

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Clerk Mahoney: "House Perfunctory Session will come to order. Referred to the House Committee on Rules is House Resolution 201, offered by Representative Jerry Mitchell. House Resolution 204, offered by Representative Howard. Committee Reports. Representative Holbrook, Chairperson from the Committee on Environment & Energy, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 1514; 'do pass as amended Short Debate' House Bill 667, House Bill 918, and House Bill 2347; 'recommends be adopted' House Resolution 102, and House Resolution 127; 'recommends be adopted' House Joint Resolution 4. Representative Delgado, Chairperson from the Committee on Human Services, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 44, House Bill 976, House Bill 1350, House Bill 2461, House Bill 2480, House Bill 3453, House Bill 3467, House Bill 3674, and House Bill 3819; 'do pass as amended Short Debate' House Bill 740, House Bill 920, House Bill 1005, House Bill 1349, House Bill 2374, House Bill 2531, House Bill 2578, and House Bill 3564, and House Bill 1430, and House Bill 3801; 'do pass as amended Standard Debate' House Bill 1098; 'recommends be adopted' House Resolution 5 and House Resolution 12. Representative Burke, Chairperson from the Committee on Executive, to which the following measure/s was/were referred, action taken on March 09,

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

2005, reported the same back with the following recommendation/s: 'do pass Short Debate' Agreed List 1, 2, and 3, House Bill 129, House Bill 454, House Bill 3471, House Bill 3577, House Bill 3604, House Bill 3622, House Bill 3627, House Bill 3643, House Bill 3679, House Bill 3755, House Bill 3798, House Bill 3812, House Bill 3821, House Bill 3825, House Bill 3879, House Bill 4014, House Bill 3651, and House Bill 4049; 'do pass as amended Short Debate' is House Bill 515, House Bill 690, House Bill 1080, House Bill 1971, House Bill 2077, House Bill 2137, House Bill 2242, House Bill 3462, House Bill 3544, House Bill 3532, House Bill 3800, and House Bill 4051. Representative Lang, Chairperson from the Committee on Gaming, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 1271; 'do pass as amended Standard Debate' House Bill 3640; 'recommends be adopted' House Resolution 52. Representative May, Chairperson from the Committee on Environmental Health, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 4067; 'do pass as amended Standard Debate' House Bill 2572. Representative McKeon, Chairperson from the Committee on Labor, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 911,

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

House Bill 915, and House Bill 2695; 'do pass as amended Short Debate' House Bill 689, and House Bill 3752. Representative Osterman, Chairperson from the Committee on Local Government, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 914, House Bill 1395, House Bill 2447, House Bill 3475, House Bill 3621, House Bill 3694, House Bill 3843, and House Bill 3867; 'do pass as amended Short Debate' is House Bill 655, House Bill 975, House Bill 1517, House Bill 2500, and House Bill 3831. Representative Saviano, Chairperson from the Committee on Registration & Regulation, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 866, House Bill 1061, House Bill 3498, and House Bill 3696; 'do pass as amended Short Debate' House Bill 876, House Bill 1445, House Bill 2483, and House Bill 2577. Representative Giles, Chairperson from the Committee on Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 1336, House Bill 1535, House Bill 3480, House Bill 3500, House Bill 3554, House Bill 3555, House Bill 3615, House Bill 3646, House Bill 3678, House Bill 3680, and House Bill 3691; 'do pass Standard Debate' House Bill 978, House Bill 3624, House Bill 3685; 'recommends be adopted' House

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Resolution 23, and House Resolution 178. Representative Soto, Chairperson from the Committee on Child Support Enforcement, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 764, House Bill 2443; 'do pass as amended Short Debate' is House Bill 2598. Representative McCarthy, Chairperson from the Committee on Higher Education, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 3488, House Bill 3724, and House Bill 3802. Representative Franks, Chairperson from the Committee on State Government Administration, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 116, House Bill 124, House Bill 567, House Bill 638, House Bill 1565, House Bill 2396, House Bill 2487, House Bill 2517, House Bill 2528, House Bill 2533, House Bill 3517, House Bill 3523, House Bill 3524, House Bill 3529, House Bill 3531, House Bill 3576, House Bill 3597, House Bill 3606, House Bill 3687, and House Bill 3721, House Bill 2536, and House Bill 3751, House Bill 3417, House Bill 3457, House Bill 3487, House Bill 3515, House Bill 3757, House Bill 3770, House Bill 3823, and House Bill 3842; 'do pass as amended Short Debate' is House Bill 483, House Bill 711, House Bill 1073, House Bill 2445, House Bill 2455, House

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Bill 2693; 'do pass as amended Standard Debate' is House Bill 1097; 'recommends be adopted' is House Resolution 16, House Resolution 107, House Resolution 128, House Joint Resolution 2, House Joint Resolution 3, House Joint Resolution 10, and House Joint Resolution 13. Representative Mendoza, Chairperson from the Committee on International Trade & Commerce, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 3641, House Bill 3667, House Bill 4053; 'do pass as amended Short Debate' House Bill 1056. Representative Fritchey, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measure/s was/were referred, action taken on March 09, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 568, House Bill 868, House Bill 1431, House Bill 2552, House Bill 3538, House Bill 3581, House Bill 3595, House Bill 3749, and House Bill 4031; 'do pass as amended Short Debate' House Bill 183, House Bill 360, House Bill 712, House Bill 834, House Bill 984, House Bill 1063, House Bill 1299, House Bill 1318, House Bill 917, and House Bill 1429; 'do pass as amended Short Debate' is House Bill 1633, House Bill 2588, and House Bill 4023."

Speaker Turner: "This is the day that the Lord has made. The hour of 3:00 having come and went, the House shall come to order. Members are asked to turn off their cell phones and laptops. Mem... people in the gallery are asked to stand

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

with us as we are led in the invocation today by Reverend Lee Crawford, who's the Assistant Pastor of Victory Temple Church in Springfield. Reverend Crawford."

Reverend Crawford: "Let us pray as we lift our hearts up before His presence. Most precious and eternal God, beside You there is no other. Father, we come so humbly before You, reminded of the spirit of Your word that asked us that if we would just seek You, that we would find You. That if we would take the time and knock, that that door will be open. That if we would just ask You, that it will be given unto us. So, Father, it is this day we have a confidence that we can come before You, asking that the strength of God sustain us, that the power of God would preserve us, and that the hand of God protect us. We pray that the way of Your spirit would direct us. We ask that the grace of God and the power of Your precious spirit would be with us and be upon us this day and forever. Amen."

Speaker Turner: "We shall be led in the Pledge today by the Gentleman from McDonough, Representative Myers."

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

Speaker Turner: "Roll Call for Attendance. The Gentleman from Jackson, Representative Bost, for what reason do you rise?"

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

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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

Currie: "Thank you, Speaker. To report that there are no House Democrats who are excused today."

Speaker Turner: "We have 116 Members answering the quorum call, a quorum present. We shall proceed with business. The Lady from Cook, Representative Mulligan, for what reason do you rise?"

Mulligan: "Thank you, Mr. Speaker. I rise to a point of personal privilege. We have a group here of students from around the state participating in Capitol Forum. I have a group personally from Main South who's in the gallery right up... back there."

Speaker Turner: "Let's welcome the group from Main South. Rules Report, Mr. Clerk."

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 March 10, 2005, reported the same back with the following recommendation/s: 'approved for floor consideration' is Amendment #1 to House Bill 23, Amendment #3 to House Bill 246, Amendment #1 to House Bill 506, Amendment 3 to House Bill 733, Amendment 2 to House Bill 991, Amendment 1 to House Bill 1133, Amendment 1 to House Bill 1597, Amendment 2 to House Bill 2344, Amendment 2 to House Bill 2389, Amendment 2 to House Bill 2421, and House Resolution 204."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "If I may have your attention. Members, it is the plan of the Chair to work for approximately two hours. You can make it... you can make it less than that by being very attentive and voting your switches at the proper time. But it is the plan of the Chair at this point to work approximately two hours. Mr. Clerk, Agreed Resolutions."

Clerk Mahoney: "On the Order of Agreed Resolutions is House Resolution 200, offered by Representative Sacia. House Resolution 202, offered by Representative Scully. House Resolution 203, offered by Representative Hannig. House Resolution 205, offered by Representative Verschoore. House Resolution 206, offered by Representative Miller. House Resolution 207, offered by Representative Flowers. And House Resolution 211, offered by Representative Parke."

Speaker Turner: "Representative Currie moves for the adoption of the Resolutions. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And those Resolutions are adopted. The Lady from Cook, Representative Kelly, for what reason do you rise?"

Kelly: "Point of personal privilege."

Speaker Turner: "State your point."

Kelly: "On behalf of Representative David Miller, Will Davis, George Scully, and myself, I would like welcome to all of you Homewood-Flossmoor High School, a blue ribbon school in our district. They're sitting... stand up, you guys."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "Stand up, Homewood-Flossmoor. Welcome to Springfield. The Gentleman from DuPage, Representative Biggins, for what reason do you rise?"

Biggins: "Well, thank you, Mr. Speaker. I have a question of the Chair."

Speaker Turner: "State your question."

Biggins: "While, I appreciate your telling us how long the Chair intends to work this afternoon, do you have any idea how long you think the Members are gonna have to work this afternoon? I'd like to kinda plan things, if you know what I mean. Well, take it under advisement, if you will."

Speaker Turner: "We'll do that, Representative."

Biggins: "Thank you."

Speaker Turner: "Okay. The Lady from Lake, Representative May, for what reason do you rise?"

May: "Yes, Mr. Speaker. Pursuant to House Rule 60(b), I move to table House Bill 1553. I have filed this in writing."

Speaker Turner: "Representative May, are you the primary Sponsor of the Bill?"

May: "Yes."

Speaker Turner: "The Lady moves for the... to table House Bill 1553. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the Bill will be tabled. We're gonna start on page 19 of the Calendar, if everybody will look at your Calendar. We're gonna start with Representative Verschoore's Bill, House Bill 1339, and we're gonna go down the Calendar in

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

that order. The first Bill is House Bill 1339. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1339, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Rock Island, Representative Verschoore."

Verschoore: "Thank you, Mr. Chairman, Members of the Assembly. What this Bill does is it's a... affects the licensing suspension for first-time offenders operating snowmobile and watercraft and it makes it language cleanup for the DNR. It also changes the reporting of an accident on a watercraft from \$500... it raises that up to \$2 thousand. Like I said, it's kind of a cleanup and I would be glad to answer any questions."

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

Fritchey: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Fritchey: "Representative, to the best I understand here, if an individual were to be found to be operating a snowmobile or watercraft under the influence, they would then suspend their automobile driver's license?"

Verschoore: "No, it would be... suspend them from operating a watercraft or a snowmobile."

Fritchey: "Solely?"

Verschoore: "Solely."

Fritchey: "In that case, I have nothing else to ask you. I... I read this differently. My... my con... my concern was that

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

there were gonna be driving be privileges that were gonna be removed."

Verschoore: "No, I don't... it doesn't apply... if it's for... if they were operating a snowmobile or a watercraft, it would... it would keep them from doing that, but it wouldn't keep them from operating an automobile, the way I understand it."

Fritchey: "I appreciate the answer. Thank you, Representative."

Verschoore: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1339 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? Representative Dugan. 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 the Order of Third Reading, we have House Bill 1343. Representative Delgado. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1343, a Bill for an Act concerning education. Third Reading of this House Bill."

Delgado: "Yes, thank you, Mr. Speaker and Members of the House. House Bill 1343 creates the Child Welfare Student Loan Forgiveness Act. It establishes the Child Welfare Student Loan Forgiveness Program to provide loan assistance, subject to appropriations, to eligible students for upper-division undergraduate and graduate study in social work or

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

human services. Provides that forgivable loans may be awarded for a maximum of two academic years and requires a loan recipient to work in a child welfare at the Department of Children and Family Services, its successor, or contracting agency for at least the number of years for which the loan is received. Such maximum amounts for the loans are \$4 thousand for loans awarded at the undergraduate level and \$8 thousand for loans awarded at the graduate level. And it contains provisions re... concerning eligibility, repayment, credit, and penalty for noncompliance. And I would ask for your 'aye' vote."

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, always in this kind of legislation there's always a controversy to it. Do we find anybody rising in opposition to your legislation, say, in committee or they'd talk to you about? And if so, what is the basis of their problem with your... 'cause these... this is always a very difficult kinds of Bills."

Delgado: "Right. I appreciate the question, Representative Parke. Actually, the Illinois State Scholarship Commission has a variety of loan programs, forgiveness debt programs like this, so there's no opposition to it. And again, because it also has a provision in it just based on if appropriations is available. But this is something that we

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

wanna keep our graduates here in Illinois and ISCC... ISSC has similar programs in other areas."

Parke: "Now, they claim that it's \$600 thousand and its cost. Do you know that to be true?"

Delgado: "Ya know, that's a good question. I... my question is how do we arrive at that without a figure, a number, of how many possible students would be eligible for this? And I'm not too... and actually, I'm not... because it's subject to appropriations and realistically understanding how tight this budget is, we wanna put this out there but I will ask for a detailed breakdown of how they arrived at their numbers."

Parke: "Well, it says all it takes is 100 students. One hundred students will cost 600 thousand."

Delgado: "All right."

Parke: "And if that's the case, what funding source do you have for \$600 thousand for your legislation?"

Delgado: "Right. To be very frank, at this time, Mr. Parke, I am working on that with the commission and with my staff. At this joint... at this point, we have not identified a revenue stream and I consider this a work in progress and put it in place. But as I learned last year, at the eleventh hour I was able to identify funds, as I do chair Human Services, and work through appropriations to hopefully, through this budget process, have that done. But obviously, the timetable for moving Bills, we're ahead of the process."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Parke: "Well, all I can say is that we continue to pass legislation, all of it well intended, that costs money. I presume that if there's no funding source that the Governor then will be forced to veto your legislation."

Delgado: "I do agree with that comment, Representative."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1343 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 110 voting 'aye', 0 'noes', and 6 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1344. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1344, a Bill for an Act concerning business. Third Reading of this House Bill."

Speaker Turner: "The Lady from Grundy, Representative Gordon."

Gordon: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 1344 is a way to protect the consumer by adding the automati... excuse me, Automotive Collision Repair Act to the list of Acts in the Consumer Fraud and Deceptive Business Practices Act of which a person is prohibited from knowingly violated. This should've been done when the Auto... Automotive Collision Repair Act was passed in the 93rd General Assembly. It's a matter of cross-referencing the information for the consumer and I would ask for your 'aye' vote."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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: "She indicates she will."

Parke: "Representative, it says here that... that they have to... when a rebuilder shall, in addition to meeting the requirements of the Vehicle Code provision, provide proof of compliance with the Automobile Collision Repair Act."

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

Parke: "It says here that we have to show proof of Automobile Collision Repair Act. How do they show the proof?"

Gordon: "They have to show proof of... I'm sorry. They have to show proof that there's a viola... proof of..."

Parke: "Hold it, it's my mistake."

Gordon: "Okay."

Parke: "Thank you. I'm looking at the wrong legislation. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1344 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, 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1358. Representative Lyons. Read the Bill, Mr. Clerk."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Clerk Mahoney: "House Bill 1358, a Bill for an Act concerning transportation. Third Reading of this House Bill."

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

Lyons, J.: "Thank you, Speaker, friends and colleagues in the General Assembly. House Bill 1358 amends the Vehicle Code by requiring motor carriers intending to become licensed and to provide transportation along fixed routes to airports must serve notice via certified mail with a return receipt requested in addition to the notice in the publication which already exists to both the existing license holders and the municipality or airport operating the airport. This basically is an initiative of all of the transportation carriers as well as the City of Chicago, affecting both Midway and O'Hare Airports. There are no known oppositions, 9-0 out of committee. I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1358 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 the Order of Third Readings, we have House Bill 1383. Read the Bill, Mr. Clerk."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Clerk Mahoney: "House Bill 1383, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Menard, Representative Brauer."

Brauer: "Thank you, Mr. Speaker, Members of the House. House Bill 1383 simply amends the State Employee Pension Code. It provides that instead of repaying the entire amount of a refund, a member may repay a portion of the refund and receive credit for that portion of the refund that was repaid. Current law requires members repaying a refund to repay the entire refund and not just a portion of it. I'll answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1383 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? Bradley. 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 the Order of Third Readings, we have House Bill 1402. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1402, a Bill for an Act in relation to firefighters. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Fulton, Representative Smith."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "Thank you, Mr. Speaker, Ladies and Gentlemen. This is a very simple change at the request of the Associated Firefighters, has to do with the language that current... currently exists for suspensions for disciplinary action. Currently, the law refers to a 72-hour period and as we all know that most full-time firefighters now work a 24-hour shift. This simply would change the law to reflect that. All parties involved are in agreement. It will... this will clarify the original intent of giving a duty day suspension. Again, this is supported by all parties, that would be the Associated Firefighters as well as the Illinois Municipal League."

Speaker Turner: "The Gentleman from Cook... Seeing no questions, the question is, 'Shall House Bill 1402 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 the Order of Third Readings, we have House Bill 1403. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1403, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Fulton, Representative Smith."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "Thank you, Mr. Speaker. Again, a firefighter issue. This Bill is an initiative of the Associated Firefighters. It does not impact the current 3-year moratorium that the firefighters have with the Illinois Municipal League. There is no cost involved in this to the state or to local governments. This Bill would reconstitute downstate local firefighter pension boards, effective April of 2006. The new boards would mirror what currently exists for downstate local police pension boards. Currently, a fire department or fire district boards have eight members, city and town boards have nine members, and village boards have nine members. The new proposal would consist of two members appointed by the mayor or the president of the board of trustees of the fire district, two members elected by active-duty firefighters, and one retired firefighter elected from the retirees. We believe that the new boards will more accur... accurately reflect the interests of all the parties involved and at the same time mirror the composition that currently exists in the law for downstate police pension systems. I'd be happy to answer any questions."

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

Schmitz: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Schmitz: "Thank you, Speaker. Representative, I have a quick question. Does this say that the districts 'have' to or they... they can reconstitute?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "No, it... it says that they 'have' to."

Schmitz: "They have to. And then how... does this differ at all from the current breakdown or the way the boards are set up now?"

Smith: "Yes, it does. It... it would streamline the boards. If you're talking about a... a district, I believe a district board currently would have eight members. Under this, all boards, whether it's a district, a municipality, would have a five-member board, similar to what the police systems do. Two members appointed by the mayor or the... or the board president, two members elected by the active-duty members, and one elected by the retirees."

Schmitz: "So did we... did we knock down the number of elected positions, gone from eight to five?"

Smith: "The number elected by the active duty?"

Schmitz: "Well, as... as we go down from eight to five, did we allow another appointment and takin' away election or... I'm trying to... in this Body I was trying to hear the breakdown that you were going through, ya know, a minute ago."

Smith: "I'm not sure of the breakdown, currently, under the eight-member board, I believe it could be a reduction. But... Right. It'll reduce all the boards down to five, it depends on whether it's a district board or a municipal board. If it's an eight-member board chances are we will reduce the number of elected members, but we're also reducing the number of appointed members. Did you hear that?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Schmitz: "I got that. Thank you. Are we changing, in any way, the type or the qualifications for the people to be on the board?"

Smith: "No. No, this does not address that."

Schmitz: "That'll stay the same. And the opposition was the... our analysis shows Will County Governmental League."

Smith: "I haven't heard from them, no."

Schmitz: "It's... there's no testimony in committee or anything?"

Smith: "No."

Schmitz: "Okay. Thank you, Representative. Thank you, Speaker."

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

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

Speaker Turner: "He indicates he will."

Meyer: "Representative, why are we doing this... or why are you proposing this?"

Smith: "As I said, Representative Meyer, this is an initiative of the Associated Firefighters. And this simply would bring parity between the downstate fire pension boards and the downstate police pension boards. So the board would be constructed the same as for downstate police pension boards. And the belief is that... that the new makeup would more accurately reflect the interests of those participating in that pension system."

Meyer: "Well, when you say it'd bring parity to the police board, what is it about the current board makeup that is constituting the problem?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "I think... I think one of the concerns is that it's different if you're a fire protection district, it's different if you're a municipality, if you're a municipal department, there are different sizes for those two different categories. Sometimes it can be unwieldy, sometimes one side might have an advantage over the other. We don't have that problem with the police pension systems so it's a belief that this would be, as I said, more accurately reflect the interests of the... of the people participating in the pension."

Meyer: "In terms of percentage of participants representing different categories, whether it be the municipalities, the retired firefighters, or the active firefighters, well, what's the mix of the old board versus the new board?"

Smith: "Representative, I'm told that... that the percentages will stay the same except in the cases of villages who, in many cases, have the opportunity to appoint the village attorney, and that would not be the case under this unless... I guess unless the mayor wanted that to be one of the two appointees of the village."

Meyer: "Is there some reason why the village attorney... or is there some problem the village attorney causes the board or what?"

Smith: "No, it... it just... ya know, it can give the employer a greater proportion of the members."

Meyer: "My analysis shows the Will County Governmental League is opposed to this. Do you know the reason?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "No. I believe Representative Schmitz asked that and I have not heard from them, Representative."

Meyer: "I apologize, I had not heard the question, it's noisy in here. You've had no contact from them at all?"

Smith: "Not from that group, no."

Meyer: "Okay. Thank you then."

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

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

Speaker Turner: "He indicates he will."

Leitch: "Tell me again why we need this."

Smith: "Representative, the... the intent is to provide some parity between the police systems and the... and the fire systems. This is the way the police boards are constituted currently. There's... there's different levels of boards depending on current... under current law, whether you're a fire protection district or whether you're a municipal department. And so this would, first of all, would reduce the number of members on the board. It would make it the same regardless of whether you're a district or a department and it would be the same as we have for the cops, which seems to be working very well."

Leitch: "Well, I'm... I'm not sure that that's entirely the way I would view it. I know in the case of Peoria, Mary Ulrich was serving on there for years as city treasurer. Why would you want her off that board?"

Smith: "No, this... this doesn't change that. The... the city would still have two appointments to the board. The... the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

active employees would elect two. Proportionately, that's about the same under the existing system, it would just be a smaller number. So, the city... the mayor can still appoint the city treasurer or whomever they wish to serve on the board, the city would have two seats."

Meyer: "I... I think my concern is there are a number of funds around the state that are susceptible to being influenced by people who would... who will want to be advisors who may or may not have the qualifications to be advisors or to advise in a fashion that's in the best interest of the taxpayers and of the firefighters. So, I'm... I'm very unclear as to why you would want to give the majority of this board to firefighters as opposed to other professionals and others who may have a better grasp of investing in pension issues themselves. I don't see how this helps the fund."

Smith: "Well, it... I guess it shouldn't affect the fund, and certainly in terms of investments or investment policies, ya know, this... this shouldn't affect that at all. You know, and... and to say that this gives..."

Meyer: "Well, I would think it would though, because if you have a number of people who one might make the assumption or laymen in charge of allocation policies and... and other important decisions, which... who to use as the advisor and so forth, that this could result in some unfortunate decisions being made by these boards without having other expertise on them. I don't see... I don't see the logic behind the change."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Smith: "Well, I guess there's no guarantee that that wouldn't happen under the current system. Just because there's a bigger board doesn't necessarily mean there are gonna be people with more expertise on the board."

Meyer: "Well, I... I simply recall the day when a group came down here with someone who later went to jail who was being promoted by the local equivalent here of th... of this Bill. And I mean, I think it was a very unfortunate and a very risky situation then and I don't see how this Bill would improve it. I think it's a very... should be very concerned about moving in this direction. And I think the direction that it should be pursued is one that would bring more professionalism to the investment policies and to the overall strategies employed by these boards. And I think throughout the state, not just picking on our area, this is a problem of increasing concern, especially as municipalities are picking up more and more and more real estate property tax... taxes to fund the... these benefits. So, I think this is a very important issue and... and one that would not be served well by reducing the number of... of potential professionals that would serve on the board. Thank you."

Smith: "If I could just..."

Speaker Turner: "Representative Smith to close."

Smith: "Thank you, Mr. Speaker. If I could just say this, this legislation has nothing to do with professionals serving on a local fire pension board. If a mayor or the president of the board of trustees wishes to have a financial consulting

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

professional on the board, they can do that. If they wish to have the... the village treasurer, the city treasurer, as many do currently, they still can do that. This will provide two appointments for the municipality or for the fire protection district, two for active retire... or for active members and one for retirees. And to say that it gives a majority to the... to the firefighters is not necessarily the case. As we all know, active duty members may not always represent the issues of retirees and vice versa. So I would ask for your favorable consideration. I'm pleased to be joined by Representative Black and Representative Bost as cosponsors on this issue and I would ask for your favorable vote."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1403 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... Representative Leitch, you wanna vote? The Clerk shall take the record. On this question, there are 82 voting 'aye', 33 voting 'no', and 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1432. Representative Millner. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1432, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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

Millner: "Thank you, Mr. Speaker and Members of the House. House Bill 1432 amends the Criminal Code to make it an aggravated assault or an aggravated battery when the individual being assaulted or battered and the person committing the assault or battery is in or about a publicly- or a privately-owned arena during a professional, collegiate, or Olympic sporting event. And I ask for your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1432 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, 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Reading, we have House Bill 1434. Representative Patterson. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1434, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

Patterson: "Mr. Speaker, I rise to present for consideration House Bill 1434. House Bill 1434 enhances the penalties for theft of government property. Currently, theft of government property is treated just like an ordinary theft."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

House Bill 1434 defines 'government property' as 'funds or other property owned by the state, a unit of government, or a school district.' Presently, enhanced penalties for theft are required when a theft was committed in a school or place of worship. This Bill simply adds theft of government property to the list. Mr. Speaker, I respectfully request a favorable consideration of House Bill 1434."

Speaker Turner: "We've got a long line here. The Lady from Cook... the Lady from Kane, Representative Lindner, for what reason do you rise?"

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

Speaker Turner: "Indicates he will."

Lindner: "Representative, you know, we've had a number of Bills in the Criminal Law Committee go through talking about different kinds of theft. And I really don't understand why you would add to this long line... isn't theft, theft and why do we need a special one for government property?"

Patterson: "Well, first of all, theft of government property not only steals from the entity of the government, it also steals from all taxpayers throughout the... the State of Illinois. And secondly, the government oftentimes is reviewed... is viewed as an entity with deep pockets. Governments are self-insured and governments must recoup or pay twice the cost of an item that's stolen in order to have it on the... bring it back to the workplace."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Lindner: "Well, you know, I... I assumed this Bill happened in your district... from something that happened in your own district."

Patterson: "No, Representative, I think theft occurs..."

Lindner: "Is it something that happened in the City of Chicago?"

Patterson: "No, theft occurs all across this state. For... matter of fact, human beings are the most ingenious and clever creatures on the face of this earth. For some humans, no matter what is described as dysfunctional behavior, requires intervention of a certain sort to stop atypical behavior, such as stealing government property. There's... in need and incentive to make that happen. Accordingly, to cor... to curtail the dysfunctional behavior of stealing government property, House Bill 1434 adds stiffer penalties for such abnormal behavior."

Lindner: "Representative, I think you're being very disingenuous. We were told that this had to do with some theft of some asphalt or cement someplace in Chicago. You know, those of us who aren't from Chicago hear these stories all the time about things falling down on ya from buildings all over the place and cement breaking and everything and we're sick of having these Bills just for Chicago. And just trying to enhance of the poor Criminal Code, nobody's ever gonna be able to carry it any place, it's gonna be so big with all these enhancements so that all these theft crimes... so what the heck are you doing?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Patterson: "Well, I agree, Representative, that there have been theft in the City of Chicago and there are some ingenious, clever people in Chicago, but I disagree that it's only occurring in the City of Chicago. This is for the entire State of Illinois."

Lindner: "Well, Representative, also, my across-the-aisle mate here, Monique, has just alerted me to the fact that there is something sticking out of your side pocket there. What could that be? Does that have something to do with this Bill? Is there... is there some kind of collusion going on here? Are you trying to... trying to get out of something by doing this Bill? Something that you did personally?"

Patterson: "No. No, Ma'am. Not at all."

Lindner: "Give us some examples of government property."

Patterson: "Well, government property would be... for example..."

Lindner: "Asphalt? Is asphalt government property?"

Patterson: "Yes, it is. Once it's purchased with taxpayers' dollars it becomes government property. It is the property of the people. And what happens when someone fraudulently remove or relocate asphalt that's going to be used for a specific purpose, the government, i.e., the taxpayers, are paying for it twice."

Lindner: "Are trucks or garbage trucks... are trucks or garbage trucks government property?"

Patterson: "Yes, Ma'am."

Lindner: "Well, I'm still trying to find the genesis of this Bill. Does this have something to do with all that asphalt that fell on people at Wrigley Field?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Patterson: "No, it's not specific to Chicago. It just is an incentive, an inducement, to correct abnormal behavior of stealing government property and the belief that the government entity is a source of deep pockets that can be constantly ripped off."

Lindner: "Well, I just don't understand this at all. All this asphalt falling all over the place and you have to do a theft Bill... a special theft Bill for it. We're sick of doing these Bills, especially for asphalt falling all over in Chicago. I don't understand it, Representative. I don't know."

Patterson: "Okay. Thank you, Representative."

Lindner: "I think it's not a good..."

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

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

Speaker Turner: "He indicates he will."

Patterson: "Yes."

Lang: "Thank you. Representative, just... if... if people couldn't tell from the last set of questions, this is your first Bill, would that be correct?"

Patterson: "Yes, it is, Representative."

Lang: "Yeah, I know Representative Lindner tried very hard to be a Bill... Bill Black, she wasn't too bad at it and she probably deserves some applause. Even I'm not Bill Black. But I... I wonder if you actually read the Bill itself, Representative, or this is one of those things where it

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

just went to LRB and you introduce the Bill and now we're out here on the floor."

Patterson: "No, I've read the Bill, Representative."

Lang: "Okay, good. So on line 7 of page 1, you refer to governmental property and then you say, 'as used in this part C.' What part C? I thought you read the Bill, Representative?"

Patterson: "Yes... yes, I did, Representative."

Lang: "All right. We'll wait. Is that long enough?"

Patterson: "It's a cross... it cross references the section that brought increased incentive, i.e., penalties, for theft of school property and theft from places of worship."

Lang: "Where... where is that? Is that in... in the Bill or is that in some portion of that statute that's not in the Bill? Let him handle this himself."

Patterson: "It's... it's in a portion of the statute that's not in this Bill. This statute refers to the previous statute that provide enhanced penalties of theft from schools and place of worship."

Lang: "Well, are you certain that under the law, statutes, constitution, and regulations of the State of Illinois, you can refer to a part C that isn't actually mentioned in your Bill?"

Patterson: "Yes, Sir. I depend upon my colleagues for wise counsel and I've been counseled that it does exist and I believe that and it's also stipulated in the... this current Bill."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Lang: "That's not too bad, Representative. I'm not finished with you, however. So, there's apparently a growing problem with people stealing government property. It that the point of the Bill?"

Patterson: "Yes, Representative. But I think the... the real issue is, as I indicated to you... or to the previous Representative, that human beings are some of the most ingenious creatures on the face of the earth."

Lang: "What kind..."

Patterson: "And so previously..."

Lang: "Wa... wait, what kind?"

Patterson: "The most ingenious and clever."

Lang: "Ingenious."

Patterson: "That's correct."

Lang: "As opposed to what other kind of beings?"

Patterson: "A snake."

Lang: "Snakes. All right."

Patterson: "I mean, we're above that."

Lang: "Well, yeah 'cause snakes are down there. Anyway, so how do you... how will you know over a period of time that this Bill is working? And the second part of that question would be, if the Bill's not working will you be coming back here to making the theft of paper clips a Class X felony?"

Patterson: "No, I... I'm certain that it will work, Representative, simply because all is needed is an incentive with increased penalties for this aberrant behavior for corrective measure. So oftentimes, when a... at present time it's a misdemeanor and once we increase the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

penalties and the... and the possible thief may realize that it becomes a felony, then that aberrant behavior becomes an intervention by this House Bill 1434 and I do believe it will cease."

Lang: "I notice on my analysis, maybe the Republicans have this on this... their analysis as well, that the Sen... CMS has no position on this Bill. Does that indicate that they don't think there's a problem with government thievery?"

Patterson: "I'm not sure. I would have to have a discussion with the director of CMS."

Lang: "Well, don't you think you should've had that discussion before you came to the floor?"

Patterson: "Possibly. Had CMS contacted my office relative to the Bill, I probably would have."

Lang: "Well, how 'bout if you hold this Bill to, let's say, August or September, we'll still be here, and perhaps you could be working with CMS during that period of time? Is that an option for you, Representative?"

Patterson: "No, it's not, Representative. I think this..."

Lang: "Well, all right."

Patterson: "...interventive (sic-intervention) measure is needed at the present time."

Lang: "So, do you think that CMS should be in favor of this Bill?"

Patterson: "Yes, I do. If CMS is over State Government properly, certainly they should be in favor of this Bill."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Lang: "So let me ask you one more question. Under the Ethics Act, if you steal \$300 worth of paper clips, do you have a worse problem under this Bill or under the Ethics Act?"

Patterson: "Under... you would have a worse problem under this Bill."

Lang: "And..."

Patterson: "'Cause previously it was considered a misdemeanor."

Lang: "What if you stole those paper clips and gave them to, let's say, oh, someone else who's a Member of the House? Would that create any difficulty for you or that other person?"

Patterson: "Well, that's really a question for the courts to decide and talk..."

Lang: "No, no, Sir."

Patterson: "Okay."

Lang: "Sir, wait, let me stop you. This is a question for you to answer."

Patterson: "Okay."

Lang: "This is your Bill. I think we would all agree this is the Representative's Bill."

Patterson: "Okay. Well, Representative..."

Lang: "And so, I think..."

Patterson: "Rep..."

Lang: "I think the crowd's getting hostile."

Patterson: "Representative..."

Lang: "I think it's time for you to answer these questions, Representative."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Patterson: "Okay. Well, Representative, I think that in this Body, if paperclips were commuted over to the other side of the aisle, I would not... I believe that would just simply be a loan. But I... but however, if those paper... \$300 were removed from this building... \$300 worth of paper clips were removed from this building to be taken elsewhere, \$300 worth of paper clips, in my view, are an awful lot of paper clips. So it's not a single... it is... it is an offense."

Lang: "Well, the whole Bill's an offense, Representative. I think we can agree on that. Well, I... I thank you. I'm not really certain, maybe the crowd will disagree, but I'm not really certain you've explained your Bill all that well and I'd be asking the Members to take a look very carefully at this Bill. Thank you, Representative."

Patterson: "All right. Thank you, Representative."

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

Colvin: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Patterson: "Yes."

Colvin: "Representative Patterson, I, first of all, want to congratulate you on your first piece of legislation. And I wanted to ask you now, are you aware... so you're saying that in the city where you represent in Chicago, that... and I saw in the staff analysis that thousands of pounds of asphalt was stolen. Is that right?"

Patterson: "Well, I'm not personally aware. I think that that was just an example, for ex..."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Colvin: "Oh, so this... this didn't happen?"

Patterson: "It's just as if someone asked you a question and you ask an example. I have no firsthand knowledge of missing asphalt."

Colvin: "Well, I... I didn't say you had it, I just said that I thought that I read somewhere that may have... this of... may have happened. I was wondering that that was being in the analysis and all, that was an example that you gave or did staff just make that up or...?"

Patterson: "I believe it may have come out during committee testimony only as a source of an example, not a real world issue. But theft from government is a real world issue..."

Colvin: "All right."

Patterson: "...and it happens across the width and breadth of this state."

Colvin: "Now, I was looking at the provisions for... for criminal punishment and... and I guess I was wondering... First of all, let me ask you, how much is... do you have an... any idea what the value of a thousand pounds of asphalt is?"

Patterson: "Well, if it's up to \$10 thousand it would be a Class II felony and that would three... be 3 to 7 years."

Colvin: "So, whatever the open market was for asphalt on that given day when he was sentenced, ya know, they would figure out what it is and that would be the penalty he'd be subject to."

Patterson: "That's correct, Representative."

Colvin: "So, if... what if the guy sold it by the pound and he sold it for maybe a hundred fifty dollars a pound, would he

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

be subject to just a misdemeanor? 'Cause he was sayin', you know, maybe he only got a couple hundred bucks for it."

Patterson: "If the..."

Colvin: "I'm afraid there may be a loophole here where you could maybe take thousands of pounds of asphalt and sell it for 200 bucks and only be guilty of a misdemeanor offense."

Patterson: "But their... their issue is it's the... the act itself of taking a thousand pounds, no matter what you sell it for."

Colvin: "Well, Representative, you wouldn't be willin'... I mean, I just see where, ya know, its value versus what it's been sold for. I mean, he could probably make an argument in court that, ya know, it's only worth \$200. Do think maybe we should pull this Bill out of the record and wait and figure out how we could tighten up that loophole so that no one would get off and that everyone who stole something of value would be penalized for exactly what the value was it for... was for?"

Patterson: "No, Representative. And I'll tell ya why. When the government has purchased an item or items, the taxpayers have paid for that item or items. So, no matter what the thief sells it for, taxpayers' dollars are allocated to purchase that item. So, there's a fixed value associated with it. So therefore, that value would be known. So if it's \$300... up to \$300, it's a Class IV felony."

Colvin: "All right. Well..."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Patterson: "If it's up to \$10 thousand, it's a Class II felony and so on."

Colvin: "Yeah, yeah, yeah. I... I read the Bill, Representative. All right, thank you very much."

Patterson: "Thank you, Representative."

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

Giles: "Thank you, Mr. Speaker. Will all new Members that's going to call a Bill for the first time please do it Tuesday or Wednesday, not on Thursday. Mr. Speaker, I move the previous question."

Speaker Turner: "The Gentleman asks leave for previous question. All those in favor say 'aye'; all those opposed say 'no'. The Bill's moved to previous question. Representative Patterson to close. Patterson to close."

Patterson: "Thank you, Mr... thank you, Mr. Speaker. And to my colleagues, I'm asking for a favorable vote in consideration of House Bill 1434."

Speaker Turner: "You've heard the question. All those in favor of House Bill 1434 passing 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? Have all voted who wish? This is the last call. Representative Flowers. The Clerk shall take the record. On this question, there are... there are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On Supplemental Calendar #1, we

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

have House Resolution 178. Read the Resolution, Mr. Clerk.
House Resolution 178. Representative Smith."

Smith: "Thank you, Mr. Speaker. Ladies and Gentlemen, this is a Resolution dealing with support staff positions in our local school districts. There are about 18 thousand support staff workers in the 900-plus school districts in the State of Illinois. Generally, these positions pay a fair salary and benefit package which prevents a high turnover rate in these jobs, which are very important in the delivery of the education to our children. Currently, many school districts are looking at privatizing these services to help solve some of their financial problems, just like privatization of other positions that we've looked at in State Government. Privatization does not necessarily mean a cost savings, does not mean a safer product, and it can lead to further costs, oftentimes many unanticipated costs. This Resolution would simply state that this Body discourages the privatization of support staff positions by our local school districts. And I'd ask for you favorable... favorable consideration."

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

Parke: "Yes, will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Parke: "Representative, why do some school districts want to privatize?"

Smith: "Representative Parke, as I said in my remarks, many of them are looking at it as a way to... to help them in their

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

financial difficulties that... that many of our school districts are currently facing."

Parke: "Are they... are they competent?"

Smith: "I'm sorry. Is who... is who competent?"

Parke: "Are the... the people they would hire. And... when they privatize, they would hire people."

Smith: "Well, that... that's a good question, Representative Parke. I think, ya know, in order to provide the services cheaper, you're gonna have to... to cut back somewhere. I think this simply says that we recognize the 18 thousand people who are currently employed in these positions do a good job, they provide stability, a low rate of turnover, and that's really the genesis behind this."

Parke: "Now, I just want to point out to the Body that this must work in some areas of this country. And there... there is... any time somebody wants to have the opportunity to try and save money, as long as it's comparable, I think it's worthy of looking at. Mayor Daley in the City of Chicago has privatized any number of activities that were run by the municipal government and has found that they have saved money and that, in fact, it is normally done well. So to discourage that, I don't know if that's really what we want. I think the Body needs to think about whether or not we wanna encourage us to at least look at that. And so, therefore, that bothers me. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Resolution 178 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. Voting is

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

now open. Have all voted who wish? The Gentleman from Cook, Representative Parke."

Parke: "Why would this be something that we would do... why wouldn't we do a voice vote on this?"

Speaker Turner: "We're gonna stay with the Roll Call, we've already started. But you're right, we did have the option. But we're gonna stay with the Roll Call. Have all voted who wish? Representative Schock. Representative Wait. Have all voted who wish? The Clerk shall take the record. On this question, there are 88 voting 'aye', 25 voting 'no', 0 'presents'. And the Resolution does pass. On page 19 of the Calendar, Third Readings, we have House Bill 1458. Representative Chapa LaVia. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1458, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Turner: "Representative La... the Lady from Kane, Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker and Members of the General Assembly. House Bill 1458 basically clean... does some cleanup language as far as updates the Civil Service Act, which has not been changed since the Vietnam War and brings the cities in compliance with the Fire Employees Commission Act. There are... there are actually 15 to 20 cities that actually fall under the Civil Service Act, and that's it. Proponents: the Illinois Fire Chiefs, the Illinois Fire Protection District, and the Illinois Fire and Police Commissioners."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1458 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', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Molaro, for what reason do you rise?"

Molaro: "Well, Mr. Speaker, I just wanna let you know that I certainly did not appreciate in the middle of Third Readings we went to a Resolution, I started putting my coat on, figuring we were done, and then all of a sudden we go back to House Bills. I think it was a tease and inappropriate."

Speaker Turner: "We'll satisfy ya later. On the Order of Third Readings, we have House Bill 1480. Representative Phelps. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1480, a Bill for an Act concerning labor. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from White, Representative Phelps."

Phelps: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1480 is the same exact Bill as House Bill 4428 of last year, ya... it sailed outta here with 109 votes. All this Bill does is protect the rights of

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

picketers on a picket line. And I ask for your 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1480 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 voting 'aye', 3 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Williamson, Representative Bradley, for what reason do you rise?"

Bradley: "I... I had my button on and it didn't go. I meant to vote 'aye'."

Speaker Turner: "The record will so reflect your intentions. On the Order of Third Readings, we have House Bill 1471. Representative Froehlich. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1471, a Bill for an Act concerning driving offenses. Third Reading of this House Bill."

Speaker Turner: "Representative Froehlich."

Froehlich: "Thank you, Mr. Speaker. House Bill 1471 adds two more... two more reasons... or two more offenses to aggravated driving under the influence. This Bill says it's aggravated DUI if you had no valid driver's license or if the offender was not covered by liability insurance. This is supported by all of the law enforcement groups and it passed unanimously in committee. I'm not aware of any opposition. Be happy to answer questions."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1471 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. There are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1486. Representative Mautino. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1486, a Bill for an Act concerning wildlife. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Bureau, Representative Mautino."

Speaker Turner: "Thank you, Mr. Chairman, Ladies and Gentlemen of the House. 1486 is an initiative that's been worked on for the past 3 years by the Trappers Association of Illinois and would allow the use of cable restraints that are not powered by springs or pulls in trapping of furbearing animals. This would be nuisance traps, for example, like for coyote or fox, to be used on land with the written permission of the landowner and a restructuring of the... of the cable restraints in conformance with basically Missouri law and Wisconsin law, which allow for this type of a set to be used in nuisance trapping. Appreciate an 'aye' vote."

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

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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

Speaker Turner: "He certainly will."

Parke: "Thank you. Representative, I just have a quick question. Why... is it... are the opponents still opposed to this? The Humane Society and the Animal Protective League, are they still in opposition?"

Mautino: "Yes, they are."

Parke: "Is there any attempt to try and find common ground, or was there none?"

Mautino: "Well, their... their concern is they're opposed to the use of the cable restraint trap on land. And there's currently used in water trapping for either beaver and muskrat in an appropriate setting there. And I spoke with the folks from both of these groups and they do remain opposed."

Parke: "Is this considered humane, in your opinion?"

Mautino: "Yeah, in the... in the structure and the way it's been designed within following the Missouri and Wisconsin laws, the traps have been redesigned. These cables, they have to have a swivel in it so that they wouldn't knot up. It has to be a noo... the noose portion can be no larger than 15 inches and can be reduced down to no less than 2 and a half inches and so, that's... so it's a releasing, a relaxing restraint. We also had some concerns from the field trailers and the coon hunters about dogs that may be on the land, companion animals. So, for that reason, we made sure that the... the cables themselves must be affixed so they can't

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

be dragged. They have to be a set distance from any obstruction, like a fence, so that a dog or a companion animal could not get stuck in there. They're required to be checked daily and we're required to have written permission of the landowner in case he allows someone to hunt that property."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1486 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 87 voting 'aye', 27 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1487. Representative McCarthy. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1487, a Bill for an Act concerning education. Third Reading of this House Bill."

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

McCarthy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 1487 is an initiative of the Illinois Federation of Teachers. It basically says that on the Community College Board, starting in July of 2005, that they should appoint one teacher to this board who works at a public community college in Illinois. It was unopposed in committee. We passed it last year out of here and it was stalled in the Senate. We did this for all the nine

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

public universities also last year and the Governor has made they appointment. There are four appointments open right now so they won't have to necessitate removing anyone else to... it goes into the regular appointment process. I'd appreciate your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1487 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? Cultra. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1504. Representative Boland. Out of the record. We have House Bill 1511. Representative Tenhouse. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1511, a Bill for an Act concerning human services. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Adams, Representative Tenhouse."

Tenhouse: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1511 is an initu... initiative of the Office of Inspector General which simply gives discretionary power for their decision as far as whether to investigate a complaint that takes place. So what this amounts to, right now if there is a frivolous complaint that's made they have to go in and... and appoint a temporary

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

guardian. Under this circumstance, they would be able to do the investigation prior to that decision. So it really gives them more authority but they have more leeway before that actually takes place. I would ask for a favorable Roll Call."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1511 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 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1522. Representative Coulson. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1522, a Bill for an Act concerning loan repayment assistance for physicians. Third Reading of this House Bill."

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

Coulson: "Thank you, Mr. Speaker. House Bill 1522 creates the Loan Repayment Assistance for Physician Act. It requires the Department of Public Health to establish an educational loan repayment assistance program and subject to appropriations, to give out loan assistance. With the loss of physicians in the State of Illinois and the decreasing access to care, I think it's time that we start being able to assist physicians to stay in the State of Illinois, help them with their college and their medical school tuition.

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

And they do have to practice in the State of Illinois a minimum of 3 years or have to repay the loan. I can answer any questions."

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

Franks: "Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Franks: "Representative, our analysis indicates that the Illinois Primary Care... Health Care Association is opposed to this Bill. And our analysis indicates that they want an Amendment that would specify that doctors receiving these grants be practicing in a medically underserved area. I remember when this Bill was up last year and that was my criticism of the Bill. Has this been amended?"

Coulson: "They have never contacted me all year, this Bill's been out there since early January. You may be thinking about the Family Practice Residency Program. There is... there already is a program that assists medical students to practice in underserved areas. This is really to look at access in all areas of the state, not just in underserved areas."

Franks: "Well, is there any limitation on what kind of physicians would be getting these grants? Do... do we need more plastic surgeons, for instance? With someone who's gonna be in one of the most lucrative professions practicing plastic surgery, will we be giving them grants to come and make \$900 thousand a year?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Coulson: "Well, this particular one allows the Department of Public Health to set up the rules, and I would doubt that they would provide loan... loan repayment for that type of physician. So..."

Franks: "Well, that's what I wanted to hear, there's a rule making authority."

Coulson: "Right. Right."

Franks: "And hopefully we could... I wanted to make it clear for the record that we're gonna be looking for family practitioners, I presume."

Coulson: "Ob-Gynies."

Franks: "Ob-Gynies."

Coulson: "And in many cases though we have to be a little careful 'cause neurologists are leaving the state, also."

Franks: "Right."

Coulson: "And we need neurologists. So I don't wanna make it so specific that we can't be a little bit flexible in the rules to allow, as we find there's a shortage of a certain type of physician, that we can then provide some assistance."

Franks: "Well, the devil's gonna be in the details here, like usual."

Coulson: "Yeah."

Franks: "But... so hopefully we'll get some... I'd like to involved, quite frankly, on what..."

Coulson: "Sure."

Franks: "...on what rules they're gonna be making. 'Cause I think it's a really good idea and a good way to attract and

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

retain our physicians that we desperately need. But I also wanna make sure that if we spend the taxpayers' dollars, we're doing it appropriately. So, thank you."

Coulson: "And... and I hope they'll include all of us."

Franks: "Thank you."

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

Hamos: "A que... question of the Sponsor."

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

Hamos: "Well, Representative Coulson, our analysis says that this could... the cost of this could range, it's a fairly large range, from a hundred twenty-five million to six hundred twenty-five million. Is that possible?"

Coulson: "This Bill is subject to appropriations, so depending on how much money we would set aside would be depen... would depend on how much... how many scholarships we would be able to give."

Hamos: "Well, if we only set aside, for example, \$2 million, how many scholarships would that provide for?"

Coulson: "Again, it's subject to the rules. They can give up to \$25 thousand fo... to one person to stay in the state, remember, they have to stay in the state for 3 years. But they wou... they could give 5 or 10 thousand dollars, or it could be based on what their tuition is. The reason I'm not leaving... putting the specifics in the Bill is that what... what I have found, as I teach across the state in different medical schools about health care policy, many students say to me, 'I can't afford to stay in the State of

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Illinois, there's no assistance for me. I'm leaving medical school with a hundred, 2 hundred thousand dollars in debt. We need assistance.' Many other states already provide this. I really believe that since we are losing physicians, who are being trained in this state by the way, but are leaving before they ever start practicing because of these loans, that we need to start somewhere to give them some help to stay in the State of Illinois."

Hamos: "Well, Representative Coulson, I don't want to belabor this point. But really, I think that there are many people who leaving higher education with humungous loans, many of whom don't have the earning potential to really recoup their loans that they acquired during... during their college years. And I think to select out physicians is okay, a nice idea. But first of all, I'm a little surprised that you and maybe other Republicans are supporting something that has this kind of financial impact when you know that we do have serious budget problems. And I'm also a little leery of selecting out physicians who have actually, in some ways, the highest earning capacity for this kind of loan repayment. So, you know, I... that's... I guess I wanted to make that statement. And I was surprised to see that you were supporting and sponsoring a pretty hefty price tagged program at this very tough time."

Coulson: "I find it interesting that the fiscal note is on it when it's subject to appropriations. But I would like to mention that we are losing physicians in the State of Illinois. Physicians being trained in the State of

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Illinois are not staying in the State of Illinois. And we have a shortage of physicians, we don't have a shortage of other people who are graduating with large loans. We don't have access to health care in many parts of the State of Illinois and this is one mechanism to hopefully help keep physicians here after they've been trained here and also to make sure that we can have access to health care in the State of Illinois."

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

Howard: "Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Howard: "Representative Coulson, am I un... to understand that, unlike the Family Practice Residency Act which provides for physicians to work in underserved areas, that this particular piece of legislation would allow people to work in any area of our state?"

Coulson: "Representative Howard, I... that will be dependent on the rules that are set up by the Department of Public Health. There isn't an intent to direct people to work in a particular area or to be in a particular specialty, but to help make sure that we have proper access. And obviously, depending on the amount we can appropriate will depend on where those loans can be. But the big difference here is that if a physician does not practice in the State of Illinois for a minimum of 3 years full-time, they will have to repay the department."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Howard: "So your answer is that this Bill does not specify where you have to practice?"

Coulson: "No, this Bill does not. The rules might."

Howard: "So you can practice all over the state is... is the point."

Coulson: "Correct."

Howard: "I... I'm not certain that I see that we should provide that kind of incentive for individuals who, as my other colleague said, are going to be some of the mo... the most highly paid people in the state. Three years you're asking them to work in the State of Illinois, pay off your debt, and then you can go and do what you wanna do. I'm just not certain that that is a... a good and fair trade. I just think that if we're going to have a program that provides this kind of incentive, that we should be specifying where people oughta be working, and obviously we have that kind of program already. Another problem that I have is, you know, I have a Bill that I tried to run yesterday that stated the kind of difficulties that individuals are having when they're not able to find a place to work. And the State of Illinois has given them the right to the funds but has really not been very fair in trying to help them deal with problems that have come up. Are there any kind of special provisions in your legislation that will speak to the kind of problems that I talked about yesterday?"

Coulson: "This... this legislation sets up a loan repayment plan that is no more than \$25 thousand. So it doesn't pay off all their loans, it's just up to a certain point. And it's

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

to assist physicians to stay in the state who right now are leaving the state because they cannot practice here because they cannot afford to practice here because of the large debt that they have. That's what this Bill does, it doesn't include anything related to your Bill."

Howard: "So this is up to \$25 thousand in total and not per year?"

Coulson: "Umm."

Howard: "This is for the entire time that they're going to school?"

Coulson: "This is a... they would be able to receive a loan amount... a repayment amount up to \$25 thousand."

Howard: "Thank you very much."

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

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

Speaker Turner: "She indicates she will."

Giles: "Thank you. Representative, I think I understand what you're trying to do and... and, of course, years of sitting on the Higher Education Committee and on the Elementary Committee and trying to... trying to create a program that will encourage teachers, doctors to stay in Illinois and to practice and to... and to teach. I... I think I understand what you're trying to do. Well, a couple things that I'm lookin' that may be a problem with your legislation. One is, and if I'm correct in our analysis' readin', that... that if a physician does not fulfill a 3-year time requirement

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

then he or she must pay three times the amount that they receive from the Department of Public Health, three times. Who came up with the... with the three times measure?"

Coulson: "I... I believe it's patterned after the Family Practice Residency Act. I'm not sure exactly where that number came from."

Giles: "Because in... in all of the grants program I've seen, maybe there have been some penalties or incentives to make sure that you... you stay in Illinois and practice or teach. But I... I'm just sort of a little leery about the three times amount to repay as a penalty. I would think the individuals that will receive this type of a program or a grant, they are in hardship, number one. Number two, there may be some very hardship... hardship situations in which individuals will struggle to pay back the loan if it's just one time. And I'm just concerned about the three-time factor here. I guess, also, if I'm not... if I'm not... I believe I heard you say that there is no peri... parameters or guidelines set as to how the grants will be distributed or decided. I think we have a scope of someone can get a grant for a thousand dollars, some can get up to 25 thousand. What are the requirements that will entail me to get a... instead of gettin' a \$1 thousand grant, to get a \$25 thousand grant?"

Coulson: "As I mentioned, it's up to the Department of Public Health to establish the Educational Loan Repayment Assistance Program. Those rules would be written by the Department of Public Health. It's my intent that those

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

rules be able to be changed and not be set in law, based on what the needs of the people of the State of Illinois are. Right now, we have a shortage of neurosurgeons, neurologists, Ob-Gynie in parts of the state. I would hope right now that we might be able to provide assistance to keep those physicians in the state by helping them repay loans. If in the future it's a different specialty or a different part of the state, I would hope we could be flexible. And that is why this Bill is set so that it can be done by rule instead of specifically in the law."

Giles: "And, you know, and I... I think I understand that. I still think when you are... when you have a grant program, and not necessarily a loan, but a grant program, there needs to be some, I guess, some set-in-stone guidelines as to... for if... in order to receive a higher grant you must meet certain requirements in that... in that bracket maybe. I... I just don't want... I just don't want politics to get played into the process."

Coulson: "I understand."

Giles: "And you know, I mean, we've all been around here, we know how things are. And someone who really needs the full amount who qualifies actually get the full amount and somebody who really doesn't need it because they know the assistant director, that they will get a certain amount, a higher grant, instead of someone that... that really needs it. I'm just fearful of that."

Coulson: "Well, and I would hope that that would not occur based on the loan program that would be set up, that the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

rules would be strict enough but not... it would not happen. And what happens with General Assembly scholarships would not happen with this program. And I will assure you that I will be monitoring what those rules are as long as I'm around to make sure that we do have very set criteria and the one that we needed to set is the number... amount of time they stay in the state. But I'd like to leave the flexibility out of the law so that we can react to the needs to the citizens of the State of Illinois for physician care. And that's really why I've left it that way."

Giles: "I understand that, but I think you sort of struck a chord with me with the General Assembly scholarship. That's something that I've always defended that program and I think it's still a good program today, even though... and that's part of my concerns is it's a good program but there is flaws in everything that we do."

Coulson: "Right."

Giles: "But of course, when you start appropriating and dividing and giving out grant dollars then, ya know, everything is subject to wrongdoing. So, thank you. Thank you, Representative."

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

Parke: "Thank you, Mr. Speaker. I thought this was on Short Debate. And why don't we have two and two if we're gonna have this? And second of all, if we're running short on

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

time and we all wanna get out of here, we should have the timer on."

Speaker Turner: "Is that what you want me to do?"

Parke: "I think if it's Short Debate, that's what I'd like to see happen."

Speaker Turner: "The Members should be reminded on Short Debate, that means Short Debate. The Lady from Cook, Representative Mulligan, for what reason do you rise? Seeing no further questions, the question is, 'Shall House Bill 1522 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? Can someone punch Rose's? Have all voted who wish? The Clerk shall take the record. On this question, there are 97 voting 'aye', 5 voting 'no', 10 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby... hereby declared passed. On the Order of Third Readings, and it is the intent of the Chair to go through all of the Third Readings. So Members, you have the Calendar in front of you, we have House Bill 1523. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1523, a Bill for an Act concerning civil procedure. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Cook... the Gentleman from Lake, Representative Mathias."

Mathias: "Thank you, Mr. Speaker. House Bill 1523, simply put, doubles the amount of exemptions that someone has when they file bankruptcy or if there is a judgment against them."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

This was passed by this House last year and did not make it through the Senate. We... the proponents of the Bill are the ISBA, the Illinois Credit Union, the Illinois Creditors Bar, and the Community Bankers. It was an agreed... an agreement between all parties on both sides of this issue and I ask for your 'aye' vote."

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

Lang: "Thank you, Mr. Speaker. Simply to support the Gentleman's Bill. We had another Bill that dealt with exemptions that made them hugely wild and would've made it impossible for creditors to get dollars that are owed to them by... by debtors. This is a reasonable attempt to deal with inflation where this number hasn't been increased in some time. And I think we should give the Gentleman our 'aye' votes."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1523 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 114 voting 'aye', 0 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1529. Representative Krause. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1529, a Bill for an Act concerning State Government. Third Reading of this House Bill."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Krause: "Thank you..."

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

Krause: "Thank you, Mr. Speaker. I present House Bill 1529 which provides that the Department of Commerce and Economic Opportunity shall, under this Bill, have the authority to create, maintain, and generate awareness specifically directed towards Illinois small manufacturers to assist them regarding opportunities to bid for work on government contracts. The effort here is to highlight and assist our manufacturing base in Illinois, to realize how important it is, and to assist them as far as government contracts. We'd be willing to answer any questions and ask for your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1529 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? Representative Giles. Representative Poe. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1539. Representative Coulson. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1539, a Bill for an Act concerning public aid. Third Reading of this House Bill."

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

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Coulson: "House Bill... Thank you, Mr. Speaker. House Bill 1539 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 stamp and Early Intervention Program enrollees. It's a piece of legislation that we passed unanimously last year and I'd appreciate your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1539 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... Molaro. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1549. Representative Holbrook. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1549, a Bill for an Act concerning public health. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from St. Clair,..."

Holbrook: "Thank you, Speaker."

Speaker Turner: "...Representative Holbrook."

Holbrook: "Thank you, Speaker. All House Bill 1549 does is update the De... what used to be the Department of Nuclear Safety to the Illinois Emergency Management, IEMA, and provide for the losing of the license if failure to meet child support. It's one of the ones they missed in the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

child support sweep we did a few years ago. I know of no opposition and it passed out of committee unanimously. I'd ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1549 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? Representative Reis. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1559. Representative Millner. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1559, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Millner: "Thank you, Mr. Speaker. House Bill 1559 amends the Criminal Code to provide that no person may claim or represent that he or she is an airman, airline employee, airport employee, or contractor in an airport in order to obtain the uniform, identification card, license, or other identification paraphernalia of an airman, airline employee, airport employee, or contractor in an airport. And I'd appreciate an 'aye' vote."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1559 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?

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Have all voted who wish? The Clerk sh... Representative Flowers. The Clerk shall take the record. On this question, 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Reading, we have House Bill 1569. Representative Cross... Krause. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1569, a Bill for an Act concerning State Government. Third Reading of this House Bill."

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

Krause: "Thank you, Mr. Speaker. House Bill 1569 provides that DCEO has the authority and permission to create a program for assistance of Illinois manufacturers and other businesses to become accredited in approved international standardization organizations, the ISOs. This ISO certification would show compliance with the International Organization for Standardization. The certification would help our businesses conduct business globally. ISO becomes an international reference for quality management requirements in... in businesses between business-to-business dealings and it would help our local businesses and our manufacturers as they deal globally to... to also conduct business overseas. I'd be pleased to answer any questions and ask for your support."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1569 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Have all voted who wish? The Clerk shall take the record. On this question, there are 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1574. Representative Flider. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1574, a Bill for an Act concerning counties. Second Reading... Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Macon, Representative Flider."

Flider: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This legislation provides that all members of a board of health must be residents of the county in which the board of health is located, except that a member who is required to be a physician, dentist, or nurse may reside outside the county if there is no physician, dentist, or nurse who resides in the county who is willing and able to serve. Currently, the statute states that any member of the board of health could live outside the county. And what we want to do is limit it to those that are... that have a special medical designation, like physician, dentist, or nurse. I'd appreciate your support."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1574 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.

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

On this question, 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1575. Representative Mitchell, Bill Mitchell. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1575, a Bill for an Act concerning agriculture. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Macon, Representative Mitchell."

Mitchell, B.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1575 creates the Illinois AgrAbility Act. It provides that the Department of Agriculture, in cooperation with the University of Illinois' Extension, shall contract with a nonprofit disability service provider or in... or other entities that assistes... assists disabled farmers. And this came to me from the Easter Seals of Central Illinois. I'd be glad to take questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1575 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 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1587. Representative Lang. Read the Bill, Mr. Clerk."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Clerk Mahoney: "House Bill 1587, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. This deals with the issue of defendant's fitness to stand trial. Currently, the defendant has to have a reexamination on the matter of fitness not more than 90 days after the court has entered an order for treatment. This Bill simply requires that once a report is issued by the examiner the first hearing date be within 21 days. And I would ask your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 1587 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 112 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Fritchey, for what reason do you rise?"

Fritchey: "Thank you, Speaker. Purpose of the announcement. I like the gavel. Members of the Judiciary I Committee, we are scheduled to have our medical malpractice meeting next Tuesday morning. That meeting will be canceled. We will not have medical malpractice next week. Thank you."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "On the Order of Third Readings, we have House Bill 1588. Representative Lang. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1588, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. This is a Bill that protects state employees and it adds to the list of... of folks under the aggravated battery statute, state employees and staff of state employees. I would ask your support."

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

Stephens: "The Gentleman yield?"

Speaker Turner: "He indicates he will."

Stephens: "Representative, have you read this Bill?"

Lang: "Yes, I have, Sir."

Stephens: "We were just curious."

Lang: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1588 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 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Order of Third Readings, we have House Bill 1589.
Representative McGuire. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1589, a Bill for an Act in relation
to State Government. Third Reading of this House Bill."

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

McGuire: "Thank you, Mr. Speaker. I have House Bill 1589.
We've had this Bill once or twice before, it's called the
Human Voice Contact Act. And what it does, it requires
most State Government offices, not all of them, to have an
option to the caller to talk to a human voice. And that's
basically and essentially that's what the Bill is all
about. And I'd appreciate your help. Thank you."

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: "I'm not sure I understand this. What is the... what do
you need this for? What... what evil are we trying to solve
with this legislation?"

McGuire: "The people of the State of Illinois who call up and
have to wait on the phone line to talk to a menu or can't
get a human to vo... to talk to. And I would say it's
probably primarily the seniors of our citizens of the State
of Illinois, the people who pay the bill, cannot get
someone to talk to. So it just merely, as I said, requires
that there is an option to talk to an adult or a human

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

voice when they call some of the state offices here in the Springfield or anywhere around the state."

Parke: "So we're gonna do away with voicemail?"

McGuire: "No, no, no, no, no. No. No, this is just an option. They will be offered an option."

Parke: "Well, we have the option now. Why do ya need this?"

McGuire: "There is no option to speak to a human voice, not... not on... not on the recorded messages or whatever you want to call the menus. There is not an option. There may be an option in some places, but I'd like to make it that the option is available to everyone who calls a state office, other than emergency offices, and knows... that work at... at odd hours in the... of the day or... or night. It's just..."

Parke: "What if the state entity just wants to ignore your legislation?"

McGuire: "I'm sorry, I didn't hear ya."

Parke: "What happens if they... we just wanna ignore this. Is there any penalty? Is there any... anything that your..."

McGuire: "No, I don't think there's any penalty. No, I'm just trying to be helpful, not... not have a penalty for anything. I've heard from some of the state offices..."

Parke: "Don't you think this'll cost money? That we... they can't go to... have some kind of an answering ability, like some kind of an automated answering thing? That you're gonna now require employees to pick up that phone all the time? I mean, that's why you go to these... why you went to these systems, is to save on personnel."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

McGuire: "I realize that, Representative Parke. But you also have to realize that the people who are paying the bills of the State of Illinois, the taxpayers, are the ones who are calling up and can't seem to get an answer or can't get someone to talk to them. I'm not saying it's everybody, but there are enough of those types of people that I think we should have that option. And it merely adds the option, it doesn't take away from the... the menu or anything at all."

Parke: "Okay, thank you."

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, I tend to agree with you that this is a good idea. I know it's very frustrating and many seniors who give up then call legislative offices where we have someone that answers the phone. The problem that I see with this though, is that it's not subject to appropriation and CMS anticipates that the fiscal impact'll be a million dollars. Is there some way you could amend it in the Senate in order to phase this in and then to put the numbers that are the most important, say for aging and as it goes down, have those in the first year and then subsequently do others? Because unless it's cheaper to have it all done at one time, I think that as the coming year budget is pretty tight, that looking at this for the whole \$1 million might be a little much. But it certainly

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

would be a good idea in areas that are vital that people really need to talk to someone to have a person answer it. So don't you think it would be better to phase it in so that the initial cost would not be quite that much and that perhaps the Senate the could amend it to do that?"

McGuire: "You're requesting that I table it, is that what you're saying?"

Mulligan: "No, I'm saying..."

McGuire: "Requesting that we send it to the Senate?"

Mulligan: "...I agree... I agree with what you're trying to do. I agree with moving the Bill out if you will talk to the Senate Sponsor about amending it to phase it in so the cost will not be a million dollars for the coming year because this Bill is not subject to appropriation. And a million dollars, when aging... Department of Aging can't even get their supplemental out and has increased costs for next year, seem to me to be a burdensome amount. So, in order to do this in a fashion that would go along with the fact that we recognize that people need to talk to human beings, in some areas more than others, that you could have it amended so that it phases it in over different agencies for the next coming years, because a million dollars is a lot. So if it would cost \$200 thousand to do the Department of Aging, that might be more realistic for the coming year than a million dollars to do the whole thing in a bad budget year."

McGuire: "I... I could agree with you, Representative Mulligan. I don't know where you get the million-dollar figure

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

because no one's... no one's contacted me with the cost, and this Bill has been out there for a while."

Mulligan: "Well, in our analysis the CMS anticipates that the fiscal impact from this Bill will be in excess of \$1 million. So, I think that sounds high, but how do I know? That's just..."

McGuire: "I... I'm agreeable to whatever your suggesting, but I... I just wanted to point that out that I have not heard that figure. But I'll certainly go along with whatever you're suggesting."

Mulligan: "Well, I... I think it's... it's a better way of doing it than having the Governor kill the Bill..."

McGuire: "Yeah. Yeah."

Mulligan: "...or saying we don't have the money. So that this would be a good idea."

McGuire: "Yeah, I've heard from state offices. I've heard from the veterans' hospitals and some of the other places that say, 'yeah, we'd like to have that.'"

Mulligan: "All right. Also, staff informs me it's not clear if it applies to our district office. I'm not particularly concerned 'cause my district office has one or..."

McGuire: "Whose office?"

Mulligan: "He... Staff said it's not clear whether it applies to legislative district offices. That's not my concern 'cause I have human beings answering the phone, a lot."

McGuire: "Yeah, I... I think what..."

Mulligan: "Like nine to five or more... more like, longer than that. But..."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

McGuire: "Yeah. Yeah, actually, in the Bill it says it provides a state agency that uses automat... automated telephone answering equipment. So if they don't use automated..."

Mulligan: "Yeah, see, ours just... the only time it goes there is if there's too many people on the line. But the ones that we object to are dial 1 for so-and-so..."

McGuire: "Yeah."

Mulligan: "...dial 2 for so-and-so, dial 50 for a human person. So..."

McGuire: "You're right on the money, Representative Mulligan."

Mulligan: "Okay, so... I just..."

McGuire: "I certainly... I certainly concur with your recommendation and that's all right with me."

Mulligan: "Okay, thank you."

McGuire: "Thank you."

Speaker Turner: "I'd like to remind the Members that this Bill and all Bills after this is on Short Debate. The next speaker is Representative Bost from Jackson County. Representative Bost."

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

Speaker Turner: "He indicates he will."

Bost: "Representative, and... and I agree with your Bill, but I need to know if you would join me in a Bill because I believe that we also, as Legislators, have a tremendous frustration that we can't get some answers when we need them. And we should carry a Bill because if you haven't noticed over the last 2 years, every time we try to call to

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Springfield, we have to be transferred to Chicago to get things answered. Now, I think you oughta carry a Bill just like this only that we should demand that the agencies answer to us, as Legislators, here where the Capitol is, right here in Springfield. Would you join me in a Bill like that?"

McGuire: "Sure."

Bost: "Okay."

McGuire: "Sure."

Bost: "Then I'll be working on one."

McGuire: "Okay. Thank you."

Speaker Turner: "The Gentleman from DuPage, Representative Meyers (sic-Meyer), for what reason do you rise?"

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

Speaker Turner: "To the Bill."

Meyer: "I... I think that anytime that you take the human being out of the service equation, that you're giving less than good service. And I think that too often the answering machines, the menus and all that, it does take the human being out. I'd just like to stand in strong support of your Bill, Representative. I think it's about time that we put the human being back... back on the line."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1589 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, 104 voting 'aye', 0... 9 voting 'no', 0

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 1562. 1562. Representative Hoffman. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1562, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1562 simply indicates that when you rent a car, if you purchase a damage waiver, which indicates that you would not be liable for damages to that car, and you subsequently damage the car but your blood alcohol concentration was above the legal limit of .08, that the... the damage waiver would not be in effect and you would be responsible for the cost."

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

Molaro: "I don't know if the Sponsor will yield. That sounds pretty good because then... but I guess the insurance company's off the hook. And then if there's \$3 thousand damage it's back on the rental car company, right? Because if I'm the guy that's drunk, they're gonna have to sue me. So someone's gonna have to wait for the 7 grand in damage, and it's either gonna come from the insurance company or the rental car's stuck with it. And I guess we're saying let the rental cars company be stuck with it instead of insurance companies, is that it?"

Hoffman: "I apologize, I couldn't hear the very last part."

Molaro: "It was unimportant anyways, so to heck with it."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 1562 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 112 voting 'aye', 0 'noes', 1 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2345. Representative Hamos. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2345, a Bill for an Act concerning regulation. Third Reading of this House Bill."

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

Hamos: "Thank you, Ladies and Gentlemen. The reason... this is a Bill that will create the Electronic Health Records Task Force. And the reason that I got interested in this... this was brought to me by the family physicians, but... the Illinois Academy of Family Physicians. But the reason that this is kind of a significant Bill at this moment in time is because the President has just put \$50 million in his budget to those states that are ready and able to look at protocols for electronic health records. So it's a new concept for Illinois. Many large hospitals and providers are already doing this but the challenge is to be able to integrate and create a system for electronic health records. The task force through the Department of Public Health is intended to bring together all the stakeholders to work this out. As far as I know, there's no opposition

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

to this. The Department of Public Health is happy to do it because it is sort of the new wave and the new way that we can improve health care and also reduce medical errors."

Speaker Turner: "Seeing..."

Hamos: "And thank you very much."

Speaker Turner: "Seeing no further questions, the que... sorry, the Lady from Cook, Representative Mulligan, for what reason do you rise?"

Mulligan: "Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Mulligan: "Representative Hamos, we had an entity like this in the State of Illinois that... that tracked a lot of these programs, which you personally worked for years to take out of the realm of State Government. And now you're coming back with something like this where we could've been ready to go... move on this. I find it very interesting. What's the difference now in what you're intending to do and the agency that you were objecting to for years that car... carried our health care information?"

Hamos: "Well, Representative Mulligan, I know you love to ask me these questions every year, this is your favorite shtick with me. The Illinois Health Care Cost Containment Council, to which you refer, was a separate agency. I and everybody else who voted for it on the floor did not believe that it needed to be a separate agency. I'm not creating a separate agency here, it's a task force of the Department of Public Health, as you very well know. That was the only issue with the Health Care Cost Containment

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Council. Some of what they did was useful but not very useable. We're trying to make sure that that happens as well, more electronically. This has never been done, as far as I know, by the Health Care Cost Containment Council or anybody else. It's a brand new concept in the health care field."

Mulligan: "But Representative, don't you feel if the Illinois Health Care Cost Containment had stayed in effect they could have certainly modernized to do this rather than... in these last several years you've come up with several different ideas that would cost the state money or private entities. And we had this discussion several years running in Human Service Appropriations that I did not think it was a good idea to totally get rid of that agency, and you did. And yes, I do enjoy asking you this every year for the simple reason I thought it was short-sighted then, I think it's short-sighted now."

Hamos: "Okay."

Mulligan: "And I really think this was not a good idea and now we're coming back and doing it, even though you are the one that personally led the charge against this. So, I just wanted to be on record as saying I don't understand that, I still haven't understood it. It does seem interesting to me that you're coming back and doing this and it's gonna cost us money."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 2345 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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 112 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. We're on page 21 of the Calendar. We're trying to do about 15 more, they're all on Short Debate, and you can determine when now is. First Bill on the Calendar is House Bill 2353. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2353, a Bill for an Act concerning health. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Macon, Representative Flider."

Flider: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This legislation amends the Clean Indoor Air Act to authorize hospitals and nursing homes to designate areas immediately outside the vicinity of the nursing homes and hospitals as nonsmoking areas, specifically up to 30 feet away from the entrance. This legislation was brought to my attention by a local hospital in my district and it is supported by the Lung Association, Cancer Society, and the Nurses Association. And I would encourage your support."

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: "Would you be interested in amending this Bill to add the 30 feet outside the Capitol building as well?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Flider: "That might be a separate issue."

Eddy: "So... so you're not willing to add that Amendment at this time?"

Flider: "Well, I would certainly be interested in working with you on another piece of legislation associated with your idea."

Eddy: "Thank you."

Speaker Turner: "Seeing no further question, the question is, 'Shall House Bill 2353 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, 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2380. Representative Coulson. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2380, a Bill for an Act in relation to public health. Third Reading of this..."

Speaker Turner: "Out of the record. Out of the record. On Third Reading, we have House Bill 2386. Representative Gordon. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2386, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Turner: "The Lady from Grundy."

Gordon: "Thank you, Mr. Speaker. Ladies and Gentlemen, House Bill 2386 creates lifetime supervision for high-risk sex offenders. This is something that I thank all of the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

cosponsors on and something that is desperately needed in our state. It is an initiative of the Attorney General Lisa Madigan's Office and is truly a preventative measure. We're being proactive in this state by not only ensuring public safety but also making sure that sex offenders, which are a known... are a known group to have a high recidivism rate, to make sure that they get the services that they need and that our communities remain safe. I would welcome any questions but I would also urge an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 2386 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, 112 voting 'aye', 0 'noes', 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2394. Read the Bill, Mr. Clerk. Representative Munson."

Clerk Mahoney: "House Bill 2394, a Bill for an Act concerning State Government. Third Reading of this House Bill."

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

Munson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 2394 will assist Illinois employers, expand their markets, and increase revenues by creating a program within DCEO to provide website development support for small business. This program will be created by DCEO

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

based on the needs of small business and be subject to appropriation. It's part of the Excellence in Illinois Jobs package to create and retain jobs in our state. I ask for your 'aye' vote and take any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 2394 pass?' All those in favor say 'aye'; all those opposed say 'no'. And 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 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2408. Representative Davis. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2408, a Bill for an Act concerning finance. Third Reading of this House Bill."

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

Davis, M.: "Thank you, Mr. Speaker. House Bill 2408 creates the Computer Investment Program Fund under the State Finance Act. This fund will be used.. it shall be used, subject to appropriation, by the General Assembly by the Department of Commerce Economic Opportunity for computer purchasing grants. These grants will assist low-income families in five digital divide impacted communities. This will give the applicants the opportunity to borrow from banks in their community and the state will subsidize a small amount so that they can place computers in their home and become computer literate. It is for those students

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

enrolled in schools in our state, those students who receive free or reduced lunch, they must have a passing grade or agree to bring their grade point average up. They have to have a good attendance record, and they have to re... have resided in the state for 6 months. They will also be given computer lessons and Internet service and I urge an 'aye' vote."

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: "She indicates she will."

Parke: "Representative, it's my understanding that you made an agreement with DCEO that you would determine which five areas of the state would receive computers based upon the department data. Have you done that?"

Davis, M.: "I believe they're gonna do that."

Parke: "It says here that the Sponsor plans to hold the Bill on Second Reading for a DCEO Amendment."

Davis, M.: "Well..."

Parke: "Have you gotten the Amendment?"

Davis, M.: "Well, there is no Amendment because they will make that decision and someone in here, I think on your side of the aisle, will be a part of the this."

Parke: "Well, it sa... you made it..."

Davis, M.: "Well, I'm not gonna make the decision of who gets it. I won't be making that decision."

Parke: "It says here you sa... you agreed to hold the Bill until it was amended."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Davis, M.: "I don't know a thing about that, I'm sorry."

Parke: "Well, what I would like you to do is hold the Bill until next week so that we can check it out and make sure that whatever agreements were made are continued to be made. I mean, if you say you were gonna do that..."

Davis, M.: "Well..."

Parke: "Representative, I think that's what you..."

Davis, M.: "...I believe... I belie..."

Parke: "...you would wanna do."

Davis, M.: "I always do."

Parke: "Yeah."

Davis, M.: "If I say I'm gonna do something, I always do."

Parke: "Yeah."

Davis, M.: "But I don't remember saying we would hold this because one of your Members came to me and said could... I don't... if they're here I wish they'd speak up. And they said, 'Well, could my community, which is poor, also participate?' And we said to... you know, this'll... who is it? Department of Commerce Economic Opportunity would make the decision."

Parke: "Well, I understand that. And... and I know you wanna make sure you do it right, so if you could just hold this to next week..."

Davis, M.: "I'll hold it."

Parke: "...and we will check it with DC... DCEO."

Davis, M.: "I'll be happy to."

Parke: "And then you and I will talk it over and then..."

Davis, M.: "I'll be happy to take it out of the record."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Parke: "...and then..."

Speaker Turner: "Mr. Clerk, take the Bill out of the record."

Parke: "Thank you."

Davis, M.: "Thank you."

Speaker Turner: "We have House Bill 2435 on Third Reading.
Representative Hannig. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2435, a Bill for an Act concerning
education. Third Reading of this House Bill."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House.
House Bill 2435 names the current SIU Legislative
Undergraduate Intern Program the Vince Demuzio Governmental
Internship Program. The late Senator Demuzio attended SIU-
Edwardsville and was a strong supporter of the public
higher education. Subject to appropriation, the Bill auth...
also authorizes SIU to increase their current number of
undergraduate internships and to broaden their placement.
I'd be happy to answer any questions and I move for the
passage of the Bill."

Speaker Turner: "Seeing no question, the question is, 'Shall
House Bill 2435 pass?' All those in favor should vote
'aye'; all those opposed vote 'no'. And the voting is now
open. Have all voted who wish? Have all voted who wish?
Have all voted who wish? Giles. Joe Lyons. The Clerk
shall take the record. On this question, there are 113
voting 'aye', 0 'noes', 0 'presents'. And this Bill,
having received the Constitutional Majority, is hereby
declared passed. On the Order of Third Readings, we have

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

House Bill 2459. Representative Mathias. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2459, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Lake, Representative Mathias."

Mathias: "Thank you, Mr. Speaker. This is really a technical Amendment to House Bill 2459, which basically defines the term 'mental disorder' in the statute. Right now, the statute basically states that a person can be properly assessed as a sexually dangerous person if, you know, depending if he has a mental disorder. But..."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 2459 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 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2467. Representative Kelly. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2467, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Kelly: "Thank you, Mr. Speak..."

Speaker Turner: "The Lady from Cook..."

Kelly: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 2467 would amend the Vehicle Code by

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

providing for the issuance of new and different license plates for victims of domestic violence. The applicant who requests the plates would have to show that he or she owned the vehicle and had a valid driver's license and would give up the oath..."

Speaker Turner: "And the question is, 'Shall House Bill 2467 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 113 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 2490. Representative Miller. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2490, a Bill for an Act concerning public aid. Third Reading of this House Bill."

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

Miller: "Thank you, Mr. Speaker. House Bill 2490 formalizes the alternate payees with the department. I ask for a favorable vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 2490 pass?' All those in favor 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 voting 'aye', 0 'noes', 0

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill... excuse who? On the Order of Third Readings, we have House Bill 2510. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2510, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Madison, Representative Hoffman."

Hoffman: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. What this does is it increases the liability coverage that must be carried to \$250 thousand per passenger on contract carriers and they must file proof of this for financial responsibility."

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, it shows in our staff analysis that the Railroad Association is opposed. Is that still the case?"

Hoffman: "Yeah, it's my understanding that this is... the Railroad Association is opposed, the United Transportation Union as well as the Brotherhood of... of Locomotive Engineers are in favor."

Parke: "And the reason that they're opposed is because this is a added liability that they are having to assume? And if so, why don't you collectively bargain for it?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Hoffman: "That has... that has nothing to do with... that has nothing to do with collective bargaining. All this says is what happens when you... when you're on a railroad and you run the ri... you run the rail... the train... at the end of the train... where the train stops, you have to get back to where you started. So, they have these carriers that... that they contract with who drive the people who work on the train back to their original starting spot. What we're saying is they have to have a minimum amount of liability coverage, just like we say other contract carriers have to have a minimum amount of liability coverage."

Parke: "Yeah, but you're saying you want to increase the minimum."

Hoffman: "Yes."

Parke: "And therefore, why don't you collectively bargain for that? If you want it, why not collectively bargain when you're at the bargaining table and say we want this additional benefit?"

Hoffman: "I don't believe it's an issue... it is not a benefit to working people. It's..."

Parke: "It's an additional cost to the railroads."

Hoffman: "It could be an additional cost if the contract carrier were to pass the cost on to the railroad."

Parke: "Well, thank you. I must respectfully rise in opposition to the Gentleman's legislation."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 2510 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

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 86 voting 'aye', 26 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, for the record, you should add Representative Bailey and Representative Washington, they both came up and said that their switches was not working on House Bill 2490. Please let the record reflect that they both wanted to vote 'aye'. We have one more Bill, House Bill 15. Representative Hannig. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 15, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Hannig: "Thank you, Mr. Speaker and Members of the House. This Bill, as amended, authorizes certain water commissions to enter into intergovernmental agreements with counties and municipalities and enter into intergovernmental agreements with any unit of local government to enforce their ordinances."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 15 pass?' All those in favor should... I'm sorry. Representative Kosel."

Kosel: "Can... can you tell me a little bit more about this Bill, please?"

Speaker Turner: "Representative Hannig."

Hannig: "I'd be happy to yield for a question, Representative."

Kosel: "Thank you. Can you explain it a little more? What kind of agreements are you talking about?"

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Hannig: "We're talking about intergovernmental agreements that would exist between the water commission and units of local government. In my... and this is primarily for the purpose... this is exclusively for the... well, primarily for the purposes of enforcing the local ordinances of the water commission. And the un... the view is that many of these water commissions... and in my district this could encompass a lake, they might have a picnic area, they might have a camping area, and their attorneys have advised them that they don't believe that they have the authority to enforce any ordinances on the property that they're actually obligated to oversee. They've asked me to pass this Bill so that they can enter into the county... into an agreement with the county sheriff or a local municipality that might be nearby. It's been amended in committee to limit the powers very significantly and..."

Kosel: "Is there any opposition to this legislation?"

Hannig: "I'm not aware of any, Representative."

Kosel: "Thank you."

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

Franks: "One quick question, if I may. Representative, I understand they want to have police protection. Would this allow the water district to create their own police force?"

Hannig: "No, that was originally what the Bill would've allowed in part, but it was in... amended in... at the request of the committee to only allow these intergovernmental agreements."

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

So, they could contract with the county sheriff or with the local municipality."

Franks: "Thank you for answering that question."

Speaker Turner: "Seeing no further questions, the question is, 'Shall House Bill 15 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, 112 voting 'aye', 1 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Lake. I mean, the Gentleman from Lake, Representative Sullivan, for what reason do you rise?"

Sullivan: "Quick announcement."

Speaker Turner: "State your announcement."

Sullivan: "Next Tuesday, Sullivan Caucus, 5 to 9, Marley's. Thank you very much."

Speaker Turner: "They all heard it. Representative... the Gentleman from Cook, Representative Joe Lyons, for what reason do you rise?"

Lyons, J.: "It's an announcement worth waiting for, Speaker. Next Tuesday, Members, corn beef from Harrington's, sandwiches'll be here."

Speaker Turner: "Mr. Clerk, Adjournment Resolution."

Clerk Mahoney: "Senate Joint Resolution 30."

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY
OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

CONCURRING HEREIN, that when the two Houses adjourn on Thursday, March 10, 2005, the Senate stands adjourned until Tuesday, March 15, 2005 at 12:00 o'clock noon; and the House of Representatives stands adjourned until Tuesday, March 15, 2005."

Speaker Turner: "Representative Currie moves for the adoption of the Adjournment Resolution. All those in favor say 'aye'; all those opposed say 'no'. And the Resolution is adopted. Representative Molaro, satisfaction is here and it's on you now, bro. The Gentleman from Cook, Representative Molaro."

Molaro: "In that tone, Mr. Speaker. Now've reached the hour of 5:21, Jud-II was gonna meet, but that meeting's gonna be canceled today. There is no meeting of Jud-II... Jud-II this afternoon. Thank you."

Speaker Turner: "You've heard the Gentleman's announcement. Now, allowing perfunctory time for the Clerk, Representative Currie moves that the House does stand adjourned until Tuesday, March 15, at 12 noon. Again, allowing perfunctory time for the Clerk, the House will stand adjourned until Tuesday, March 15, the hour of 12 noon. Have a good night and drive safely."

Clerk Mahoney: "House Perfunctory Session will come to order. Committee Reports. Representative Joyce, Chairperson from the Committee on Aging, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 2527; 'do pass as amended Short

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Debate' House Bill 3851. Representative Delgado, Chairperson from the Committee on Human Services, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 438, House Bill 2373; 'do pass Short Debate' House Bill 612, House Bill 1397, House Bill 3478, House Bill 3511, House Bill 3513, and House Bill 3853; 'recommends be adopted' House Joint Resolution 5. Representative Osterman, Chairperson from the Committee on Local Government, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 27. Representative Hoffman, Chairperson from the Committee on Transportation & Motor Vehicles, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 242, House Bill 1393, House Bill 3738; 'do pass as amended Short Debate' House Bill 2590... 2497, House Bill 2506, and House Bill 2593; 'recommends be adopted' House Resolution 81, House Joint Resolution 15, and House Joint Resolution 19. Representative Hamos, Chairperson from the Committee on Mass Transit, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 938. Representative Reitz, Chairperson from the Committee on Revenue, to which the

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 504, House Bill 542, House Bill 603, House Bill 2711, House Bill 3469, House Bill 3472, House Bill 3850, and House Bill 3877; 'do pass Standard Debate' House Bill 2546, House Bill 3551; 'do pass as amended Short Debate' House Bill 788, House Bill 1570, House Bill 2462, and House Bill 3763; 'do pass as amended Standard Debate' House Bill 1428. Representative Burke, Chairperson from the Committee on Executive, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 778, House Bill 1571, House Bill 1573, and House Bill 4050; 'do pass as amended Short Debate' House Bill 721. Representative Howard, Chairperson from the Committee on Computer Technology, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 3650; 'recommends be adopted' House Resolution 82 and House Joint Resolution 40... 14. Representative Jefferson, Chairperson from the Committee on Elections & Campaign Reform, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 1337; 'do pass as amended Short Debate' House Bill 715, House Bill 2564. Representative McKeon,

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

Chairperson from the Committee on Labor, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Standard Debate' House Bill 1308. Representative Bradley, Chairperson from the Committee on Personnel & Pensions, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 230, House Bill 231, and House Bill 4025; 'do pass Standard Debate' House Bill 2371, House Bill 2469, and House Bill 3740; 'do pass as amended Standard Debate' House Bill 2379 and House Bill 2468; 'recommends be adopted' House Resolution 15. Representative Fritchey, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 2690 and House Bill 3593; 'do pass as amended Short Debate' House Bill 1582; 'recommends be adopted' House Resolution 91. Representative McAuliffe, Chairperson from the Committee on Veterans Affairs', to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 756, House Bill 2566; 'recommends be adopted' House Resolution 68 and House Resolution 105. Representative Boland, Chairperson from the Committee on Financial Institutions,

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 468. Representative Daniels, Chairperson from the Committee on Developmental Disabilities & Mental Illness, to which the following measure/s was/were referred, action taken on March 10, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 961, House Bill 3596, House Bill 3719, and House Bill 3777; 'do pass as amended Short Debate' House Bill 1197, House Bill 2446, House Bill 2512, and House Bill 4032. Introduction and Reading of House Bills-First Reading. House Bill 4069, offered by Representative Boland, a Bill for an Act concerning elections. Introduction and Reading of Senate Bills-First Reading. Senate Bill 190, offered by Representative Reitz, a Bill for an Act in relation to criminal law. House Bill (sic-Senate Bill) 200, offered by Representative Coulson, a Bill for an Act concerning children. House Bill (sic-Senate Bill) 211, offered by Representative Lang, a Bill for an Act concerning education. House Bill (sic-Senate Bill) 215, offered by Representative Reitz, a Bill for an Act concerning warehouses. House Bill (sic-Senate Bill) 230, offered by Representative Froehlich, a Bill for an Act concerning revenue. Senate Bill 230, offered by Representative Froehlich, a Bill for an Act concerning revenue. House Bill 244... Senate Bill 244, offered by Representative Delgado, a Bill for an Act concerning liquor. Senate Bill

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

28th Legislative Day

3/10/2005

277, offered by Representative Froehlich, a Bill for an Act concerning schools. Senate Bill 279, offered by Representative Fritchey, a Bill for an Act concerning regulation. Senate Bill 288, offered by Representative Howard, a Bill for an Act concerning the Metropolitan Water Reclamation District. House Bill 292, offered by Representative Mo... Senate Bill 292, offered by Representative Moffitt, a Bill for an Act concerning courts. Senate Bill 299, offered by Representative Granberg, a Bill for an Act concerning special districts. Senate Bill 301, offered by Representative Froehlich, a Bill for an Act concerning transportation. Senate Bill 327, offered by Representative Jefferson, a Bill for an Act concerning alcoholic liquor. Senate Bill 355, offered by Representative Bellock, a Bill for an Act concerning park districts. Senate Bill 380, offered by Representative Mathias, a Bill for an Act concerning education. Senate Bill 416, offered by Representative Schock, a Bill for an Act concerning civil law. Senate Bill 417, offered by Representative Coulson, a Bill for an Act concerning finance. There being no further business, the House Perfunctory Session will stand adjourned."