter in the City of Chicago called rainbout... Rainbow House who had a \$25 thousand community project from a Latino Senator that put in a new kitchen two years ago with a local contractor that the Governor will not release the money for and they're gonna go out of business. And now we're gonna give the Governor the authority to appoint all the members

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on this Body and claim that it will not be political. I think that's a real problem with this Bill. And I also think the fact that the state does have a moral obligation here to pay off these bonds, which will be very hard to sell, is a very big issue. So I intend to go along with Representative Bost. I don't think we should vote for this Bill. Although, I would very much like to see that area of the state get some benefit and have economic growth. But I think what this Bill needs is a change in how the board would be appointed, certainly not leaving sole power in a partisan way, not a nonpartisan way."

Speaker Turner: "The Gentleman from Macon, Representative Flider. For what reason do you rise?"

Flider: "A question for the Sponsor."

Speaker Turner: "He indicates he'll yield."

Flider: "Well, Representative, this... this question may have been answered or asked. I can't remember because there just seems to be a lot of politicization of the issue here, but just a question. Is there a fiscal note filed on this Bill?"

Grunloh: "Yes, there is."

Flider: "Is there any fiscal impact to the state?"

Grunloh: "There is none."

Flider: "Is... to the extent that the authority would have certain kinds of activities, is there an opportunity for the state to look into those facilities such, to those activities such as an audit?"

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Grunloh: "Yes, there is. There is provisions in the... in the Bill for audits to happen, yes."

Flider: "Thank you. To the Bill. Mr. Speaker, Ladies and Gentlemen of the House, I, for the life of me, cannot understand why in the world we'd be debating so vociferously on a Bill that's designed to help the economy of this state and create jobs in the State of Illinois. I think we all ought to support this Bill. It ought to pass out of here unanimously. Thank you."

Speaker Turner: "The Gentleman from Vermilion, Representative Black. For what reason do you rise?"

Black: "Thank you very much, Mr. Ch... Mr. Speaker and Ladies and Gentlemen of the House. I'm conflicted on this Bill as I think many of us are. A previous speaker said there was no fiscal note. Obviously, there's no fiscal impact to the state, but there is a potential for fiscal impact on the state. And that... that problem has been, I think glossed over. What I... what I would like to see and... and the Gentleman, it's... it's his Bill. I'll certainly defer to him. I certainly knew and respected his... his predecessor and I think that his predecessor would have tried to work something out. My... on this Bill. And there's still an opportunity to do that. My... my concerns are focused on two or three areas. My good friend, the Gentleman from the Centralia area, certainly made some very valid points about the transition that rural Illinois, southern Illinois if you will, everybody has their own definition of southern Illinois. To the Chicago media it's anything south of... of

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lower Whacker Drive. But be that as it may, the problem is that the Sponsor has unwittingly put a Member of his side of the aisle and a Member of our side of the aisle in a trick bag. If your Member votes for or against this, he's gonna catch some flack no matter what he does because territory that was included is no longer included. And the same holds true for our Legislator. So, you... you've politicized. Yeah, it's politicized. It's politicized because of the way it was done. My question is, and it hasn't been answered, those counties that are no longer in this group, were they consulted? Were their county boards... county board chairman, were their county officials consulted that they're no longer in this? Were the two Representatives consulted in advance, or was this done simply on... on the behalf of two or three people and other people that were imminently impacted by this were not even given the courtesy of a chance to give their input? That politicizes the issue, not the rhetoric that you've heard on the floor. By excluding people, you tend to politicize the issue. What should have been done, was to include your Member and our Member in all of these discussions. Include the counties that were no longer going to be concluded so that you could have gotten input from everybody. And I get the distinct impression that wasn't done. And so, you're putting the Democrat and you're putting the Republican in a trick bag, no matter how they vote. I can see the direct mail. That isn't right. It isn't fair. And when all is said and done, Ladies and Gentlemen of the House, the

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people who know the economic problems of this area are the people who live there, the county boards, the county board chairperson. That person should be the one that gives the advice and consent on appointments, not the Senate. The Senate Executive Appoints Committee... Appointments Committee is chaired by a Chicagoan. Now if you really want to be fair and if you want to work with those of us in southern Illinois, include as many of us as you can and make the appointments at least be acceptable to the board of the development authority or the county boards acting in unison. Don't give all of the power to the Governor. No... no Governor's had that power in the 19 years that I've been here. This is a clear departure from past practice and that again politicizes the issue. I don't want to deprive any area of this state of anything we can do to solve their own problems because I'm convinced of one thing, no matter who's in the White House, the Federal Government can't do it. The State Government may or may not be able to do it. But the local people are going to have to solve their problems and that requires as much local input and local control as possible. It can't be run out of Springfield. It can't be approved by the Senate Executive Appointments Committee. It needs to be as the Governor said just a month ago in his speech, go back to local control. We don't need 2800 pages of rules and regulations passed by bureaucrats in Springfield. This Bill is flawed because of the way it was done. And I urge you to vote 'present' and send the Sponsor a message. Go back and amend it and come

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back with a Bill that is fair to everyone in the region, not this politicized document. Vote 'no' or vote 'present'."

Speaker Turner: "Representative Grunloh to close."

Grunloh: "I would just ask for your 'aye' votes. Thank you."

Speaker Turner: "The question is, 'Shall House Bill 4532 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 63 voting 'aye', 41 voting 'no' and 14 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Lang. For what reason do you rise?"

Lang: "Thank you very much, Mr. Speaker. Yeah, thanks for the applause. Some... some folks may be under the mistaken impression that I'm gonna be home at 6:30 tonight, but you're on your own. Happy April Fool's Day. I'd like to say I sent this out to trick all of you, but no, that is not the case. So, some merry mischief makers are runnin' around the building and they will hear from me later. Have a nice evening."

Speaker Turner: "Representative... Representative Lang, some of the Members are not privy to the information that you're speaking of. I know, up here, we did not see the pink sheet, but if you care to elaborate."

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Lang: "No. Well, maybe Representative Burke has a few things he'd like to say about this."

Speaker Turner: "The Gentleman from Cook, Representative Burke."

Burke: "Thank you, Mr. Speaker. I just arise and I'm appalled. It's a disgrace to the Democrat on this side would have a home party... what do we call it in here, a housewarming and didn't invite one single Democrat. Only the Republicans were invited to that party tonight and I'm... I'm appalled."

Speaker Turner: "The Gentleman from Vermilion, Representative Black, for what reason do you rise?"

Black: "Thank you very much, Mr. Speaker. First and foremost, Mr. Speaker, this is fraud. This is abject fraud. You look at this picture. This has to be his eighth-grade graduation picture. This is an absolute disgrace. If you'll notice very closely... if you look very closely, he's wearing a polyester sport coat, last seen on the body of Tim Johnson. But Mr. Speaker, I rise to a point of the Rules and I would expect an answer from the Counsel of the Speaker who has been suspiciously quiet for the last several weeks. House Rule 51(h): No literature may be distributed on the House Floor. I ask that Representative Lang be censured. I ask that the party be canceled and that Representative Lang be escorted off the floor for this... this absolute transgression. And if there was ever a case of false advertising, just look at this picture, for God sake."

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Speaker Turner: "We'll await a ruling from the Chair. The Gentleman from Randolph, Representative Reitz, for what reason do you rise?"

Reitz: "Thank you, Mr. Speaker. I just rise to defend my colleague. I happen to know that that picture is from the time when Representative Lang was on Jeopardy and he's gonna use his winnings to throw the party tonight."

Speaker Turner: "And finally, the Gentleman from Cook, Representative Lang or I should say the Lady from Cook, Representative Feigenholtz."

Feigenholtz: "Ladies and Gentlemen of the House, I know when this picture was taken. This is Lou Lang's bar mitzvah picture. Thank you."

Speaker Turner: "And Representative Lang, for the final word."

Lang: "Just for the record, Mr. Speaker. I wouldn't need to have a housewarming party if the second floor of this building didn't evict me from the fairgrounds."

Speaker Turner: "Well, let's go back to work. On page 12, we have House Bill 5094, Representative Meyer. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 5094, a Bill for an Act concerning environmental protection. Third Reading of this House Bill."

Meyer: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, 5094, this Bill is a vehicle Bill. We're taking the language out of it by Amendment and sending it over to the Senate to have additional time to work on it. The underlying Bill did pass out of committee with no opponents

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and it passed out with no 'nay' votes on it, but we wanna continue to tweak it over in the Senate and Speaker has agreed that the best way to do that is if we got it and sent it over as a vehicle Bill."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 5094 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 93 voting 'aye', 24 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 10 of the Calendar, we have House Bill 4200. Representative Moffitt. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 4200, a Bill for an Act concerning professional regulation."

Speaker Turner: "The Gentleman from Knox, Representative Moffitt."

Moffitt: "Thank you, Mr. Speaker. Back in 1997 we passed the Genetic Privacy Act and it was signed by Governor Edgar. We were one of the first states in the nation at that time to pass such legislation. That was actually before the completion of the Human Genome Project. Now, this is really the next step is to create the Genetic Counselor Licensure Act, been working on this for a while. This similar legislation was introduced last year in the Senate. This is brought to us by the genetic counselors themselves.

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There are lots of proponents for this and I think one of those groups was lobbying yesterday, the March of Dimes. In committee, the Med Society just raised some questions and asked that we consider... hold it on Second for an Amendment and work with them. They brought an Amendment yesterday and they said it was fine to go ahead and pass it without the Amendment over to the Senate. Senator Silverstein is gonna be the Senate Sponsor and he has agreed to continue to work on this, might make some minor changes in it over there. This is the... actually, genetic counselors are regulated in two other states, California and Utah and several other states are considering similar legislation this year. But to the counselors themselves that have asked to be licensed, this... I view this even as a consumer protection issue. It guarantees individuals that would seek genetic counseling information that the people they go to are highly trained, highly qualified. The issue of genetic counseling will become more and more important in our lives in the years ahead. Essentially, with the completion of the Human Genome Project you're gonna hear more and more about it. Be happy to entertain any questions you might have."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 4200 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 96 voting 'aye', 22 voting 'no'

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and 20... I should say 94 voting 'aye', 23 voting 'no' and 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 12 of the Calendar, we have House Bill 5734. Representative Granberg. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 5734, a Bill for an Act in relation to tax increment financing. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Clinton, Representative Granberg."

Granberg: "Thank you, Mr. Speaker. This extends the time limit for a tax increment financing district located in Urba... in Champaign that is set to expire this year."

Speaker Turner: "The Gentleman from Vermilion, Representative Black, for what reason do you rise?"

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

Speaker Turner: "He indicates he will."

Black: "Representative, it's good to have you as a neighbor. How long have you lived in Champaign?"

Granberg: "During college I spent numerous weekends there."

Black: "Yes, I've... I've heard that. I've heard that. Representative, do you have the... could Mr. O'Brien give you the floor file? What... the reason I'm asking is that when this Bill was... went... that went before committee, it did not have all of the letters from the taxing bodies and that is a rule of the Counsel to the Speaker, Mr. Uhe. You have to

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have all those letters in the file or Mr. Uhe will not let the Bill move."

Granberg: "Mr. Black, I've been informed that the letters are in the file, currently."

Black: "Is there a letter from the Urbana Community Consolidated School District, number whatever?"

Granberg: "Yes, #116."

Black: "116, I... it was right on the tip of my tongue. And the Champaign Community Unit Consolidated School District #..."

Granberg: "Unit 4, yes."

Black: "Unit 4, of course. I know it well. So, these school districts have, in fact, submitted the letter, Parkland College."

Granberg: "All... I've been told that all of the letters have been submitted."

Black: "Municipal governments?"

Granberg: "Yes."

Black: "Okay. Is that Exhibit A? May I... may I approach the bench and see those exhibits?"

Granberg: "We would be honored."

Black: "I've watch too many Law and Order TV shows. If you tell me it's in there, it's in there. And I... you were kind enough, Representative, I don't know which one I'm talking to, whichever lives in the Champaign-Urbana area. I know lately my good friend, Representative Granberg, moves around a lot, but whatever. You were kind enough to vote for the extension of the TIF district in my area only after, I might add, counselor Uhe read all the letters.

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And when all of the letters were in, he said it was okay.

So, if all of the letters are in, I intend to vote 'aye'."

Granberg: "Representative Black, thank you very much 'cause I really enjoy working on a regional basis with you."

Black: "Well, if you had left my county out, I might be taking a different point of view."

Granberg: "Thank you."

Black: "You're welcome."

Speaker Turner: "The Gentleman from Champaign, Representative Rose, for what reason do you rise?"

Rose: "I would just like to invite Mr. Granberg to stay at my house next time he's in our Champaign-Urbana region considering I only live 15 minutes from there. So, please, you're welcome any time."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 5734 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 12 of the Calendar, we have Representative Osmond on House Bill 5928. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 5928, a Bill for an Act concerning insurance. Third Reading of this House Bill."

Speaker Turner: "The Lady from Lake, Representative Osmond."

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Osmond: "Thank you, Mr. Speaker. Amendment 1 to House Bill 5928 shells the Bill for the purpose of future negotiations. This was at the request of Majority Leader Currie. Senator Bill Peterson has agreed to sponsor this Bill in the Senate for the sole purpose of insurance policyholder large deductible as the subject matter. I ask for the support of moving this to Bill to the Senate."

Speaker Turner: "Seeing no questions, the question is, 'House Bill... should House Bill 5928 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all... Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 95 voting 'aye', 22 voting 'no', and 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, page 10, Representative Lou Jones, we have House Bill 3883. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3883, a Bill for an Act concerning accounting. Third Reading of this House Bill."

Speaker Turner: "The Lady from Cook, Representative Jones."

Jones: "Thank you, Mr. Chairman (sic-Speaker), Members of the House. This is a shell Bill that I'm asking to let me send over to the Senate. And what's gonna go on this shell Bill is the language for a CPA, for CPAs. I have quite a few cosponsors already and they're just not finished with the language and I don't wanna take a chance on losing it because tomorrow is deadline."

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Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 3883 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have... Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 83 voting 'aye', 35 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 13 in the Calendar, Representative Granberg, we have House Bill 6654. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 6654, a Bill for an Act concerning alcoholic liquor. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Clinton."

Granberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 6654 is cleanup language of... for legislation that was passed last year. Last year we passed substantial legislation to require liquor licensees to submit sales taxes to the state. There is a technical error made in the drafting that provided that the penalties would not be uniform throughout the Liquor Control Code. This Bill makes... brings into compliance with the Liquor Control Code the one provision on the submission of the sales tax in case a licensee had made a... had made a mistake in the submission of the sales tax. This provides that the penalties will be uniform with similar penalties throughout the Liquor Control Code. I'd be more than happy to answer any questions."

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Speaker Turner: "The question is, 'Shall House Bill 6654 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 10 in the Calendar, we have House Bill 3830. Representative Parke. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 3830, a Bill for an Act concerning state finance. Third Reading of this House Bill."

Parke: "Thank you, Mr. Speaker."

Speaker Turner: "The Gent..."

Parke: "I rise up to present House Bill 3830. The Economic and Fiscal Commission currently receives statutory mandated information regarding bonds and state debt from the Governor's Office of Management and Budget. This notification of transfer information would simply provide the commission with the information necessary to carry out its statutory duties to the General Assembly. We just ask that we codify in law what we already get from the... from the Bureau of the Budget. I would ask for approval of this legislation."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 3830 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish?"

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Have all voted who wish? The Clerk shall take the record. On this question, there are 117 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 10 in the Calendar, we have House Bill 3918. Representative Hannig. Read the Bill Mr. Clerk."

Clerk Mahoney: "House Bill 3918, a Bill for an Act in relation to veterans. Third Reading of this House Bill."

Hannig: "This..."

Speaker Turner: "The Gentleman from Montgomery, Representative Hannig."

Hannig: "Thank you, Mr. Speaker and Members of the House. This Bill is an initiative of the Illinois' Veterans of Foreign Affairs, AMVETS and the Illinois American Legion. It would provide that the Illinois Department of Veterans' Affairs, subject to appropriation, reimburse veterans' service organizations that provide services and benefits for veterans and their spouses or other beneficiaries living in Illinois. It came out of the Veterans' Affairs Committee on a unanimous vote. And I'd be happy to answer any questions. I ask for your 'yes' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 3918 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 118 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the

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Constitutional Majority, is hereby declared passed. On page 13 of the Calendar we have House Bill 6583. Representative Sacia. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 6583, a Bill for an Act concerning counties. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Winnebago, Representative Sacia."

Sacia: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 6583 deals with a TIF district specifically for Stephenson County, Illinois. We have received all of our taxing body letters of support. We're working on some final language with the TIF association, the County Board of Stephenson and several other concerned entities. It's nearly completed, but in order to bring it to fruition we'd ask to pass it over in shell Bill status so we can finalize our language. I would ask for an 'aye' vote."

Speaker Turner: "Seeing no question, the question is, 'Shall House Bill 6583 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 93 voting 'aye', 24 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 11 of the Calendar, we have House Bill 4363. Read the Bill Mr. Clerk."

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Clerk Mahoney: "House Bill 4363, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Turner: "The Lady from Champaign, Representative Jakobsson."

Jakobsson: "Thank you, Mr. Speaker. House Bill 4363 amends the School Code to provide that after June 1, 2004, persons may not be nominated for the General Assembly scholarships and that the General Assembly scholarships may not be awarded after that date. We know the fiscal crisis that our state is facing and some of that is passed on in a tremendous way to our universities. When these scholarships are awarded, there is no money that follows these. They create a huge burden for our universities. Last year alone, they cost the state universities almost \$8 million, \$7.9 million. And I believe it's a very fiscal responsible part of this Body to make this decision to eliminate these scholarships."

Speaker Turner: "The Gentleman from Cook, Representative Giles, for what reason do you rise?"

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

Speaker Turner: "She indicates she will."

Giles: "Representative, I believe this is the second time you... you have brought this legislation before this Body. For some reason this legislation continue to come before this Body in a lot of different shapes and forms. I guess, you know, I guess, the first question and I got many, but I'm gonna let some of the other individuals ask questions. But I guess the first question I would like to ask you since

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you believe that this will be a very prudent thing to do to save the state some money in neglecting young individuals the opportunity to be educated, to get higher education. Will you vote against the Correction Budget when it comes forth, the Department of Correction budget?"

Jakobsson: "I don't know what that budget's going to look like."

Giles: "You wouldn't know what that budget's gonna look like. Well, let me tell you, ever since I've been in the General Assembly, since '93, that budget has increased every year. And what that says to me is that we, as a Body in the State of Illinois, that we continue to fund the Department of Correction, individuals being incarcerated, we continue to fund recidivism, we continue to fund having individuals go through the penal system in this state for all sorts of reasons, some have stated economically development reasons, the reason why we continue to increase the Department of Correction budget. And what that does is that these individuals who are incarcerated, these individuals do not get the opportunity to... to get a second chance and moreover have an opportunity to be educated at the right level and... and of course, not edu... not having the opportunity to be... to, on the frontline, to get a good education. And so, if you can stand here and tell me that you will vote against any increase in the Department of Correction, I can understand that you will... you will not... that you will continue to put forth this legislation and that you believe

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that we need to save the state more moneys by eliminating scholarship for young people to go to school."

Jakobsson: "I think, if you had followed me around my district, you would have heard me say that I believe it's important to educate our students and to educate the people of Illinois and that I don't believe that incarceration is the way to educate people and it does not do what always needs to be done for our young people, but right now, I'm talking about the General Assembly scholarships."

Giles: "And the scholarship is a waiver in which kids have the opportunity to be educated. Is that correct? Because, you know, if... if I recall, and maybe you haven't done a check on the previous individuals that, who have received the scholarship. There was a lot of individ... individuals that... whose parents feel that they cannot and of course lookin' at their... lookin' at their income tax return, they could not afford to send their kids to school. Some of these kids are some of the brightest kids, but they needed the opportunity to get some sort of waiver or some sort of scholarship to be able to go to school, go to one of the state schools and have an opportunity to have a viable and successful career in whatever their endeavors are. And so you're sayin' by taking away this one particular waiver, this one particular scholarship, this is gonna save the state just a bunch of money and we're gonna plug the holes in the budget in this state that we need to... we need to do. Is that correct?"

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Jakobsson: "I think this helps keep education affordable because when we pass these costs on to the university, of course, the tuition for the other students has to go up."

Giles: "Let me... let me just..."

Jakobsson: "We need to make sure that we're funding our MAP Program. We need to make sure that people do have the opportunity to apply for scholarships."

Giles: "Let me ask another question. I think you stated that the University of Illinois have asked you to bring forth this legislation. Have we did a survey on all the parents of indi... of the scholarship recipients, of the waiver recipients and to see if they agree with savin' the state this ample amount of money that you say the state will save? Have those parents givin' you or have you done a study or analysis or a survey or questionnaire that... that... that compels you to bring forth this legislation?"

Jakobsson: "I've been listening to my constituents and I do wanna make sure that there's not the misrepresentation that the university asked me to bring this."

Giles: "You know, if I recall, I believe last time when you brought this piece of legislation and I believe we had a list of a slew of different scholarship waivers that were so many that I think I... I just could not sit there and just count them all. But would you agree that you will amend this piece of legislation maybe to add all those other waivers and especially the University of Illinois, all those other waivers that they give out, that we will eliminate those as well? Because, if I recall, there's

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some... there's some teachers' waivers in those... in that whole list. There's some other waivers for... for the employees' kids in that list. I would wonder if we could... if they would be willin' to allow you to amend that, this piece of legislation, to include all of those other waivers in this Bill because, if I recall, I think that was a lengthy list of waivers and I think if we did the math on that... those particular waivers combined, I think then we can begin to address the budget problems."

Jakobsson: "Right now, I'm talking about addressing the legislative scholarships."

Giles: "Mr. Speaker, to the Bill."

Speaker Turner: "To the Bill."

Giles: "Mr. Speaker, I just, you know, I've been defending this piece of legislation from leavin' this chamber since I've been in the General Assembly. You know, this is one piece of legislation that I feel as a Legislator is the most tangible thing that I can do as a Legislator to help a few number of families, a few number of constituencies, a few number of students that come before that ask for scholarship opportunities, that ask to go to school, to ask not to be incarcerated, that ask to give to have an opportunity to be all that they can be. And I'm sure like many of... of... of just not only myself but many Legislators here, we have given individuals opportunity to become lawyers, doctors, all sorts of profession, all sorts of walk of life with these General Assembly scholarships. This is the only piece... this is the only thing that I know

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that... that can be directed from my office that I know students can debe... can benefit directly, instantly. And so, it's to me it's just a travesty for us to continue to bring this legislation to allow an entity who have benefited from this General Assembly... who have benefit tremendously from this Body in supplying resources and funding all sorts of... of programs and capital projects to... to... to say to an individual or a Legislator that we must get rid of this program. I think this is a program that if we were asked all of the students, not just the current students, but the students who have received this scholarships and those parents and their families who have benefited from this, they have... they would tell you that this is probably one of the best programs that the State of Illinois administers. So, I would just simply ask, first of all, Mr. Speaker, I will ask for a verification of the Roll Call, if this Bill got the required number of votes. And I urge all my colleagues to vote 'no' on this piece of legislation."

Speaker Turner: "There's approximately 15 people that want to speak on this Bill. We will take... we will take two people that are for and two people that are against the legislation with leave of the Body. And then we will move forward with it. You've heard one anti. We will recognize Representative Bost. He's the next one on the list. Are you a proponent or an opponent? He's a opponent."

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

Speaker Turner: "She indicates she will."

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Bost: "Do you believe that there are certain people in this state that do deserve these scholarships?"

Jakobsson: "I believe that there are many people throughout the state who deserve an education at our universities."

Bost: "If we get rid of these scholarships, are there other scholarships you would consider getting rid of?"

Jakobsson: "This Bill addresses the legislative scholarships."

Bost: "I'm a little concerned because, Representative, these scholarships quite often are the only opportunity that sometime, young, married couples that wanna continue on with their education, the only opportunity they get to get some benefit to receive that education. Is there... you know, we as Legislators, we can't send our own children on these particular scholarships, but there are other ways that are available out there. Do you think that the... you know, we do a scholarship... under the theory that you're saying, that you know that the universities have trouble affording this. The universities also offer a benefit to the state employees that work for those universities and give a reduction in the scholar... in the tuition to the students, the children of those people that work there. Do you think... should we get rid of those too?"

Jakobsson: "This addresses the legislative scholarships."

Bost: "Okay. Well, under the theory you said, that... and that's why I'm going this way because you said we should get rid of these by the cost and burden that it puts on our universities. The... the problem that we have and once again, we bring you... brought this up... We defeated this

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last time, we're gonna bring it up again. That's... that's your prerogative as a Legislator. Mr. Speaker, to the Bill."

Speaker Turner: "To the Bill."

Bost: "Ladies and Gentlemen, we have debated this I don't know how many years since I've been here and there are certain ones of us that choose that we would not give these scholarships away and that's fine because you... you see that there might be a problem on the way that they're handed out by other Legislators. But there's many of us that use a system that is beyond reproach. A committee, where we do not make the selection ourselves, that we offer the opportunity to those students who need to go to school to become engineers, doctors, attorneys, to become and better... become an active part of society and better themselves. Now, the main reason, quite often, why this Bill is carried is because been certain abuses with... abuses... abuses with this particular program. The reality is, if this legis... if this Legislator or any other would come up with some sensible rules and then we could put those in place then maybe I would look at that. But just to say to these students, no, we're not going to provide this for you. And I don't know how many of you have to had happen like I have had happen, received letters from somebody said, I... you know what, I'd have never had an opportunity to go to school if I hadn't received this scholarship. My wife and I were married young and... and I really couldn't afford school or my husband and I were married young and... and I

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didn't know what I was gonna do, but now I have a better paying job because of... of a better education and I thank the Illinois General Assembly and I thank the State of Illinois for givin' me the opportunity. I thank your office for helping and giving me that opportunity. Our parents, that maybe have several children that they're tryin' to figure out how in the world they're gonna send those kids to school. When you have two and three children to get college, I don't know how they do it. Well, this gives that opportunity for you, as a Legislator, to help those people. Now, has it been abused at times over the years? Yes, it has. Should those people be held accountable? Yes, they should. But those of us that handled this correctly, we should not throw this out and spoil the lives of people that are being given an opportunity here. Ladies and Gentlemen, this has been defeated before and I hope it's gonna be defeated again. I'd appreciate your 'no' vote."

Speaker Turner: "The Gentleman from Vermilion, Representative Black, for what reason do you rise? And I believe you're a proponent, am I understanding?"

Black: "Yes. Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I simply rise to support the Representative's Bill. We could debate this Bill for five hours, I don't think it'll change two votes. I would like to give you a little perspective. This Bill has passed this House on three separate occasions. It was never called for a vote in the Senate. Well, it was one time and

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they got very cute, sent it back to the House and said, the House can abolish the House legislative tuition waivers, but the Senate will keep theirs. I thought that was a real... the pinnacle of statesmanship when that happened. Ladies and Gentlemen of the House, there isn't one of us in this chamber who can tell anybody why this program was started a hundred years ago, nobody knows. There are no records. Now, you can call it whatever you want. You can call it a legislative scholarship, that's fine with me, I respect those of you who do the... who give them out. You can call it a legislative tuition waiver. You can defend it. You can... you can acknowledge the abuses of the past and the abuses of the past smell like yesterday's Swiss cheese sandwich. These scholarships were bartered. I remember a southern Illinois Legislator who gave a tuition waiver to a student who lived in Chicago and a Chicago Legislator gave a scholarship to a student who lived in Mount Vernon. Now, if you can explain to me how that happened, you're a better person than I. The abuses are well documented. They have been publicized and published over the last 15 years. I gave them. I stopped ten years ago. For those of you who have a failsafe system, more power to you. I had a committee and I still have parents come up to me in my office or come up to me out in the community and threaten me. If my child doesn't get a legislative tuition waiver, I'll never vote for you again as long as I live. Or how about this, a parent comes up and says, 'you and I went to high school together, I've

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known you all my life. I contributed to your campaign. I know you have influence on that committee. My daughter needs that scholarship.' Don't tell me there isn't pressure involved in this, I've been there. I've went through it. And I finally made a conscious decision that for all the reasons that you'll hear, there's one reason that Representative Jakobsson has proposed that is the bottom line. You're either gonna be part of the solution of rising tuition or you're gonna stay a part of the problem. Somebody said, why don't you propose other solutions? I tried. I had a Bill five years ago that said, if we fund the program, I'll get back in it. Couldn't even get that out of committee. Somebody else said today, the Department of Corrections budget goes up every year. There's a bulletin. But do you realize what this costs? In 2002, this was \$6.7 million in free tuition. Last year it was 7.5 million in free tuition to all the public universities. And let me correct one thing that I really got a little ticked about. Don't misquote the Representative, the University of Illinois did not bring this measure forward, not at all. The University of Illinois has stayed out of this fight all the years it's gone on, as had all the other state schools in this State of Illinois. Do you think any of them would be foolish enough or have the courage to tell you what they think of it? You vote on their budget. They aren't gonna say anything. Have I talked to parents? Yes, Sir. Have I talked to children? Absolutely. And you know what they

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finally got through my thick skull about ten years ago, after all the scandals and the embarrassment, they finally got through to me it was this. For everyone of these that I gave away, no money, their child had to pay higher tuition because it was a classic cost shift. For those who get a free ride and by the way, other free rides are largely funded by private gifts, donors or the endowment. Don't think for one minute that a football player goes to the University of Illinois or Eastern on scholarship and there's no money. There's a lot of money and the money is raised by private funds. The bottom line is clear, you do whatever you think is best and I'll abide by your decision. But we have tried to give suggestions, we have tried to get these... these recipients publicized on the website every year, who gave them and for what, cross check it with contributions. All... all of the... all of the things we've tried over the past several years have been defeated in committee. The bottom line is this: this is a perkquisite that we get, that started a hundred years ago, that nobody knows why and we continue it for whatever reason you wanna say I will believe you and I'll have great respect for you. But it bothers me that any of us have the power or the perkquisite to entice someone to apply or to come into our office or to do something and there might be a silent quid pro quo. Nothing said, nothing illegal, but maybe the insinuation that I could help your family a great deal with college costs. I don't think that's going on, but it has in the past. It's been documented and well documented.

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The bottom line is this and why I rise to support the Representative's Motion. We don't do anything in this chamber that we've done for a hundred years just because we've done it for a hundred years. We are in a fiscal crisis. We cut higher ed last year by millions of dollars and contrary to the budget message, if you've looked at the budget book, when you take out the tuition income that comes to us and we send back, we are cutting higher education again this year by 9 percent. We are endangering the quality of education that these universities provide and we don't help when we send 1,575 students last September to these schools to be educated and we don't give that university one dollar. That's wrong. That is absolutely wrong. You fiscal conservatives and you people who have tried to work on the budget, you appropriations people, you know it's wrong. And I had the Bill that said, if we fund the program, if we put our money where our so-called perkquisite is, I'll get back in the program, because at least then I'm not asking all of the universities to swallow \$7½ million of unpaid tuition. That's all the Lady's doing. She's not criticizing any of you, she's not denigrating what some of you do and what some of us no longer do. I know the history in the last 19 years of this program. It stinks and I've tried to clean it up and others before me have tried to clean it up. And the bottom line is I respect those of you that do it, I respect your vote, but I no longer can look anybody in the eye and talk about higher education being my highest

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priority or education being my highest priority when I would have, before I got out of this, participated in the program that expects the universities of this state to educate 1,575 children last year who showed up on their doorstep with nothing but a legislative piece of paper saying here, educate them and we will not send you one dollar to cover the cost of an excellent education in our system of higher education. I think the Lady's right. I think the time is now. I respect her courage. And I intend to vote 'aye'."

Speaker Hannig: "Representative Hannig is in the Chair. Just to review where we are. The rules of Standard Debate provide that the Sponsor and two proponents may speak and that three may speak in opposition. And I've been advised that Representative Giles and Bost have spoken in opposition, Representative Black and the Sponsor have spoken in favor, so now we have room for one on each side. And I'll just go off of the list that's on the board. Representative Bill Mitchell is next to be recognized. Representative Mitchell, you wish to speak in opposition and so you'll be recognized as the last in opposition. Representative Mitchell."

Mitchell, B.: "Thank you... thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Hannig: "She indicates she'll yield."

Mitchell, B.: "Representative Jakobsson and I... and I said arose in opposition, but I'm undecided, quite frankly. So, I want you to help me work my way through this thing. Your

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situ... you got in your opening remarks and you said the basis, the logic behind this legislation is fiscal responsibility and I appreciate that because certainly I know the University of Illinois which you represent has really taken a hit in the last year or so, so I can understand that. And that's the basis and we all know and Representative Black as always is very eloquent in terms of the abuses in the past. My question, and I know you're... Representative Giles and Representative Bost alluded to it, but your answer I didn't quite understand. Could you explain how these legislative scholarships aren't the only 'perks' that people get. There are other waivers that exist. Is that correct?"

Jakobsson: "I'm not addressing other waivers..."

Mitchell, B.: "But... that was the question. Ma'am, I have a question, would you please answer it."

Jakobsson: "I believe you can check with the universities all over and find that there are other waivers."

Mitchell, B.: "And what... what type of waivers and who are eligible for those waivers?"

Jakobsson: "The universities boards of trustees can give you all of that information."

Mitchell, B.: "But then I'm asking you. Are you... do you know or do not know? I... I don't know all the waivers and I sure would like to know that."

Jakobsson: "I don't know all of the waivers."

Mitchell, B.: "But... but you know that there are other waivers?"

Jakobsson: "I know there are other waivers."

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Mitchell: "And how much do... how much do those..."

Jakobsson: "It varies by university..."

Mitchell, B.: "...Representative, how much do those waivers cost either the universities or the taxpayers of Illinois?"

Jakobsson: "I can't answer that now."

Mitchell, B.: "Okay. So, we know the fact is that in the past, this perk and I... I've read... I've been here five years. I'll read what the popular media will say tomorrow that these are legislative perks and so on and so on and I know we are in a fiscal situation. So, I really would like to help work your way through it and I know your logic behind this legislation is fiscal responsibility, but I'm... just, for instance, you know, in my district, middle-class people, they don't get breaks, they don't get a lot of other help because they might be making a little too much money. They're not wealthy folks, so it's really... it's difficult for them to make ends meet. And that's a criteria that I've set for my recipients which, by the way, have all been released publicly to... to the media. But there are other people who get perks, for instance, the University of Illinois employee would get a waiver. Is that correct?"

Jakobsson: "It's part of their employment package. I believe it's part of the bargaining..."

Mitchell, B.: "Okay. So, what's... what... what is the average salary for the University of Illinois PHD?"

Jakobsson: "I don't have that information."

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Mitchell, B.: "Would it be over what the average citizen of Illinois makes?"

Jakobsson: "It might be."

Mitchell, B.: "Okay. So, for instance, if a University of Illinois employee makes a hundred thousand dollars, that's a lot of money..."

Jakobsson: "Ah, yeah."

Mitchell, B.: "...they would be eligible for a waiver even if this Bill passes?"

Jakobsson: "I don't know that a hundred thousand dollars is the average salary."

Mitchell, B.: "I didn't say that. I said 'if'..."

Jakobsson: "You asked that."

Mitchell, B.: "...if a University of Illinois employee makes a hundred thousand dollars, would they be eligible for a waiver?"

Jakobsson: "That is a decision that the university makes because they determine that when they determine their budget."

Mitchell, B.: "Would that be addressed with your legislation?"

Jakobsson: "No. This is talking about legislative scholarships."

Mitchell, B.: "Okay. So, someone making... a University of Illinois or whatever, ISU or whatever could make a hundred, two hundred thousand dollars and that their child could get a waiver. Correct under present existing statute, law, that... that happens. But a person... Is that correct?"

Jakobsson: "I believe they are eligible."

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Mitchell, B.: "Okay. So, that... and that's not touched. You think that's okay. We're not talking about fiscal responsibility in there. That person makin' a hundred, two hundred, three hundred thousand, their kid can get a free ride. But a per..."

Jakobsson: "I'm talking about our legislative scholarships. You brought up the others."

Mitchell, B.: "Okay. But a person in Clinton, Illinois, a two-parent family, they might be makin' 40 grand, you're saying no, they can't, but a person who's a high dollar employee, yes. That's the flaw of this Bill."

Jakobsson: "The university..."

Mitchell, B.: "If you put... if you include... if we're really talking about fiscal accountability and we're really concerned with it and we all should be concerned, if you amend this Bill to take care of all waivers, I'd vote for it. But what you're saying is, high-powered, high-priced University of Illinois or university employees can get waivers, but middle-class people will not and there is the flaw of this legislation."

Jakobsson: "The universities do have, you know, their boards of trustees who control what they do. They create their budgets. I know that the University of Illinois does make sure that students who apply who are families of low-income are not turned away because they don't have the tuition."

Mitchell, B.: "I'm talking about middle-class people. I'm not talking about the very poor or the very rich. They're taken care of. I'm talkin' about people..."

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Jakobsson: "I believe their... their cutoff is..."

Mitchell, B.: "...who are workin' hard who are tryin' to make a living and is it..."

Jakobsson: "Excuse me. I think you interrupted me."

Mitchell, B.: "Pardon me."

Jakobsson: "I believe their cutoff is... it's 35 thousand or 40. I don't... I don't have the exact figure, for a family of four. Those children would not be denied admission on the grounds of affordability. And I think, I hope, that you also, when you're directing your students to your... who come to you for scholarships and you can only award a limited number, that you're telling them about the MAP Program and that you're helping them other ways to get scholarships."

Mitchell, B.: "Absolutely, absolutely, but we're taking care of the middle-class people who aren't eligible for other... other scholarships and that's the flaw. When you're talking about the tenet of the underlying rationale of your Bill, you got up in your opening remarks and you said fiscal responsibil..."

Jakobsson: "Well, what if we..."

Mitchell, B.: "May I finish now?"

Jakobsson: "...take a step in the right direction."

Mitchell, B.: "Ma'am, may I finish now, please. The underlying rationale in your Bill is fiscal responsibility, but you're only addressing part of it, not the whole thing. And my quandary is why you don't. If you had added everybody, added the rich, who happen to be employed by the University of Illinois, they're all right, they can get a waiver but

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not the middle-class folks and I find that... fatally flawed to this Bill."

Jakobsson: "I have no problem if you wanna address other waivers. Right now, I'm addressing the one that we impose on our state universities and this is addressed in this Bill that we have before us today."

Mitchell, B.: "Representative, I appreciate your time."

Speaker Hannig: "So, now we've had three in opposition; the Sponsor and one in support and the rule... the House Rules on Standard Debate provide for one additional in... to speak in favor. Representative McCarthy, are you in favor? Okay. Representative McCarthy."

McCarthy: "Yes, Sir."

Speaker Hannig: "Okay. So, you'll be the last speaker, then we'll close."

McCarthy: "Okay. Thank you, Mr. Speaker and I'd like to compliment the Chair for keeping this on Standard Debate. I don't think any pearls of wisdom that are gonna come out today are gonna change a lot of views on this. So, I think that everyone knows where they stand and the vote will be accurate. I do wanna say that I agree with the comments earlier from my friend from Vermilion. I do wanna say to the previous speaker, when he's talkin' about programs that have no parameters and that people of these high incomes can get tuition waivers, there is no program that has less parameters than the program we're talkin' about here today. I also wanna encourage you that when you talk to the people in your district and I get the complaints just like my

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friend from Danville gets it. You know, you're not giving our children the chance to get this scholarship. I always tell them that the last report told me I had 247 students at the University of Illinois. If I gave four of them this waiver, that would mean that the other 243 would pay a little bit extra so that those four could go for free. And I always stress to the parents in my district that your chances of being one of the 243 that are payin' extra are very, very, very good. Your chances of being one of the four, who are gonna get it for free, are very, very, very poor. I do wanna say to some of the new Members or even some of the old Members, if you vote to eliminate this, if you vote with Representative Jakobsson, Representative Black and myself to eliminate these scholarships or tuition waivers, more accurately called, you also have a choice that when it comes time to hand these out, you don't have to participate in the program and you can be part of the answer by doing it that way. This is my eighth year that I've been lucky enough to serve on this House Floor and I'm very, very proud to say that I've never participated in this program and I never plan on doing it for as long as I serve here. I do wanna compliment Representative Jakobsson. She came here and this is something she really believes in, she didn't run this Bill in order to win any popularity contest, I can tell you that especially on my side of the aisle. I do think one thing she did well is that she may have reunited a couple of the caucuses here today, so that's kind of a nice thing. But I do compliment

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her sincerely for her efforts on this. And I hope everyone will vote according to their conscience. Thank you, Mr. Speaker."

Speaker Hannig: "Okay. And now Representative Jakobsson to close."

Jakobsson: "Thank you, Mr. Speaker..."

Speaker Hannig: "Yes."

Jakobsson: "...and honorable Members of this Body. As I said, I bring this Bill to us because I believe it can help us start taking a step in the right direction by helping our state universities address the fiscal crisis that they are faced. If we eliminate these legislative scholarships, we know that we can help save our universities millions of dollars and we should not be imposing unfunded mandates. I have heard that from so many of the people in this Body about unfunded mandates and this is an unfunded mandate that we should not impose. I vote... I request an 'aye' vote, please."

Speaker Hannig: "There's been a request for a verification by Representative Giles which we'll recognize. Representative Giles, you have spoken debate, for what reason do you rise?"

Giles: "My name... Mr. Speaker, my name was used in debate."

Speaker Hannig: "Well, Rep... Representative, with all due respect, I will recognize you for a Roll Call... I mean a verification. The Lady has closed and if we allow you to speak again I'd have to..."

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Giles: "Of course, you purposely allowed her to close without acknowledging me, so you may proceed."

Speaker Hannig: "Okay. Representative Giles, you may speak."

Giles: "Thank you."

Speaker Hannig: "Rep..."

Giles: "Mr. Speaker, will the Sponsor yield for another question?"

Speaker Hannig: "Okay. Representative Giles, again, to try to keep order in the House, I think we all know where we stand on this Bill. We've limited the debate. We got a lot of Members who didn't get a chance to even speak once. Could we just go to the Roll Call?"

Giles: "Mr. Speaker, there was some discrepancies on some facts."

Speaker Hannig: "Rep... Representative... Mr. Clerk, the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 54 voting 'yes' and 63 voting 'no'. Representative Jakobsson, would you like Postponed Consideration?"

Jakobsson: "Please put it on postponement."

Speaker Hannig: "Postponed Consideration. Mr. Clerk... Mr. Clerk, would you read House Bill 5415."

Clerk Mahoney: "House Bill 5415, a Bill for an Act in relation to criminal law. Third Reading of this House Bill."

Speaker Hannig: "Representative Howard."

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Howard: "Thank you, Mr. Speaker, my colleagues. House Bill 5415 expands the Illinois Criminal Justice Information Authority by one member. Currently, there are 20 members and this legislation would expand it to include the President of the Cook County Board of Commissioners. Currently, the Cook County State's Attorney, the Clerk of the Circuit Court and the sheriff are all members of the authority. Presumably, these three officers are members because their mission involves public safety. However, under the president of the Cook County Board of Commissioners is the Cook County Bureau of Public Safety and Judicial Coordination and we therefore believe that the Cook County president... Board of Commissioners president should be a member of that port authority as well. I ask for 'yes' votes."

Speaker Hannig: "The Lady has moved for passage of House Bill 5415. This Bill is on the Order of Short Debate. Does anyone wish to rise in opposition? The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in reluctant opposition to the Bill. My reasons may not be as sound as I wish they were and I wish I could tell you that there isn't some frustration in my opposition to this Bill by what I consider to be in the last 15 min... 15 months a constant onslaught of adding people who live in the County of Cook and the City of Chicago to boards, commissions. I've seen money moved up north more than any of the 19 years that

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I've been here. I apologize. I love Chicago. I love to visit. It is a beautiful city. I commend you on the city and County of Cook, but after a while, as a downstater, I sit here and I see the Governor from Chicago obtaining more and more appointment power, more and more authority. I see more and more boards being expanded so that someone else from the city or someone else from the County of Cook can serve on this board. How can you say that the County of Cook is not adequately represented on the Illinois Criminal Justice Information Authority when you have the Sheriff of Cook County, the Cook County State's Attorney, the Clerk of the Circuit Court of Cook County, the Superintendent of the Chicago Police Department, and then some people are appointed by the Governor. The County of Cook and the City of Chicago are fairly represented on the Illinois Criminal Justice Information Authority. I see no compelling reason in the Bill and no one has given me any compelling reason why the County Board Chairman of the County of Cook needs to be added to a rather lengthy list of people in Cook County to be appointed to the Illinois Criminal Justice Information Authority. When it was created, it was to have served all of the people of the State of Illinois. I think it has done that rather well. I'm not aware of any major complaints, but here we go again. For whatever the reason, the County Board Chairman of Cook thinks that he should be on that board. If he wants to be on, I would suggest that the Bill be amended to take one of the other Cook County

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appointments off. Enough is enough is enough. I intend to vote 'no'."

Speaker Hannig: "Okay. Under the Rules of Short Debate, there's one to speak in favor, the Sponsor, and one in opposition. Then we go to the Sponsor to close. So, Representative Howard is recognized to close."

Howard: "Yes. Thank you very much. And I'm certainly happy that my colleague loves Chicago and all of us who come from there and we love you as well. The reason that this Bill is important is because the president of the Cook County Board of Commissioners is... he oversees the Cook County Bureau of Public Safety and the Judicial Coordination. The... excuse me... the Cook County Board of Public Safety and Judicial Coordination oversees the activities of the Cook County Juvenile Temporary Detention Center, the Cook County Public Defender and the Cook County Judicial Advisory Council, but there's nobody from his office on that particular authority. So, we think it's important that he or someone representing him be on the authority. I certainly am hopeful that my colleagues understand that there is some fairness involved in this legislation and I hope that everyone will give me a 'green' vote. Thank you."

Speaker Hannig: "The Lady has moved for passage of House Bill 5415. All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are

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72... 71 voting 'yes', 47 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Nekritz, would you like us to call 5884? Mr. Clerk, would you read that Bill."

Clerk Mahoney: "House Bill 5884, a Bill for an Act concerning stormwater management. Third Reading of this House Bill."

Speaker Hannig: "Okay. This Bill's on the Order of Short Debate. Representative Nekritz."

Nekritz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This legislation amends the Illinois statute for stormwater management and assigns responsibility for regional stormwater management in Cook County to the Metropolitan Water Reclamation District of greater Chicago. Flooding causes an estimated \$211 million of damage a year in Cook County and also has a significant environmental impact on one of our key natural resources, Lake Michigan. At this time, no single agency currently has responsibility to address this problem. The Metropolitan Water Reclamation District with its regional responsibilities for pollution control and its history as a local sponsor for flood control projects is an ideal resource for assuming responsibility for countywide stormwater management in Cook. No new taxing authority is requested by the MWRD under this legislation. The Bill carves a nickel out of the existing 46... 46 cent corporate levy authority of the MWRD to be dedicated in a separate fund for stormwater management. The Bill does, however, require a tax cap exemption for this dedicated five cent levy. Year in and

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year out we see the devastating impacts of flooding on our citizens as well as its limitations on economic development. The advocates I've been working with on this legislation agree that this is the most important step we can take to alleviate the damage caused by flooding. This legislation will provide the leadership and resources necessary to address this problem in Cook County. The State of Illinois budget is not impacted by this legislation. And I ask for your favorable vote."

Speaker Hannig: "Is there any discussion? Then the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Mr. Clerk, take the record. On this question, there are 63 voting 'yes', 54 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, would you read House Bill 4510. Representative Reitz. Representative Dan Reitz."

Clerk Mahoney: "House Bill 4510, a Bill for an Act concerning boards. Third Reading of this House Bill."

Speaker Hannig: "Representative Reitz."

Reitz: "Thank you, Mr. Speaker. House Bill 4510, we discussed this last week. We have adopted the Amendment on the floor here the other day and all this Bill does now is strikes out 'federal' through all the university systems and allows the people that work for the Federal Government to serve on the university board. And I'd be happy to answer any questions."

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Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone speak in response? In response? The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. Just a quick question of the Sponsor, one question."

Speaker Hannig: "Yes."

Black: "Representative, you and I have discussed this. The Hatch Act would allow them to serve, correct?"

Reitz: "That's my understanding according to staff."

Black: "On a university board?"

Reitz: "Yes."

Black: "Is it because university boards are not paid or... well, I don't need to know that."

Reitz: "I don't know either."

Black: "If you... if you checked into it and it's all right with the Hatch Act, it's fine with me. Thank you."

Reitz: "It's my understanding from staff that it does. And if not, I'm sure they won't appoint them."

Speaker Hannig: "Okay. The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Jakobsson, would you like to be recorded? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 112 voting 'yes', 4 voting 'no' and 2 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, would you read House Bill 7015. Representative Verschoore."

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Clerk Mahoney: "House Bill 70... House Bill 7015, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Hannig: "Representative Verschoore."

Verschoore: "Thank you, Mr. Speaker. What the Bill does is it increases the fines for people that are speeding in construction zones. It also gives them the power to take a camera and also have policemen in like a state truck watching these zones. And the reason that we're trying to pass this Bill is it doesn't seem like in the past we've raised the fines and it hasn't done... it hasn't done what it's supposed to. There's 40, I think it's 47 people killed, six construction and 37 drivers. And we need to do something to stop this needless death in these construction zone. And I would ask... I would gladly take any questions."

Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone rise in response or opposition? Representative Rose. Okay. Well, Representative Delgado in opposition? In opposition? Okay."

Delgado: "Mr. Speaker, yes. I need to ask a question as to how I'm gonna vote on this."

Speaker Hannig: "Oh."

Delgado: "I chair the committee."

Speaker Hannig: "Okay."

Delgado: "And there was an Amendment we needed to ask about."

Speaker Hannig: "In response, then."

Delgado: "Thank you. Will the Sponsor yield?"

Speaker Hannig: "He indicates he'll yield."

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Delgado: "Representative, we know that this Bill passed through Judicial Law and we had a reading done... it was on a reading for an Amendment to take out the provisions that allowed immediate arrest or removal of a car. Has that been done?"

Verschoore: "That has been done."

Delgado: "Okay. Thank you."

Speaker Hannig: "Okay. So, now the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 114... 113 voting 'yes', 2 voting 'no' and 3 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Lang, would you like us to read House Bill 5735? Mr. Clerk, read that Bill."

Clerk Mahoney: "House Bill 5735, a Bill for an Act in relation to tax increment financing. Third Reading of this House Bill."

Speaker Hannig: "Representative Lang."

Lang: "Thank you, Mr. Speaker. With the leave of the Body, I would ask Representative Jakobsson to explain the Bill."

Speaker Hannig: "Representative Jakobsson."

Jakobsson: "Thank you, Mr. Speaker. This Bill is a TIF dis... a TIF district in Urbana and it would have expired... it will expire and we're asking for an extension of this tisdrict... TIF district. Under the Municipal Code, TIFs are required to last through 23 years and this one would be extended

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beyond the year by expanding this. Would extend it to 35 years."

Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone stand in response? Then the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Representative Grunloh. Mr. Clerk, take the record. On this question, there are 111... 112 voting 'yes', 6 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, read House Bill 4958. Representative Bost."

Clerk Mahoney: "House Bill 4958, a Bill for an Act concerning fire protection. Third Reading of this House Bill."

Speaker Hannig: "Representative Bost."

Bost: "Thank you, Mr. Speaker. House Bill 4958 is another one of the fire caucus initiatives and basically what it does is if a fire protection district where the trustees are elected, and not all of them are by the way, and not appointed, the nominations are required to simply have 25 or 5 percent whichever is less of the registered voters to sign the petition. There's been some question on the different ones around and this is just clarifying what is required for the circulation in the petitions."

Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone stand in response? Then the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have

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all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 118 voting 'yes' and 0 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, read House Bill 5340 for Representative Washington."

Clerk Mahoney: "House Bill 5340, a Bill for an Act in relation to transportation. Third Reading of this House Bill."

Speaker Hannig: "The Gentleman from Lake, Mr. Washington."

Washington: "Thank you, Mr. Speaker. Mr. Speaker, this is a safety preventive Bill dealing mostly in the railroad industry. And being that that's an industry that I'm somewhat familiar with 'cause I've worked in the railroad. What this Bill does it just requires the rules that just include a minimum following walkway safety requirement. It just reaffirmed that reasonably uniform services should be made available to prevent accidents and that the maintenance of safe conditions, that they really be free of obstacles and debris and other hazards. Sometime working in the yard as a trainman, is positioning trains and what have you, sometimes there are things in the way that can cause injury. And so, this Bill is a preventive safety measurement. And I ask my honorable Members here for support for due passage of this legislation."

Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone stand in response? Then the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr...

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Representative Bost. Okay, Mr. Clerk, take the record. On this question, there are 117 voting 'yes' and 0 voting 'no', 1 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Yarbrough on House Bill 4439. Okay. Out of the record. Mr. Clerk, what is the status of House Bill 4895?"

Clerk Mahoney: "House Bill 4895 is on the Order of Third Reading."

Speaker Hannig: "Return that to the Order of Second at the request of the Sponsor. And Mr. Clerk, what is the status of House Bill 5890?"

Clerk Mahoney: "House Bill 5890 is on the Order of Third Reading."

Speaker Hannig: "Return that to the Order of Second Reading at the request of the Sponsor. Mr. Clerk, would you read House Bill 4827 for Representative Winters."

Clerk Mahoney: "House Bill 4827, a Bill for an Act concerning mental health. Third Reading of this House Bill."

Speaker Hannig: "Representative Winters."

Winters: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 4827 allows a county to impose an additional fine on convictions in the criminal court of \$10. It can be used within that county then to help fund a mental health court. Be happy to answer any questions. There is no opposition that I'm aware of."

Speaker Hannig: "Okay. This Bill's on the Order of Short Debate. Does anyone stand in response? Then the question

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is, 'Shall this Bill pass?' All in favor vote... Excuse me.
Representative Franks, do you stand in response?"

Franks: "Yeah."

Speaker Hannig: "Okay. Rep..."

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

Speaker Hannig: "The Gentleman from McHenry, Representative
Franks and the Gentleman will yield."

Franks: "Could... on this Bill here, I see there's a \$10 fee to
be paid. Who's to be paying this fee?"

Winters: "This will be paid by anyone who is convicted in
criminal court of misdemeanor or felony or who go on court
probation, but it's not on civil cases, it's not on traffic
fines."

Franks: "And it's not at the time of a case is filed."

Winters: "Correct."

Franks: "It's only if on the disposition."

Winters: "It's only on disposition, correct."

Franks: "Thank you. I appreciate that."

Speaker Hannig: "And so now the question is, 'Shall this Bill
pass?' All in favor vote 'aye'; opposed 'nay'. The voting
is open. Have all voted who wish? Have all voted who
wish? Have all voted who wish? Mr. Clerk... Representative
Turner. Representative Turner. Mr. Clerk, take the
record. On this question, there are 91 voting 'yes', 24
voting 'no' and 2 voting 'present'. And this Bill, having
received a Constitutional Majority, is hereby declared
passed. Okay. So, now we have a number of Bills that are
on the Order of Second Reading that we'd like to move to

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Third Reading and so we'll just start at the top of the list. House Bill 5823 for Representative... Oh, excuse me, the Lady's not in the chamber. House Bill 5164, Representative Feigenholtz. Mr. Clerk, would you read the Bill."

Clerk Mahoney: "House Bill 5164 has been read a second time, previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Feigenholtz, has been approved for consideration."

Speaker Hannig: "Representative Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. Floor Amendment #2 is an agreement between parties who had an interest in this Bill, but had some problems with it including the Medical Society, the Trial Lawyers, the Hospital Association and the ACLU. Essentially, this Bill is the final product of a two-year effort about how we as a state recognize public health when it comes to responding to emergency preparedness. I'd be glad to answer any questions."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it. And the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 5823."

Clerk Mahoney: "House Bill 5823 has been read a second time previously. Amendment #1 was adopted in committee. No Floor Amendments. All notes have been filed."

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Speaker Hannig: "Third Reading. Mr. Clerk, would you read House Bill 4197 for Representative Bellock."

Clerk Mahoney: "House Bill 4197 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Bellock, has been approved for consideration."

Speaker Hannig: "Representative Bellock."

Bellock: "Thank you very much, Mr. Speaker and Members of the House. Amendment #1 shells the Bill to move it over to the Senate to continue working on this Bill."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 4501."

Clerk Mahoney: "House Bill 4501 has been read a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Giles, has been approved for consideration."

Speaker Hannig: "Representative Giles."

Giles: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I ask for... that we adopt Amendment #2 to House Bill 45 (sic-4501). Amendment #2 simply guts the Bill and we want to send this over to the Senate so we can continue to work on this piece of legislation."

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Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 4864 for Representative Dunn."

Clerk Mahoney: "House Bill 4864, a Bill for... has been read a second time previously. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hannig: "Okay, out of the record at the request of the Sponsor Mr. Clerk. Mr. Clerk, would you read House Bill 6769 for Representative Graham."

Clerk Mahoney: "House Bill 6769 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Graham, has been approved for consideration."

Speaker Hannig: "Representative Graham."

Graham: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is an agreed Amendment for all parties involved. We had concerns about the way the Planning Facilities Board reviewed change of ownership for hospitals and the issue of charity care, how long it should stay in place after a change of ownership. So... and also public awareness, how long an ad will run in the various papers that the ad would run in. So, I ask the Body to accept this Amendment."

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Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 6220."

Clerk Mahoney: "House Bill 6220 has been read a second time previously. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 4099."

Clerk Mahoney: "House Bill 4099 has been read a second time previous. No Committee Amendments. Floor Amendment #1, offered by Representative Hamos, has been approved for consideration."

Speaker Hannig: "Representative Hamos."

Hamos: "Thank you, Speaker. Ladies and Gentlemen, 4099, I'm presenting three Amendments today, three Floor Amendments. Floor Amendment... four Floor Amendments, no. Floor Amendment #1, actually, I would like to have tabled. Floor Amendment #1 I would..."

Speaker Hannig: "Mr. Clerk, what is the status..."

Hamos: "I'd like to withdraw Floor Amendment #1."

Speaker Hannig: "Okay. The Lady withdraws Floor Amendment #1. Is there any further Amendments?"

Clerk Mahoney: "Floor Amendment #2, offered by Representative Hamos, has been approved for consideration."

Speaker Hannig: "Representative Hamos."

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Hamos: "Thank you, Speaker. Floor Amendment #2, this is the Energy Efficiency Building Code. And Floor Amendment #2 is an Amendment that we worked out between two departments, two state departments, the Capital Development Board and the Department of Commerce and Economic Opportunity. They each will have a role to play. The department... the Capital Development Board will develop the rules around this Bill and the DECO will provide all kinds of technical assistance to developers and municipalities. This is an agreed to Amendment."

Speaker Hannig: "And on the Amendment, the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I'm not going to debate every Amendment, I'm not going to ask for a Roll Call, we'll visit it on Third Reading. But Ladies and Gentlemen, we could save a great deal of energy if we would just quit trying to tell the private sector what to do, how to do it, when to do it and where to do it. If you go out and raise the money and you're an entrepreneur and you buy millions of dollars and you want to build a building, whether or not you put in green light bulbs or yellow light bulbs, what building materials you use, what heating system you use, what air-conditioning system you use, that should be the choice of the person who's putting up the money. But, oh no, we in government know what's best and we are going to tell people how to build buildings, what to build them out of, how to heat them, how to cool them. We do everything

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except give them the money to build it. It's their money, their building, their risk, but we're going to tell them how to build it, how to heat it, how to cool it, how to light it. Are there no rights of private property left any more?"

Speaker Hannig: "On the Amendment, Representative Eileen Lyons."

Lyons, E.: "Thank you, Mr. Speaker. To the Amendment."

Speaker Hannig: "To the Amendment."

Lyons, E.: "I rise in strong support of this Amendment and I know you want to speak... this is an effort to address the realtors concerns, but I would like to speak to the Bill when it comes off of the... when the Amendment is adopted..."

Speaker Hannig: "On Third Reading."

Lyons, E.: "...when it goes to Third Reading. Thank you."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "Floor Amendment #3, offered by Representative Hamos, has been approved for consideration."

Speaker Hannig: "Representative Hamos."

Hamos: "Thank you. This Amendment does respond to the realtors concerns and this is... this looks at the whole question of what happens if there is an addition to a building or a major alternation to a building. And what this Amendment very clearly says is that the Code adopted under this Act only applies to the new addition, not to retrofit the existing building."

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Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "Floor Amendment #4, offered by Representative Hamos, has been approved for consideration."

Speaker Hannig: "Representative Hamos."

Hamos: "Thank you. Floor Amendment #4 has two components. One is to add a code that is called ASHRAE in the industry, which is we believe part of the International Energy Efficiency Code and by incorporating ASHRAE which the Capital Development Board will have an opportunity to do through its rulemaking, we will be able to secure... we thought we would be... we think we will be able to secure free codes and free code training for municipalities. That was the intent of this Amendment. I'm not sure we drafted it exactly correctly, but that was the intent. And secondly, we want to make it very clear that those home-rule or non-home rule municipalities that wish to adopt their own energy efficiency codes that are more stringent than what's contained in this Bill is a minimum standard, would be authorized to do so. And this was in response to several municipalities that already had codes in place that are more stringent and they wanted to work with those codes."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

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Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. On page 5 of the Calendar, is House Bill 4953 for Representative Hamos. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4953 has been read a second time previously. No Committee Amendments. Floor Amendment #1 has been adopted to the Bill. No Motions filed."

Speaker Hannig: "Third Reading. On page 4 of the Calendar, is House Bill 4723, Representative Leitch. Would you like us to move that? Mr. Clerk, read the Bill. I'm advised Representative Leitch, that there's requests for notes, and so we'll have to hold that Bill. There's some request for various notes, so we can't move the Bill to Third Reading. So, Representative Leitch."

Leitch: "I know you can't move it to Third, but can we shell the Bill?"

Speaker Hannig: "Do you have..."

Leitch: "That's what the Amendment does."

Speaker Hannig: "Okay. Why don't we do that. Mr. Clerk, are there any Amendments?"

Clerk Mahoney: "House Bill 4723 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Leitch, has been approved for consideration."

Speaker Hannig: "Okay. Representative Leitch."

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Leitch: "I would ask for the adoption of Floor Amendment #1. It shells the Bill and would give us more time to continue to work on this important matter."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. Notes have been requested."

Speaker Hannig: "Okay, so, the Bill will remain on the Order of Second Reading. Representative Leitch. Representative Leitch."

Leitch: "My question is, since the Bill is shelled, how can the notes be applicable?"

Speaker Hannig: "Representative, I think every Member has a right under the Rules to request fiscal notes and various other notes regardless of the status of the Bill."

Leitch: "I... I would like to move that the notes be ruled not applicable."

Speaker Hannig: "And you have that right as well, Representative. So, Representative Lang moves that the notes on this Bill are inapplicable. I'm sorry, Representative Leitch."

Leitch: "Lang's better looking than I am."

Speaker Hannig: "Okay, Representative Leitch, Representative Flowers is now redraw... withdrawing her request for fiscal notes, so, you can withdraw your Motion and we'll move the Bill to Third."

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Leitch: "I withdraw and I'd like to thank Representative Flowers."

Speaker Hannig: "Third Reading. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4723, a Bill for an Act concerning children and families. Third Reading of this House Bill."

Speaker Hannig: "Representative Leitch, we read this Bill previously. It's a Shell Bill, would you just like to send it to the Senate?"

Leitch: "Yes, thank you, Mr. Speaker. I'd like to move it to the Senate and we'll keep organized."

Speaker Hannig: "The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Hoffman, would you like to be recorded? Mr. Clerk, take the record. On this question there are 84 voting 'yes', 33 voting 'no' and 1 voting 'present', and this Bill having a Constitutional Majority, is hereby declared passed. On page 12 of the Calendar is House Bill 5320. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5320, a Bill for an Act regarding transportation. Third Reading of this House Bill."

Speaker Hannig: "The Gentleman from Cook, Speaker Madigan."

Madigan: "Mr. Speaker and Ladies and Gentlemen of the House. This Bill is not concerned with illegals getting driver's licenses. It is not concerned with illegals getting driver's licenses. The Bill does allow the Secretary of State to issue a temporary visitor's driver's license to a foreign national who resides in Illinois, as long as that

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person does not qualify for a Social Security number and can present documentation from the U.S. Citizenship and Immigration Service authorizing the illegal immigrant's visit. The Secretary of State is developing an online verification system for Social Security numbers that will go into operation in early summer of 2004. The system will be able to confirm the validity of visas and immigration documents with driver's licenses through the U.S. Bureau of Citizenship and Immigration Services. A foreign national is a person who has entered the United States legally. Many of the foreign nationals that are legally in the United States are students attending school on a student visa, the family of foreign consulate employees or executives of foreign-owned companies. I move for the passage of the Bill."

Speaker Hannig: "This Bill's on the Order of Short Debate. Does anyone stand in response? Representative Parke."

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

Speaker Hannig: "He indicates he'll yield."

Parke: "Representative, what are we... what are we trying to solve? What... tell me real terms. Give me an example of what's happened that we need this legislation."

Madigan: "There are people in the United States legally, legally. They have documentation from the United States Bureau of Citizenship and Immigration Services. They generally fall into three categories. Number one, students, foreign students attending American schools. Number two, the families of foreign consulate employees, and lastly,

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the executives of foreign owned companies located here in the United States. Those are the general categories. They're in the country legally, they've got documentation from the Federal Government and they'd like to apply for a temporary driver's license from the Illinois Secretary of State."

Parke: "Do you know how this relates to... we have an awful lot of that happening in Washington, D.C? Is this for... something nearing, how they've solved their problem over there, or is this... is this unique to Illinois as no other state doing this or do other states also do this?"

Madigan: "We have the problem because the Social Security Administration after 9/11, 2001, stopped the practice of issuing Social Security numbers to these people. That's why we have this problem."

Parke: "Is this in line with any... are we doing anything that the Federal Government doesn't want us to do? Is this something that is different than... if the Federal Government has stopped this, do they expect the states then to do this?"

Madigan: "Well, I don't know, but the next time I see President Cheney I'll ask him."

Parke: "Okay. Well, let us know what you find out. And there is a fiscal impact of over a hundred thousand dollars on this? Is that your understanding?"

Madigan: "Correct. But these people will pay fees for the license."

Parke: "Will that hundred thousand be offset by those fees or..."

Madigan: "The estimation of the office is that it will."

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Parke: "Thank you, Mr. Speaker."

Speaker Hannig: "Now, this Bill is on the Order of Short Debate. We've had the Sponsor speak and one speak in response. Does anyone wish to remove it from Short Debate? Speaker Madigan to close. Excuse me, Representative Black."

Black: "Mr. Speaker, I did have my light on."

Speaker Hannig: "Well, Representative..."

Black: "Even on... even on Short Debate."

Speaker Hannig: "No, we have one speak in favor which is the Sponsor..."

Black: "All right. Maybe we'll take it off Short Debate."

Speaker Hannig: "Okay. So, remove it from Short Debate and Representative Black is recognized."

Black: "All right. Mr. Speaker, I want the record to reflect it was not my idea to take the Bill off Short Debate, it was Speaker Hannig."

Speaker Hannig: "We're just following the rules, Representative. Representative Black."

Black: "And you do... you do an excellent job Mr. Speaker and you will be held accountable for it I'm sure. Mr. Speaker, one question and then I'll speak to the Bill. This is dealing with people who come to the United States that have been vetted by immigration and naturalization and their background and their history and their records from their countries of origin is known to the Federal Government, correct?"

Madigan: "Well, the answer is yes, and they've been reviewed before they get a visa to come in the country."

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Black: "Right. Ladies and Gentlemen of the House. I rise in support of this Bill and I know after yesterday's lengthy debate, some of you may be perplexed or even angry that this today comes up. The reason that I'm in favor of it, and I have talked to legal counsel from the Secretary of State, they're two companies in my district that have located that are owned by Japanese interests. I wish they were much bigger, but we're glad that they're there. And when they first located, it was a cultural shock to many people in rural Illinois that the Japanese would own a manufacturing plant in what had long been the backyard of heavy metal bending industries like General Electric, General Motors, but all of that has changed. What happens, and what I have seen and what I have had people in my district office talk to me about, is that perhaps a engineer from the home office or the home plant in Japan will need to come over to the Danville plant to work on some new equipment or to work out a production glitch. And he or she will bring the family and they might have college age children, they may not, but anyway, even the visiting engineer who may be assigned to that plant for eight months or ten months or a year. And the same thing happens, I believe, at the Mitsubishi plant in Normal, Illinois, certainly a much bigger plant than Strapack or the other that I have in my hometown. And what... what I have been told by the local police and by the economic development officials and the people in the plant, these people come into the country with an I-90 Form, I-94 Form from the

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Bureau of Immigration and Naturalization. They have a visa that has been issued by the United States Government with a photo I.D. They have been checked by the Bureau of Immigration and Naturalization to see who they are, that they are who they say they are. And they are checked to see if they have any problems in their own country or whether they appear on any database that the Federal Government might maintain. So, when all of that is done, this is a person who comes to the driver's license station in Tilton, Illinois in Vermilion County, with all of the documentation one would need to know who they are, why they're there and they have a generally... a specified amount of time that they will be in this country. And this Bill grants them a license not to exceed three years. They will have to take the test, they will then get a driver's license in the State of Illinois. It's a little bit different, I know some of you are going to say it's not different at all, it's really the same thing. But it's a little bit different than what was debated yesterday. I personally have experienced it. They will ha... they have to drive to and from work wherever they live, and if their children in college, we're only 30 miles from the University of Illinois, and the child may want to drive back and forth to the university and commute. So, given the fact that the Federal Government has done the background checks, has certified that they are here on official business, and that their background is clear and that they are not on any database that would prevent the

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Federal Government from wanting them to be here, I personally see that there should be no other artificial means to prohibit their ability to obtain a driver's license. It may be different in degree, it may be different in-kind and I know that some of you will probably say it isn't different at all. But I think it is. I think the Sponsor has taken the necessary precautions, worked closely with legal counsel at the Secretary of State. I rise in support of the Bill."

Speaker Hannig: "We've had two in support, one in response, Representative Mathias. Do you rise in support or response?"

Mathias: "Support."

Speaker Hannig: "Okay. Proceed."

Mathias: "To the Bill."

Speaker Hannig: "To the Bill."

Mathias: "Although I voted against the Bill yesterday, I strongly support this Bill. I... actually had an experience in my district office where a constituent called my office and said, 'You know, I can't get a driver's license. The Secretary of State won't issue me a driver's license because I don't have a Social Security number.' And I said, 'Well, what is the issue?' And I called them and I said, 'Are you here legally?' And they said, 'Yes, I'm here legally. My husband is here and... but I can't get a driver's license.' And then I realized after I spoke to the Secretary of State's Office, the reason they couldn't get a Social Security number, is because they were a spouse. And

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this Bill takes care of that. But, because they were a spouse and they themselves could not work here, their spouse was legally here, they were legally here, but she could not obtain the Social Security number. So, I urge you all to... this situation is completely different than the Bill we had yesterday, and I urge you all to vote 'aye' on this Bill."

Speaker Hannig: "Okay. So, under the Rules of the House, we have three who have spoken in favor, one who has spoken in response. Does anyone else wish to speak in response? In response. Representative... in response, Representative Brady? We had three in favor and one in response. Okay, Representative Brady, we'll recognize you in response."

Brady: "Thank you very much, Mr. Speaker. To the... to the Bill Ladies and Gentlemen. I too, have experienced in my district, in a larger capacity with State Farm Insurance and employees who are legally from other countries as well as Mitsubishi and others, and I thank the Speaker for the legislation. I believe this will take care of the problem and open up the communication and... between the Secretary of State's Office and the Social Security Administration and get the individuals that are here legally the right way in which to get a driver's license in this state so they can contribute what time they are here. Thank you very much."

Speaker Hannig: "Now, we've had two in response. We have room for one more to speak in response. Representative Slone."

Slone: "Thank you, Mr. Speaker. Will the Gentleman yield?"

Speaker Hannig: "He indicates he'll yield."

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Slone: "Thank you. Speaker Madigan, do the people who are applying for these driver's licenses have to know how to drive?"

Representative Madigan: "They take the same test as you and I and everybody else."

Slone: "Okay. Thank you."

Speaker Hannig: "We now have... Representative Acevedo, would you like to ask a question? We'll grant you an opportunity."

Acevedo: "Will the Sponsor yield?"

Speaker Hannig: "He indicates he'll yield."

Acevedo: "Speaker, I know yesterday we had someone who tried to pass some legislation and I know it called for digital fingerprinting. Is this included in the Bill?"

Madigan: "What?"

Acevedo: "The digital fingerprinting?"

Madigan: "Say it again."

Acevedo: "Is digital fingerprinting of the person..."

Madigan: "No."

Acevedo: "...required..."

Madigan: "No."

Acevedo: "Is there photographs required, digital photograph required?"

Madigan: "Yes."

Acevedo: "Is it... any difference in type of driver's license issued to... someone here on a visa compared to someone who just goes... applies for a driver's license?"

Madigan: "It will look different."

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Acevedo: "So, so it would have a different appearance. One other question, Speaker. Is there background checks on the individual applying for this driver's license, such as, say they come from a foreign country and they're issued a DUI, are they... is there background checks on these individuals?"

Madigan: "These people are reviewed by the immigration service before they get in the country, before they get their visa. So, there will be a full review of their background before they even get in the country. Then they have to... have to produce that documentation when they apply to the Secretary of State."

Acevedo: "So, there's a background check done on the individual. Okay. Thank you."

Speaker Hannig: "So, we've now had three speak in response, three speak in support. Representative Madigan is recognized to close."

Madigan: "I would just request a favorable vote."

Speaker Hannig: "The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 118 voting 'yes', 0 voting 'no', and 0 voting 'present', and this Bill having received a Constitutional Majority, is hereby declared passed. Mr. Clerk."

Clerk Mahoney: "Referred to the Rules Committee, is House Resolution 793, offered by Representative Franks."

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Speaker Hannig: "On page 6 of the Calendar, is House Bill 5037. Is Representative McAuliffe available? Okay, out of the record at the request of the Sponsor. On page 4... on page 3 of the Calendar, is House Bill 4285. Representative Kelly. Mr. Clerk, would you read the Bill."

Clerk Mahoney: "House Bill 4285 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Kelly, has been approved for consideration."

Speaker Hannig: "Representative Kelly."

Kelly: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #1 actually becomes the Bill. And it... House Bill 4285, the Amendment is an expansion of the EDGE Program. It will allow smaller businesses to take advantage of the EDGE Tax Credit."

Speaker Hannig: "Is there any discussion? The Gentleman from Cook, Representative Parke, on the Amendment."

Parke: "Thank you, Representative. It shows that the Bill originally was opposed by the chamber. Does this Amendment make it acceptable to the chamber now?"

Kelly: "Representative, you always remind of things I should say. Yes, I work with DCEO and the Illinois Chamber."

Parke: "So, do you know of any opposition now..."

Kelly: "No I don't."

Parke: "...with your Amendment? Thank you very much Representative."

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Speaker Hannig: "All in favor or the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments."

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, would you read.. on page 10.. the Calendar's House Bill 6983 for Representative May. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 6983 has been read a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative May, has been approved for consideration."

Speaker Hannig: "Representative May."

May: "Yes, Mr. Speaker, thank you. Floor Amendment 2, adds some more language to tighten this up. It defines what 'manufactured in the United States' means. It adds penalty clauses and some more.. and that's basically it on Floor Amendment #2."

Speaker Hannig: "And on that question, the Lady from Cook, Representative Collins."

Collins: "Yes, Mr. Speaker, thank you. I just wanted to announce, I have a ransom note here. It says, 'If you ever want to see your white bear again..., this is addressed to Taylor's mom, that's me. I had a bear, not this one, another white bear, someone stole. So, if anyone who knows... you stole... this is on the bear napper, I have a ransom note from the bear napper... who stole. I paid the ransom the four candy bars."

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Speaker Hannig: "On the Amendment, is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "Floor Amendment #3, offered by Representative May, has been approved for consideration."

Speaker Hannig: "Representative May."

May: "Yes, this is a very minor change for the Capital Development Board and IDOT that they requested so that they could be neutral on the Bill."

Speaker Hannig: "Any discussion? The Gentleman from Vermilion, Representative Black, on the Amendment #3."

Black: "Will the Sponsor yield, Mr. Speaker?"

Speaker Hannig: "She indicates she'll yield."

Black: "Representative, just one quick question. What does the minor Amendment do?"

May: "It adds... on the top of page 2, it adds the supplies and contractors. We added the word 'contractors'. And then Section 30 says that if the Capital Development Board has a very complex project where there are five major contractors, it would be too hard for them to do, they might add up to... it might add cost to it, so we added that Section to exempt them from very complicated projects with five contractors."

Black: "All right. Thank you."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

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Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. On page 2 of the Calendar, is House Bill 3850, Representative Mitchell."

Clerk Mahoney: "House Bill 3850 has been read a second time previously. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 3 of the Calendar is House Bill 4211 for Representative Mitchell, Jerry Mitchell."

Clerk Mahoney: "House Bill 4211, has been read a second time previously. No Committee Amendments. Floor Amendment #1 has been adopted by the House, Floor Amendment #2, offered by Representative Jerry Mitchell, has been approved for consideration."

Speaker Hannig: "Representative Mitchell.

Mitchell, J.: "Thank you, Mr. Speaker. Floor Amendment #2 just further clarifies the action of minors tattooing minors."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. On page 3 of the Calendar is House Bill 4225 for Representative Mitchell."

Clerk Mahoney: "House Bill 4225 has been read a second time previously. No Committee Amendments. Floor Amendment #4, offered by Representative Jerry Mitchell, has been approved for consideration."

Speaker Hannig: "Representative Mitchell."

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Mitchell J.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. 4225 is this year's version of House Bill 1180 which put in the new school funding formula for special education. This Bill passed unanimously out of the House and unanimously out of the Senate. The Governor vetoed the legislation by sunsetting the Bill after one year. We passed it again unanimously out of the House. It went to the Senate where it failed to get called because the Senate adjourned when... when it was the next Bill to be called. We refiled the Bill. The Bill has been scrutinized by many different folks. The Governor's staff talked to me yesterday along with the Speaker's staff. They both asked me if... if I would shell the Bill, send it to the Senate where a Sponsor is waiting. We'll put the Amendment back on which will give us more time to meet with the Governor, meet with the Speaker's staff. Hopefully, we can get all concerns taken care of and the next time this Bill passes unanimously out of the House, the Governor's people will be onboard. So, I ask for your favorable support on this Amendment which will shell the Bill. Thank you."

Speaker Hannig: "All in favor of the Bill say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Representative Mitchell, would you want us to just call the Bill? Mr. Clerk, read the Bill. Third Reading and Mr. Clerk, read the Bill."

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Clerk Mahoney: "House Bill 4225, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Hannig: "Representative Mitchell."

Mitchell, J.: "Thank you, Mr. Speaker. I'd be happy to explain the Bill. It's a shell."

Speaker Hannig: "Is there any discussion? The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Representative... okay. Mr. Clerk, take the record. On this question there are 98 voting 'yes', 20 voting 'no', and this Bill having received a Constitutional Majority, is hereby declared passed. Representative Davis, for what reason do you rise? Did you find the kidnapper?"

Davis, W.: "Yes, Mr. Speaker, we'd like to find out who is responsible for stealing the white bear and left this ransom note asking for some candy bars. If we... if that bear doesn't show up, we're going to lock the chamber down. Nobody will be allowed to leave until we find the bear for the baby, right? Okay."

Speaker Hannig: "On... on page 4 of the Calendar is House Bill 4744. Representative McCarthy. Mr. Clerk, would you read the Bill. Looks like we found the bear."

Clerk Mahoney: "House Bill 4744 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative McCarthy, has been approved for consideration."

Speaker Hannig: "Representative McCarthy."

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McCarthy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The Floor Amendment #1 to House Bill 4744 basically shells the Bill, so, this is a shell Amendment. This is the initiative of the Illinois Student Assistance Commission. I believe their number one initiative this year, they have asked us all to pass this shell so we can continue to negotiate on it, hopefully get it over to the Senate, get some final language and bring it back for passage. I'd appreciate your support."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading, and Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4744, a Bill for an Act concerning higher education student assistance. Third Reading of this House Bill."

Speaker Hannig: "Mr. McCarthy."

McCarthy: "Thank you, Mr. Speaker. Floor Amendment #1 did become the Bill. As I stated earlier, this is a shell Bill. The Illinois Student Assistance Commission has asked me to say they would appreciate your votes so that we can continue negotiations on this very, very important topic. So, I'd appreciate your support."

Speaker Hannig: "The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have

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all voted who wish? Representative Mitchell, would you record yourself. Jerry Mitchell. Mr. Clerk, take the record. On this question there are 88... 86 voting 'yes' and 31 voting 'no' and 1 voting 'present, and this Bill having received a Constitutional Majority, is hereby declared passed. On page 5 of the Calendar is House Bill 4877. Representative McCarthy. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 4877 has been read a second time previously. Committee #1 was adopted in committee. No Floor Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Excuse me, Representative McCarthy. Are you waiting on an Amendment?"

McCarthy: "There is an Amendment that was in committee recommended for adoption. So, we should adopt that committee which shells the Bill before we pass the Bill."

Speaker Hannig: "Representative McCarthy, is the Committee Amendment the Amendment that shells the Bill?"

McCarthy: "The Committee Amendment was recommended for adoption yesterday morning in Personnel and Pensions."

Speaker Hannig: "Okay."

McCarthy: "Sorry. Thought we had adopted here as well."

Speaker Hannig: "So, I'm advised by the Clerk that the Amendment was adopted on the Bill in committee, is that correct?"

McCarthy: "Correct."

Speaker Hannig: "So, Mr. Clerk, we moved this to Third Reading, is that correct?. So would you read the Bill on Third."

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Clerk Mahoney: "House Bill 4877, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

Speaker Hannig: "Representative McCarthy."

McCarthy: "Thank you, Mr. Speaker. I'm sorry that I added to the confusion there, but Mr. Speaker and Ladies and Gentlemen of the House, as I kind of said in my abbreviated comments, this is a Bill that affects the University Retirement System. We are continuing to negotiate on this Bill. Very, very important to quite a few employees of our state. I've been given permission by both the Illinois Education Association, the Illinois Federation of Teachers and the system itself, SURS, to ask you to please pass this shell. We can continue negotiations, hopefully add the language in the Senate and bring it back here. So, I'd appreciate your 'aye' votes."

Speaker Hannig: "So, the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Parke and Winters. Mr. Clerk, take the record. On this question there are 74 voting 'aye', 42 voting 'no' and 1 voting 'present', and this Bill having received a Constitutional Majority, is hereby declared passed. On page 5 of the Calendar is House Bill 4975. Representative Rosemary Mulligan. Mr. Clerk, read the Bill."

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Clerk Mahoney: "House Bill 4975 has been read a second time previously. No Committee Amendments. No Floor Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. On page 6 of the Calendar is House Bill 5023, Representative Sacia. Would you like us to read the Bill? Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5023 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Sacia, has been approved for consideration."

Speaker Hannig: "Representative Sacia."

Sacia: "Thank you, Mr. Speaker. Ladies and Gentlemen, it makes a change to the underlying Bill. It provides a definition for 'downtown' and also makes the loan and grant program permissive. For the information of the Body, we've been working very closely with DCEO and Representative Scully in his capacity as Chairman of Commerce Committee, and it is our purpose to move it out. We still have some cleanup language but we are on the verge of a very good Bill. I'd appreciate an 'aye' vote."

Speaker Hannig: "And on the Amendment, Representative Scully."

Scully: "Thank you, Mr. Speaker. I rise in support of this Bill. It's an excellent proposal on redeveloping the downtown business districts of our older communities. The Amendment that we are working on is an issue to make sure that's it's a properly defined so that we can clearly understand who is... that the proper people will be eligible for the grant. I ask for your support."

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Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read... on page 3 read House Bill 4195. Representative Winters."

Clerk Mahoney: "House Bill 4195 has been read a second time previously. No Committee Amendments. Floor Amendment #2, offered by Representative Winters, has been approved for consideration."

Speaker Hannig: "Representative Winters."

Winters: "Thank you, Mr. Chairman (sic-Speaker). This Bill... this Amendment would deal with road districts and how they are funded through the Motor Fuel Tax merge... urge its adoption."

Speaker Hannig: "Any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 4 of the Calendar is House Bill 4837. Would you read the Bill please."

Clerk Mahoney: "House Bill 4837 has been read a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative McGuire, has been approved for consideration."

Speaker Hannig: "Representative McGuire."

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McGuire: "Thank you, Mr. Speaker. I have Amendment 2 and Amendment 4 which we'd like to adopt. Did I understand the Clerk say two was adopted?"

Speaker Hannig: "No, no we're on two right now. You need to..."

McGuire: "On two, that's what I thought."

Speaker Hannig: "...you need to move for its adoption and explain it."

McGuire: "Move for adoption."

Speaker Hannig: "And briefly explain it."

McGuire: "Basically, what Amendment 2 does, it replaces line 21 through 24 with the following: 'medication management and money management'. That's the..."

Speaker Hannig: "Is there any discussion?"

McGuire: "...sum and substance of Amendment 2."

Speaker Hannig: "Any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "Floor Amendment #3, offered by Representative McGuire, has been approved for consideration."

Speaker Hannig: "Representative McGuire."

McGuire: "We'd like to withdraw Amendment #3."

Speaker Hannig: "Okay, the Gentleman withdraws Amendment #3. Any further Amendments?"

Clerk Mahoney: "Floor Amendment #4, offered by Representative McGuire, has been approved for consideration."

Speaker Hannig: "Representative McGuire."

McGuire: "Amendment #4, very short. On line 13 it adds two words, 'and evaluation'. Two words."

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Speaker Hannig: "Any discussion? All in favor say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 2 of the Calendar is House Bill 1269, for Representative Molaro. Would you read the Bill, please."

Clerk Mahoney: "House Bill 1269 has been read a second time previously. No Committee Amendments. No Floor Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 7 of the Calendar is House Bill 5345, for Representative Scully."

Clerk Mahoney: "House Bill 5345 has been read a second time previously. Amendment #1 was approved in committee. A Motion to Table Committee Amendment #1 was approved by the House... was approved for consideration."

Speaker Hannig: "Representative Scully on the Motion to Table."

Scully: "Thank you, Mr. Speaker. I move to table Amendment #1. This Amendment was approved in the Executive Committee yesterday. It did pass but clearly did not have the strong support that we need for presenting to the House, so, I'd ask that the Amendment be tabled."

Speaker Hannig: "So, the Gentleman's moved to table Amendment #1. All in favor of the Motion say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is tabled. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

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Speaker Hannig: "Third Reading. Mr. Clerk, on page 4 of the Calendar is House Bill 4481. Would you please read the Bill."

Clerk Mahoney: "House Bill 4481 has been read a second time previously. Floor Amendment #3, has been... offered by Representative Turner, has been approved for consideration."

Speaker Hannig: "Representative Turner."

Turner: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Yesterday I spoke on this legislation, and in talking to Representative Black I informed him that we would come back with an Amendment which would allow the Minority Leader to make an appointment to this Lead Screening Commission that was formulated last year through legislation. It is my understanding that neither the Speaker nor the Minority Leader currently makes those appointments and it is not my intent to change that. My intent is just to add another member to the paint council and that's what this legislation... another member to the commission who would be a representative of the paint council and that's what the intent of this Amendment is, is just to make certain that a member of the paint council would be eligible to the commission. The appointments would then would be made by the public health and it is our intent to leave that the same. And with that, I move for the adoption of Amendment #3 to House Bill 4481."

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Speaker Hannig: "Is there any discussion? Then all in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 5 is House Bill 4929. Would you read the Bill, please?"

Clerk Mahoney: "House Bill 4929 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Turner, has been approved for consideration."

Speaker Hannig: "Representative Turner."

Turner: "Thank you, Mr. Chairman... Mr. Speaker and Ladies and Gentlemen of the House. The... this underlying Amendment is an Amendment that was given to me by the Department of Revenue to help correct some technical issues on this legislation regarding the implementation of the Bill. And that we will discuss when the Bill is on Third Reading, and with that, I move for the adoption of Amendment #1 to House Bill 4929."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. On page 6 of the Calendar is House Bill 5130. Mr. Clerk, would you read the Bill."

Clerk Mahoney: "House Bill 5130 has been read a second time previously. Amendment #1 was approved in committee. Floor

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Amendment #2, offered by Representative Turner, has been approved for consideration."

Speaker Hannig: "Representative Turner."

Turner: "Thank you, Mr. Speaker. Floor Amendment #2 is an Amendment... is a technical Amendment which will clarify the issue of credit reporting on behalf of the Clerk of the Court, and I move for the adoption of Floor Amendment #2 to House Bill 5130."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 3 is House Bill 4302. Would you read the Bill, please."

Clerk Mahoney: "House Bill 4302 has been read a second time previously. Amendments #1 and 2 were approved in committee. Floor Amendment #2, offered by Representative Yarbrough, has been approved for consideration."

Speaker Hannig: "Is that Representative... I'm sorry, is that Amendment # 2 or 3, Rep... Mr. Clerk?"

Clerk Mahoney: "Floor Amendment #3."

Speaker Hannig: "Three. Okay. Representative Yarbrough."

Yarbrough: "Thank you, Mr. Speaker and Members of the House. Floor Amendment #3 to House Bill 4302, in agreement with other... the retail merchants and other interested parties, we... is to provide the restrictions on access by a 18-year old applies unless they are accompanied by a parent or legal guardian. This Bill has to do with moving tobacco

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behind the counter for... to reduce access to children. I ask for its adoption."

Speaker Hannig: "Is there any discussion? The Lady from DuPage, Representative Bellock, on the Amendment."

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

Speaker Hannig: "She indicates she'll yield."

Bellock: "I just wanted to make sure Representative, that this was the Amendment that took off the opposition from the... IRMA?"

Yarbrough: "From the Retail Merchants?"

Bellock: "Right."

Yarbrough: "Yes."

Bellock: "Is that correct? There was a lot of discussion about this in committee and we thank you for adopting that Amendment."

Yarbrough: "Thank you."

Speaker Hannig: "Any further discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes; have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on page 4 of the Calendar is House Bill 4635. Would you read the Bill, please."

Clerk Mahoney: "House Bill 4635 has been read a second time previously. Amendment #1 was adopted in committee. Floor

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Amendment #2, offered by Representative Younge, has been approved for consideration."

Speaker Hannig: "Representative Younge."

Younge: "Thank you, Mr. Speaker. House Bill 4635 establishes the Mid-America Medical Center District in East St. Louis. During the presentation, there was discussion as to whether or not the revenue bonds of the commission would become the debts of the state, and so the purpose of this Amendment is to put into the Bill that... that the debts of the commission shall not be the debts of the State of Illinois, and take out the ability of the commission to authorize the issuance of bonds. And, I move for the adoption of the Amendment."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All Motions... notes have been filed."

Speaker Hannig: "Third Reading. On page 4 of the Calendar is House Bill 4640. Mr. Clerk, would you read the Bill."

Clerk Mahoney: "House Bill 4640 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Younge, has been approved for consideration."

Speaker Hannig: "Representative Younge."

Younge: "Thank you, Mr. Speaker. House Bill 4640, Amendment #1, is an Amendment prepared by the Department of Commerce and Economic Opportunity. The definition of 'community' is changed to make a municipality or a county with respect to

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the unincorporated areas, and also defined is 'economically distressed communities' to be communities over 25,000 that are in the top ten unemployment rates. And lastly, to make permissive the granting by DCEO of funds to operate the boards of economic advisors."

Speaker Hannig: "And on the Amendment, the Gentleman from Cook, Representative Parke."

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

Speaker Hannig: "She indicates she'll yield."

Parke: "Representative, is there any money to be allocated by DCEO for your Bill?"

Younge: "There is... this is a substantive Bill and so there isn't any appropriation... the Bill says, 'subject to appropriations' that DCEO will make grants for the operation of the boards of economic advisors. But this is a substantive Bill and it doesn't have an effect fiscally."

Parke: "Okay, thank you, Representative."

Speaker Hannig: "Any further discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, on the... on page 14 of the Calendar is Senate Bill 1914. Mr. Clerk, would you read that Bill for Representative Holbrook."

Clerk Mahoney: "Senate Bill 1914 has been read a second time previously. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions filed."

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Speaker Hannig: "Okay. Out of the record at the request of the Sponsor. Mr. Clerk, would you read the Rules Report please."

Clerk Mahoney: "Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following legislative measures and or joint action Motions were referred, action taken on April 1, 2004, reported the same back with the following recommendations: 'approved for Floor consideration' is Amendment #1 to House Bill 4650. House Resolution 793, offered by Representative Franks."

Speaker Hannig: "Mr. Clerk, Mr. Clerk, would you read the Agreed Resolutions."

Clerk Mahoney: "On the Order of Agreed Resolutions, is House Resolution 774, offered by Representative Flowers. House Resolution 776, offered by Representative Delgado and House Resolution 779, offered by Representative Hannig."

Speaker Hannig: "Okay, so Representative Currie now moves that we adopt the Agreed Resolutions. All in favor say 'aye'; opposed 'nay'. The 'ayes' have it, the Agreed Resolutions are adopted. Representative Scully, the Chair's advised that your House Bill 5345, when you took the Amendment off, became a shell Bill. Would you just like to pass that and send it to the Senate now? Okay, so Mr. Clerk, on page 7 of the Calendar is House Bill 5345. Would you read that Bill a third time, please. And Representative Verschoore, for what reason do you rise?"

Verschoore: "Point of information, Mr. Speaker. When we adjourn here today, I would like to encourage everyone that didn't

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get down to see the Classroom Cube, the 3-D presentation in Room 114. They're sticking around, they feel it's that important for people to see it, and I would ask everybody that thinks they have a few minutes, to please stop by Room 114 on adjournment. Thank you very much."

Speaker Hannig: "Thank you, Representative. And Representative McKeon, for reason do you rise? Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5345, a Bill for an Act concerning child care. Third Reading of this House Bill."

Speaker Hannig: "Representative Scully."

Scully: "Thank you, Mr. Speaker. Ladies and Gentlemen, I send... House Bill 5345, this is the Amendment to the Child Day Care Act. The issue was raised by a Supreme Court decision approximately 18 months ago, which states that the local municipalities have no jurisdiction at all to regulate any manag... licensed child day care providers, including issues of life safety and fire safety. An Amendment was passed yesterday in the Executive Committee, although it was passed, it clearly didn't have the support that we need to pass this Bill with that substantive language. I did shell the Bill. I've been working with my day care providers and trade associations on substantive language to address this issue of making sure that these children have the proper safety needs that are coordinated with local government. Senator Crotty has agreed to Sponsor this Bill in the Senate. I'd ask you to work with me to pass this Bill as a shell Bill, move it over to the Senate where we can develop

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the appropriate substantive language. And I'd be happy to answer any questions."

Speaker Hannig: "And on that question, Representative Parke is recognized."

Parke: "Yes, I have an inquiry of the Chair."

Speaker Hannig: "Yes."

Parke: "Could you check with the Clerk and make sure that that Amendment has been tabled?"

Speaker Hannig: "The Amendment was tabled, Representative."

Parke: "You sure?"

Speaker Hannig: "Just a few minutes ago..."

Parke: "Okay."

Speaker Hannig: "...and it..."

Parke: "Okay, to the Bill Ladies and Gentlemen. We have a vehicle Bill here that I would like Members to pay attention that it's a vehicle Bill. Thank you."

Speaker Hannig: "Thank you. Representative McKeon."

McKeon: "Thank you, Mr. Speaker. I'd like to urge the Body to support the Amendment and the Bill. This is a very complex issue. It is certainly first and foremost a public safety issue, an issue of the safety of children workers in child care. And at the same time, it raises a lot of opportunities for exclusionary zoning and other techniques to keep certain kinds of programs and facilities out of a particular municipality. It's a complex issue. I've assured the Sponsor that I would work with him and share my experience in this area and I urge your support."

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Speaker Hannig: "The question is, 'Shall House Bill 5345 pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 60 voting 'yes', 58 voting 'no', and this Bill having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, would you read House Bill 6138."

Clerk Mahoney: "House Bill 6138 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Osmond, has been approved for consideration."

Speaker Hannig: "Representative Osmond."

Osmond: "Thank you, Mr. Speaker. I ask that Amendment #1 become the Bill. This deals with an emergency situation existing in my district. Gavin Central School has 631 students, pre-k through 4th grade. Two weeks ago, the school building was condemned due to 51 wooden trusses cracking. This school is seven years old. This Amendment will allow Gavin to issue bonds without referendum to finance the total cost of... or repairing, reconstructing or replacing the condemned building. Prohibits the district from issuing bonds in excess of the repair or replacement costs. Repayment is accomplished from legal settlement or insurance proceeds. I ask that this Amendment be adopted."

Speaker Hannig: "On the Amendment, the Gentleman from Lake, Representative Washington. On the Amendment? Okay. All in

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favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, would you read House Bill 4426. Representative McAuliffe. Mr... Mr. Clerk, would you read House Bill 2380. Okay, out of the record at the request of the Sponsor. Mr. Clerk, read House Bill 4374."

Clerk Mahoney: "House Bill 4374 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative McKeon, has been approved for consideration."

Speaker Hannig: "Representative McKeon."

McKeon: "Thank you, Mr... Mr. Speaker. Floor Amendment #1 replaces the Bill. And as amended with Floor Amendment #1, the Bill has absolutely nothing to do with the underlying Bill. What it does, in most cases where a collective bargaining agreement is being shifted from one collective bargaining organization to another, allows the carryover of the dues check-off and other fees that normally would be collected by the first collective bargaining unit to the second unit until they adopt any new rules or rather... enter into any new agreements with the employer. It's a very simple Bill, simple Amendment and I urge your approval."

Speaker Hannig: "Okay, so on the Amendment, Representative Parke is recognized."

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

Speaker Hannig: "He indicates he'll yield."

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Parke: "Representative, this is the Bill that was called in committee today, this morning?"

McKeon: "That's correct."

Parke: "And this is an agreement... the sheriffs, the police and the FOP have agreed to this?"

McKeon: "Right, and... and..."

Parke: "There's no opposition to it now?"

McKeon: "And other labor rep... no opposition."

Parke: "Thank you."

Speaker Hannig: "All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, could you read House Bill 4883. Is Representative Reitz in the chamber?"

Clerk Mahoney: "House Bill 4883 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Reitz, has been approved for consideration."

Speaker Hannig: "Okay. Out of the record. Mr. Clerk, read House Bill 4436."

Clerk Mahoney: "House Bill 4436 has been read a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Saviano, has been approved for consideration."

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Speaker Hannig: "Representative... Representative Flowers, do you wish to handle the Amendment? Representative Coulson. Representative Coulson on the Amendment."

Coulson: "Thank you, Mr. Speaker. Floor Amendment #2 provides that no nurse shall be required to work overtime except in the case of an unforeseen emergent circumstance when overtime is required only as a last resort, and I move for the adoption of Floor Amendment 2."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, would you read House Bill 5892."

Clerk Mahoney: "House Bill 5892 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Richard Bradley, has been approved for consideration."

Speaker Hannig: "Representative Bradley."

Bradley, R.: "Thank you, Mr. Speaker, Members of the House. Floor Amendment #1 simply states that DPR will continue to have employees work primarily on the design professions work at DPR. This agreed Amendment between DPR and the architects."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment if adopted. Any further Amendments?"

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Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, read House Bill 4285. Representative Kelly. That's out of the record. Mr. Clerk, would you read House Bill 6866."

Clerk Mahoney: "House Bill 6866 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Richard Bradley, has been approved for consideration."

Speaker Hannig: "Representative Bradley."

Bradley, R.: "6866 is IDOT's annual land transfer, and Floor Amendment #1 just adds several elements to that land transfer. Was discussed in committee, no opposition."

Speaker Hannig: "Is there any discussion? All in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, could we return to the Order of House Bill 4883, for Representative Reitz."

Clerk Mahoney: "House Bill 4883 has been read a second time previously. No Committee Amendments. Floor Amendment #1, offered by Representative Reitz, has been approved for consideration."

Speaker Hannig: "Representative Reitz."

Reitz: "Thank you, Mr. Speaker. House... House Bill 4883 creates... is the Truth in Employment Act. This... this Act states that it's a violation for a contractor who's a successful bidder on a construction project to misclassify employees as

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independent contractors. This is a new Act and we're trying to correct the problem to make sure that people are actually paying unemployment taxes and workers' comp taxes and things of that nature whenever they do projects. I'd be happy to answer any questions."

Speaker Hannig: "The Gentleman has moved for the adoption of Amendment #1, and on that question, Representative Parke is recognized."

Parke: "Thank you. This Amendment was brought before Labor Committee this morning. We are in strong opposition to this Amendment and to the Bill, the underlying Bill, but the Sponsor will put the Amendment on and hopefully then he will continue to work with all the parties to make this Bill at least in some form that's more reasonable than it is at the present moment."

Speaker Hannig: "Is there any further discussion? Then all in favor of the Amendment say 'aye'; opposed 'nay'. The 'ayes' have it and the Amendment is adopted. Any further Amendments?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Hannig: "Third Reading. Mr. Clerk, what is the status of House Bill 6220?"

Clerk Mahoney: "House Bill 6220 is on the Order of Third Reading."

Speaker Hannig: "Return that to the Order of Second Reading at the request of the Sponsor. On page 15 of the Calendar, on

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the Order of Postponed Consideration is House Bill 4265.
Representative Poe."

Poe: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. This is a Bill that we talked about extensively yesterday. I think I can brief you a little bit on what the issue is, and we can probably go ahead and vote on it. What it is, it provides tax-equivalent grants for the Springfield School District. And what we're talking about here with nearly 42 percent of the property tax evaluation of Springfield is public-owned property and it hampers the school district here in Springfield and this is the way that we can recoup some of that money and provide a better education. So, I'd ask for a favorable vote."

Speaker Hannig: "Is there any discussion? Then the question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Mulligan. Okay. On this... Mr. Clerk, take the record. On this question there are 82 voting 'yes', 35 voting 'no' and 1 voting 'present', and this Bill having received a Constitutional... and this Bill having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, on the Order of Postponed Consideration, is House Bill 4850. Representative Slone. Okay. Representative Slone."

Slone: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. We discussed this Bill earlier today and I would appreciate your 'aye' votes."

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Speaker Hannig: "The question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take... take the record. On this question there are 64 voting 'yes', 51 voting 'no' and 3 voting 'present', and this Bill having received a Constitutional Majority, is hereby declared passed. Okay, on the Supplemental Calendar #1, Mr. Clerk, would you read House Bill 4949."

Clerk Mahoney: "House Bill 4949, a Bill for an Act concerning criminal law. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Hannig: "Third Reading. Mr. Clerk, could you read... on the Order of House Resolutions, House Resolution... on the Order of the Supplemental Calendar, is House Resolution 793. Representative Franks."

Franks: "Speaker. This Resolution is very similar to one we passed before. There's a few changes here that we found out after we passed it. We spelled a few name... few names wrong, put some wrong numbers in and what it is, is honoring the Latter Day Saints and their contributions. I'd be glad to answer any questions."

Speaker Hannig: "All in favor of the Resolution say 'aye'; opposed 'nay'. The 'ayes' have it and the Resolution is adopted. Mr. Clerk, read House Bill 4650."

Clerk Mahoney: "House Bill 4650 is on the... has a Motion to Table Committee Amendment #1."

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Speaker Hannig: "Representative Collins is recognized on the Motion to Table... on the Motion to Table Amendment #1."

Collins: "Amendment #1."

Speaker Hannig: "All right. The Lady moves that we table Amendment #1. All in favor say 'aye'; opposed 'nay'. The 'ayes' have it and the... and the Amendment is tabled. Mr. Clerk, what is the status of House Bill 5890?"

Clerk Mahoney: "House Bill 5890 is on the Order of Second Reading."

Speaker Hannig: "We'll leave it on the Order of Second Reading. Mr. Clerk, on... on the Regular Calendar is House Resolution 713. Representative Flowers. Would you like to present the Resolution?"

Flowers: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move for the adoption of House Resolution 713 which talks about the World Health Organization and designating April 7th as the World Health Day. And I'll be more than happy to answer any questions in regards to this."

Speaker Hannig: "Any discussion? All in favor or the Amendment (sic-Resolution) say 'aye'; opposed 'nay'. The 'ayes' have it and the Resolution is adopted. Committee announcements."

Clerk Mahoney: "For Friday, April 2, 2004, the Financial Institutions Committee will meet at 9:30 a.m. in Room 118. Financial Institutions will meet tomorrow morning at 9:30 a.m. in Room 118. Session begins at 10 a.m. tomorrow morning."

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Speaker Hannig: "And now Representative Currie moves that allowing perfunctory time for the Clerk, that the House stand adjourned until April 2nd at the hour of 10 a.m., and on that, Representative Black."

Black: "Well, Mr. Speaker. I... inquiry of the Chair."

Speaker Hannig: "Yeah, state your inquiry."

Black: "Before you adjourn I just talked to the technical people in the Clerk's Office and Transcription, there's been a glitch in the computer since about noon and they have asked if we could run through all the Bills from noon on because the computer is now fixed. Would that be all right with you?"

Speaker Hannig: "We're going to do that next year on April 1st."

Black: "All right, well, just so there's a record of all of the momentous things that took place today."

Speaker Hannig: "Very good, Representative Black. And now Representative Currie renews her Motion. Well, Representative Howard, excuse me. For what reason do you rise?"

Howard: "Yes, thank you so much. Very quickly, I did go to 114 and experienced that 3-D Learning Technologies Program. It is absolutely marvelous. I certainly hope that everybody will go after Session. They're going to hang there for those of you who have not seen it yet. It is a program that I hope we get in all of the schools in this state. Please, if you can, stop by there. Thank you."

Speaker Hannig: "Thank you, Representative Howard. And now, Representative Currie renews her Motion, that allowing

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perfunctory time for the Clerk, that the House stand adjourned until tomorrow, April 2nd, at the hour of 10 a.m. All in favor say 'aye'; opposed 'nay'. The 'ayes' have it and the House stands adjourned."

Clerk Mahoney: "The House Perfunctory Session will now come to order. On the Order of Senate Bills-First Reading, Senate Bill 2397, offered by Representative Molaro, a Bill for an Act in relation to state finance. Senate Bill 2432, offered by Representative Hannig, a Bill for an Act concerning primary fees... printing fees. Senate Bill 2908, offered by Representative Meyer, a Bill for an Act concerning financial regulation. Senate Bill 2112, offered by Representative Madigan, a Bill for an Act in relation to taxes. Senate Bill 2147, offered by Representative Meyer, a Bill for an Act concerning fire safety. Senate Bill 2112, offered by Representative Madigan, a Bill for an Act in relation to taxes. Senate Bill 2349, offered by Representative Rita, a Bill for an Act regarding schools. Senate Bill 2907, offered by Representative Joyce, a Bill for an Act concerning consumer protection. Introduction of Executive Orders. Executive Order 2004-1, Executive Order abolishing the Women's Commission and creating the Governor's Office of Women's Affairs. Filed with the Clerk's Office, April 1, 2004. Executive Order 2004-2, Executive Order to reorganize agencies by the transfer of certain media relation functions to the Department of Central Management Services. Filed with the Clerk's Office, April 1, 2004. Executive Order 2004-3, Executive

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Order to reorganize agencies by the transfer of certain programs of the Department of Commerce and Economic Opportunity and the Department of Revenue to the Department of Public Aid and the Department on Aging. Filed with the Clerk's office, April 1, 2004. Executive Order 2004-4, Executive Order to reorganize agencies by the transfer of certain functions of the Department of Central Management Services to the Department of State Police. Filed with the Clerk's Office, April 1, 2004. Executive Order 2004-5, Executive Order to transfer certain administrative and support functions of the Illinois Building Commission to the Capital Development Board. Filed with the Clerk's Office, April 1, 2004. Executive Order 2004-6, Executive Order to reorganize agencies by the transfer of functions of the Department of Financial Institutions, the Department of Insurance, the Department of Professional Regulation and the Office of Banks and Real Estate into the newly created Department of Financial and Profession Regulation. Filed with the Clerk's Office, April 1, 2004. Being no further business, the House Perfunctory Session stands adjourned."