

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

57th Legislative Day

5/25/2005

Speaker Lyons, J.: "The House will come to order. Members should be at their guests (sic-seats). Members and guests are asked to please refrain from starting their laptops and to turn off all cell phones, pagers, and rise for the invocation and the Pledge of Allegiance. We will... shall be led today in prayer by Bishop William Persell, the Episcopal Diocese of Chicago. Bishop Persell is the guest of Joe Lyons. Bishop Persell."

Bishop Persell: "I feel like we oughta have a special prayer of thanksgiving for the... that we're starting. But... Let us pray. God, we give You thanks for the opportunities we have to build a better society. Help us to be aware of what You would have us do. Grant us the wisdom, strength, and courage to make the decisions that will improve the lives of the people of this state. We pray today especially for those in any need or trouble, the unemployed, the incarcerated, the sick, the uninsured, the friendless, the poor, and the needy. We pray for those who live with domestic violence and all others who live in fear. Grant us the vision of a society in which every human being is respected, the environment is protected, and where people live with justice and in peace. And grant us grace to pursue that vision with all our heart and soul and strength. God, You have placed us in positions where we can make a real difference in the lives of so many. May we never fail You, God. May we discern and do Your will. Amen."

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Speaker Lyons, J.: "We'll be led in the Pledge of Allegiance today by Representative JoAnn Osmond."

Osmond - et al: "I pledge of 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 Lyons, J.: "Roll Call for Attendance. Representative Currie."

Currie: "Thank you, Speaker. Please let the record show that Representatives McKeon and Washington are excused today."

Speaker Lyons, J.: "Thank you, Representative. Representative Mike Bost, Republicans."

Bost: "Thank you, Mr. Speaker. Let the record reflect all Republicans are present today."

Speaker Lyons, J.: "Take the record. 116 Members have answered the quorum call, we do have a quorum. We're ready to do the business of the State of Illinois in the House of Representatives. Committee Reports, Mr. Clerk."

Clerk Mahoney: "Committee Reports. 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 May 25, 2005, reported the same back with the following recommendation/s: 'approved for floor consideration' Amendment #3 to House Bill 476, 'approved for consideration', referred to the Order of Second Reading is House Bill 3092, Amendment #1 to Senate Bill 350, Amendment #2 to Senate 764, Amendment #1 to Senate Bill 1962; on Concurrence, a Motion to Concur

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with Senate Amendments 1 and 2 to House Bill 112, a Motion to Concur with Senate Amendment #1 to House Bill 190, a Motion to Concur with Senate Amendments 1 and 2 to House Bill 596, a Motion to Concur with Senate Amendment #1 to House Bill 487, a Motion to Concur with Senate Amendment #1 to House Bill 763, a Motion to Concur with Senate Amendment #4 to House Bill 1074, a Motion to Concur with Senate Amendment #1 to House Bill 1565, a Motion to Concur to Senate Amendment #1 to House Bill 2351, and a Motion to Concur with Senate Amendment #3 to House Bill 3480. Representative Soto, Chairperson from the Committee on Labor, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 1480. Representative McCarthy, Chairperson from the Committee on Higher Education, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment 1 to House Bill 1487. Representative Molaro, Chairperson from the Committee on Judiciary II-Criminal Law, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 457, a Motion to Concur with Senate Amendment #1 to House Bill 864, and a Motion to Concur with Senate Amendment #1

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to House Bill 3532. Representative Giles, Chairperson from the Committee on Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 3678; 'do pass as amended Short Debate' Senate Bill 1493. Representative Saviano, Chairperson from the Committee on Registration and Regulation, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment 2 to House Bill 866. Representative Osterman, Chairperson from the Committee on Local Government, to which the following measure/s was/were referred, action taken on May 24, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #3 to House Bill 212. Representative Richard Bradley, Chairperson from the Committee on Personnel and Pensions, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' Senate Bill 27. Representative Hoffman, Chairperson from the Committee on Transportation and Motor Vehicles, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' Senate Bill 1124; 'recommends be adopted' a

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Motion to Concur with Senate Amendment #1 to House Bill 1387, a Motion to Concur with Senate Amendment #1 to House Bill 2449, and Floor Amendment #2 to House Bill 3814. Representative Burke, Chairperson from the Committee on Executive, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' Senate Bill 122. Representative Monique Davis, Chairperson from the Committee on Appropriations-General Services, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'do pass as amended Standard Debate' Senate Bill 1548."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, for the point of personal privilege, Representative D'Amico."

D'Amico: "Yes, point of personal privilege, Speaker."

Speaker Lyons, J.: "Proceed, Representative."

D'Amico: "Up in the gallery on our left I want to welcome the Sauganash Elementary School. They're right from the heart of my district and I just want to give them a Springfield welcome to... thanks for coming down... down, making the trip."

Speaker Lyons, J.: "Welcome to Springfield, Sauganash School. Glad to have ya. The Chair recognizes the Lady from Champaign, Representative Naomi Jakobsson. For what purpose do you rise?"

Jakobsson: "Thank you, Mr. Speaker. I rise on a point of personal privilege."

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Speaker Lyons, J.: "Please proceed, Representative."

Jakobsson: "I would like to introduce in the gallery today a couple from... actually, they're from Mahomet but they're here because they bid on something here in my district. And they are Jan and Mike Wood. Please welcome Jan and Mike Wood to the gall... to the House today."

Speaker Lyons, J.: "Welcome to Springfield. The Chair recognizes the Gentleman from Jasper, Representative Reis. For what purpose do you rise?"

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

Speaker Lyons, J.: "Please proceed, Representative."

Reis: "I would like the House to welcome my mother and my aunt who are here from St. Marie and also Mr. and Mrs. Daron Bailey who is the mother and father of our Page today, Zack Bailey."

Speaker Lyons, J.: "Welcome to Springfield. Ladies and Gentlemen, we'll start on page 2 of the Calendar. Mr. Clerk, on House Bills-Second Reading is House Bill 476. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 476 has been read a second time, previously. Amendment #1 was approved in committee. Floor Amendment #2 was adopted by the House. Floor Amendment #3, offered by Representative Currie, has been approved for consideration."

Speaker Lyons, J.: "The Chair... the Chair recognizes the Lady from Cook, Representative Barbara Flynn Currie. Representative Currie, on Amendment #3 to House Bill 476."

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Currie: "Thank you, Speaker and Members of the House. This Amendment represents some work we did with the state universities on the... this Bill that would create a procedure for naming rights for all state universities. It raises the threshold under which sponsorships do not need to be approved by the Ethics Commission from 10 thousand to 25 thousand dollars. It provides for the opportunity to do multiple sponsorships and it provides a... an escape hatch if there is not time to go to the Ethics Commission before an event happens, and I think that also would deal with some licensing arrangements as well. In the event that there isn't time, the sponsoring entity could enter into a relationship and there would be after the fact review. I'd appreciate your support for the Amendment."

Speaker Lyons, J.: "Is there any discussion on Floor Amendment #3 to House Bill 476? The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I will not belabor this Amendment while we're on the Amendment process. However, having graduated from the University of Illinois, living about... less than 30 miles from the campus, I can tell ya, this Amendment does not address the concerns of the University of Illinois or any institution of higher education in this state. If you have any... any knowledge of what goes on at our research universities in this state... for example, a gentleman that I had the privilege of meeting, and he was very, very elderly when I met him, donated \$20 million to

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the University of Illinois. And for that money the Beckman Institute is named after him. And to come up with a Bill that says that Arnold Beckman or anyone like him or the Krannert Family or any of the other major donors to universities would have to have their bequest to the university go through the Ethics Commission so that, in fact, their re... bequest may be used to name a building or research laboratory that their bequest is going to build is just an exercise in absolute government idiocy. At the proper time, I'll stand in opposition to the Bill as amended."

Speaker Lyons, J.: "Thank you, Representative Black. Any further discussion? The question is, 'Should Floor Amendment #3 be adopted to House Bill 476?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #3 is adopted. Anything further, Mr. Clerk?"

Clerk Mahoney: "No further Amendments. All Motions... notes have been filed."

Speaker Lyons, J.: "Third Reading. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 476, a Bill for an Act concerning ethics. Third Reading of this House Bill."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Barbara Flynn Currie."

Currie: "Thank you, Speaker and Members of the House. There's been conversation from the Governor about selling naming rights to various buildings and other kinds of things that belong to the State of Illinois. This proposal from the

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Speaker of the House is one that's intended to see to it that we are not putting ourselves at risk of ethical problems when naming rights are offered. And this... this measure, as it has finally been amended, represents a lot of work with my colleagues on the other side of the aisle who made very helpful suggestions when this Bill was before the State Government Administration Committee. We have also worked with the Administration and with the state universities to see to it that we are not throwing up road blocks that would get in the way of what we all would agree would be worthwhile support from the private sector. The... the measure, as finally amended, would exempt any sponsorship of \$25 thousand or less, would encourage people to give buildings and other kinds of things to the state universities without requiring them to go through a variety of hoops. There is a safety hatch so that in the event there isn't time to go to the commission before an event might happen, that the commission could do a post review. It also exempts a fair number of state property... properties from naming rights, for example, the Abraham Lincoln Presidential Library and Museum, for example, this Capitol Building, for example, the James R. Thompson Center in downtown Chicago, and, at the behest of Representative Myers, the Illinois State Museum. If we wanna protect the integrity of the state, protect the integrity of what belongs to our citizens, I think it's critical that we pass House Bill 476. Let's have a little transparency in government. Let's make sure that we're not for sale to

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the... to the bidder that might, in fact, bring some ethical difficulties to the state along with the offer of financial support. I'd be happy to answer your questions. Anybody who is in favor of reform, good and open government, had better vote 'yes' on House Bill 476."

Speaker Lyons, J.: "Is there any discussion on House Bill 476? The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

Black: "Mr. Speaker and Ladies and Gentlemen of the House... and I hope I can have your attention for the time allotted to my remarks. If you want to pass a Bill that says what buildings that are under the direct control and ownership of the State of Illinois, i.e., the government of Illinois, I don't have a problem with that. This is an administration that was gonna name the official state soft drink 6 or 7 months ago and that evidently fell through. But for any of you, any of you in this chamber who have attended a institution of higher learning in this... in this great state, they all have foundations. And it may take them 15, 20, 25 years to build a relationship with a foundation or an individual who graduated from that institution who wants to make a lasting bequest and gift to that institution. The University of Illinois, Southern Illinois, Northern, Eastern, Western, whatever the university may be. They cultivate that family. They cultivate that individual. And when that individual is making end of life decisions he or she may want to leave the University of Illinois millions of dollars. In case of

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the Beckman family, about \$20 million. The State of Illinois had nothing whatsoever to do with that bequest. He had a specific bequest, he wanted to finance and build a building that would be on the cutting edge of technical education, thus we have the Beckman Institute at the University of Illinois. And I could go on and name other buildings that were built with the donations of families or members of families who have graduated from the University of Illinois. Now, if the university foundation works 20-some years to establish that relationship, set up an ironclad agreement that that individual's attorney is happy with, that that individual's family is happy with, and that the University of Illinois and their legal staff, or Northern or Southern or any other institution of higher education, have their legal staff approve it and that bequest is made to the university in the name of its foundation, why in the world would you then throw another step into that process? It gets harder and harder to a... to convince people to donate large sums of money to our institutions of higher education. And without that private money, given our woeful lack of support to the University of Illinois in the last 4 years, what would they do? If you read the article about colleges that now have \$1 billion in private endowment, the University of Illinois finally cracked that mark with \$1 billion, 200 million, private dollars, in endowment. Harvard leads the way with \$22 billion. I can tell ya, Massachusetts isn't going to put a benefactor to Harvard University through this, why

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should we? It is not the business of this Body what a... an esteemed alum of the... of an institution of higher education... what they, their tax attorneys, their families, and the attorneys for the University of Illinois or any other institution of higher education may want to do with their money and what gift they may want to give to that institution. If you put this barrier in the road of those people, and they're not many of them in this world that have the resources to do that, you will simply dry up money to build research labs and new facilities so badly needed on every campus. I don't have a problem if you leave it at buildings that are built by the State of Illinois, owned by the State of Illinois, government of... for the operations of the government of the State of Illinois. But if you insist on putting institutions of higher education in this Bill you will simply drive away the kinds of bequests that have built a dozen buildings at the University of Illinois, my alma mater, in the last 15 years. I don't know why this Bill includes 'em. There's no reason to do that and until they take out universities, vote 'no'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Terry Parke."

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

Speaker Lyons, J.: "She indicates she will."

Parke: "Representative, is there any way that you will amend this Bill based on Representative Black's concern to..."

Currie: "Representative, as the Bill was introduced, it did require the universities who were working with a donor to

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jump through many hoops. As amended, I believe the Gentleman does protest too much. All the Bill requires is that the sponsoring entity, the university in this case, or a state agency, would bring the issue before the Executive Ethics Commission for approval. There would be no time limit, there would be no later review, that would be it. The university itself could present the information requested by the Executive Ethics Commission. I think this is way of bringing sunshine into the process. I have worked with the universities, I do not believe that this will dry up important donations, private donations to our institutions of higher learning."

Parke: "Well, you said you wanted to open up to the sunset... sun so that everybody knows what's going on. Is there any abuse that you can point out to that we will be solving with this?"

Currie: "Well, as I say, this whole thing began with the Governor's proposal to sell naming rights to various state buildings, entities, what have you. So just to make sure that we don't find ourselves in an ethical quandary, just to make sure that we're not exposing ourselves to having a name of somebody, a Ken Lay, for example, who ends up in court with the Enron problems, we think a little transparency and a little sunshine is a good idea. I believe we've responded to the most serious of the universities' legitimate concerns..."

Parke: "Thank you."

Currie: "...with earlier Amendments."

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Parke: "Thank you. To the Bill. Ladies and Gentlemen, I rise... I regret to rise in opposition to the Lady's Bill. What is... what is going on here is that in the name of reform, in the name of ethics, we now are going to pick and choose all kinds of legislation because it sounds good. There is no... no evil that we'll solve... we're gonna solve with this Bill, it's potential. Well, these high... institutions of higher education have been around for a long time. And many of you know that recently the University of Illinois basketball team was in the finals. We're all proud, excited. We brought the team in here. There are times when in the midst of a playoff that the institutions of higher education with these kinds of teams are able to turn to sponsors and, within a couple days, within a week, they can get significant sponsorship, corporate sponsorships. This will require them to go before this commission, which will require them then to turn down these sponsorships 'cause there won't be enough time. Today in another committee we were in they were talking about doing some ethics on some other legislation. Ladies and Gentlemen, I think maybe until we have a comprehensive Bill before us, let's not piecemeal in the name of 'ethics' all these things. I think this is the wrong approach. I'm asking you to vote 'no' on this, give the Sponsor some direction. If we turn it down, she then will modify it because she's trying to solve a problem, and I appreciate that. But I think that this is not the direction that we need to go in. I just think that we need to have a comprehensive piece of

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legislation that can address the Lady's concern, not piecemeal it Bill after Bill in the name of whatever we want and keep throwing the name of this is an ethics Bill to try and make sure that something doesn't happen. Until we find our universities doing something wrong in this area I think we ought not to saddle them with this kind of Bill. I ask you to vote 'no'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from DeKalb, Representative Bob Pritchard."

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

Speaker Lyons, J.: "To the Bill."

Pritchard: "I join... concerns about the intent of this Bill. I compliment the Sponsor for trying to address a state issue with state building naming rights and some of the ethic problems that we have. But as she admitted, there has been no problem with the university funding. And I think that the issue that we have before us is... over the last 5 to 7 years, state funding of... of state universities has continued to diminish. The only way that universities can survive is to go after private funding and alumni funding. This Bill will throttle that attempt to... to provide the infrastructure and the capital needs of the university. The particular state university in my district has received zero capital dollars over the last 5 years to improve its buildings, to improve the life safety concerns, and add to the growth of the university and the needs of students of today's university. Only because of private funding have they been able to add anything to... to their campus needs.

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This Bill is certainly going to thwart that effort and, I think, diminish their... their capacity to meet the needs of students and to meet the needs of... of issues that are before them. I join my colleagues that have already spoken against this Bill in saying that until there is a problem we shouldn't be trying to address an issue that I feel will detrimentally impact the ability of the university to fund. I think we ought to try not to have massive statewide legislation that will address... that could better address an issue that is more specific to the needs that the Sponsor has identified. Therefore, I would encourage you to vote against this Bill. And I do ask, Mr. Speaker, that we have verification on this Roll Call."

Speaker Lyons, J.: "Verification has been requested and will be... will be honored. The Gentleman from McDonough, Representative Rich Myers."

Myers: "Thank you, Mr. Speaker. I also rise to oppose this Bill for many of the same reasons that the previous speakers have mentioned. I do first want to applaud Majority Leader Currie on working to bring sunshine to the State of Illinois and how we name buildings, especially the state buildings. But universities are very unique, they're mu... very much different than many of the other state buildings that we have. As has been mentioned previously, we've reduced the funding over the past 3, 4, 5 years to the state universities. In addition to reducing the funding of state support, we have also tied their hands by requiring them now to guarantee tuition for 4 years. We

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constantly watch the level of tuition that they charge to students and they are no... they know that, and so they're... they're limited in... in the revenue that they can generate that way. Further, they can't receive property tax like community colleges or elementary and secondary education institutions can. So with the limited amount of resources that they've had over the past few years, they continually turn to other sources of revenue and various other individuals and corporate sponsors. Now, there are exemptions in the Bill for individual sponsors but there are no exemptions for corporate sponsors. And I can tell you, on the campus of Western Illinois University, because the state has limited the resources that have gone to that institution, they've turned to some corporate sponsors to enhance their classrooms, to enhance the opportunities that students have to receive a good quality education. I think that passage of this Bill is going to put a very, very strong chill in any contributor that is looking at providing resources to any of the state institutions. I would encourage my colleagues to think twice before they... they support this Bill. I would urge you to vote 'no' on this Bill now, come back a little later once the universities can be excluded from this Bill or exempted from this Bill. There have been no abuses at the universities, there is not likely to be abuses at the universities because they are in the public eye and they are very good stewards of what they're doing with the

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resources they have available. Again, I rise in opposition to this Bill and I urge my colleagues also to vote 'no'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Champaign, Representative Chapin Rose."

Rose: "Thank you. Will the... the Lady yield?"

Speaker Lyons, J.: "She indicates she will."

Rose: "Good afternoon. The... is it... am I correct in saying that there are competitive bidding requirements in here for corporate sponsors?"

Currie: "Yes. Well, depending on the size... the amount. Any... any sponsorship of \$25 thousand or less would not require any kind of bid. And a donation from a private individual who might get his or her name on the building, that does not require a competitive bid either."

Rose: "Is there anywhere else in State Government that..."

Currie: "Pardon me?"

Rose: "...we require donors to be competitively bid?"

Currie: "I'm sorry, I couldn't understand you."

Rose: "Is... Mr. Speaker, could we get some order here?"

Speaker Lyons, J.: "Ladies and Gentlemen, we are having a serious debate on a big question. We'd ask for Members for to please, if we could get... tone it down just a little bit so we can hear debate on the floor. Shh... Thank you."

Rose: "Thank you very much. My question is, is there anywhere else in State Government that we require donors, out of their generosity, to be competitively bid?"

Currie: "Well, of course the issue here is that the sponsor, the corporate sponsor, may be looking for something in

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exchange for the donation. For example, the naming of what used to be Comiskey Park, now U.S. Cellular Field, my... my guess would be that the Cellular folks thought there was going to be a commercial advantage to them..."

Rose: "That's a commercial entity."

Currie: "...to have their name plastered across the stadium."

Rose: "Well..."

Currie: "We are talking about that same kind of corporate giving at universities and in other state properties."

Rose: "Well..."

Currie: "That's all this Bill is about. Let's make sure we're not selling out something that we could've got a better deal for or giving a leg up to some entity that may not be of the highest ethical behavior."

Rose: "Well, what about an endowed professorship? There's not a value to be in the... the Enron Chair of Ethics at a college of law."

Currie: "That's true."

Rose: "And I guess... to the Bill, Mr. Speaker. Herein lies my point, we're gonna placing all of our competitive... all of our public universities at a competitive disadvantage. The private universities will be able to fund raise as much as they want. The University of Illinois, it took them over 10 years to make it into the billion dollar club, the billion dollar fundraising club, of which Harvard and a number of privates and then the University of Michigan and some of the higher tier public institutions made it easily. The bottom like, Ladies and Gentlemen, and I really wish

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people would listen to this and pay attention, this is about affordable, quality, public higher education. How do you tell somebody that a scholarship's no longer gonna be offered because it had to go the Ethics Commission. Hey, do wait... don't... hey, don't worry about it, kid. Maybe by the time you graduate this little scholarship that you applied for will make its way through the Ethics Commission. How do you tell the professor who's getting ready to leave for the University of Michigan or, say, Northwestern, that we can't keep them here because that professor's endowed chairmanship... chairpersonship is in... waiting approval of the Ethics Committee. Well, that's no answer 'cause Emory, Berkley, Michigan, Wisconsin, Indiana, Harvard, Yale, they'll be saying, 'Hey, U of I professor, hey, Eastern professor, hey, Western, Northern, Southern, why don't you come to our school? We've got your endowed chair right here.' There's no waiting. There's no Ethics Commission in Georgia. I don't at all for a minute, for a minute, doubt that this necessary for the normal run of the mill in State of Illinois business. The public universities are different. They're different. Why on earth would we make kids wait for a scholarship 'cause it's in the Ethics Commission? Why on earth would we lose a quality faculty to a competing institution, whether it's an instate private institution or an out-of-state public institution, because we're waiting for the Ethics Commission to get back to us on their endowed chairmanship? It's hard enough as it is. We have asked all of our public

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universities to do more with less, and they've done that. And now we're gonna tie their hands behind their back in terms of finding alternate sources of financing. Ladies and Gentlemen, please, don't do this for the public universities, do this for the students who want those scholarships. Vote 'no'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from McLean, Representative Dan Brady."

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

Speaker Lyons, J.: "To the Bill."

Brady: "Ladies and Gentlemen, this legislation is... is just another example of good intentions with unintended consequences. And those unintended consequences are going to be for those state universities that you and I represent, whether they sit actually in your district or not. As part of the Appropriations Committee for the universities here in the House, we've had a number of universities that have been on their own due to the fact of lack of capital dollars. In my own district, Illinois State University concluded a successful capital campaign drive over \$88 million. This legislation now has the potential to tell that university what they can or can't do with those dollars as far as naming rights may go. In this time when we are asking universities to shore up themselves, to create fund and revenues for themselves, we're now turning around and, as many of my colleagues have said, have tied their hands. This particular piece of legislation, although maybe not intended, has the potential

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to do exactly that, to tie their hands when they're raising private dollars for public use to make our universities better. I ask that you support myself and a number of colleagues that have spoken and vote 'no' on this particular piece of legislation. Thank you."

Speaker Lyons, J.: "Thank you, Representative. The Chair recognizes the Gentleman from Cook, Representative Lou Lang. Representative Lang."

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

Speaker Lyons, J.: "She indicates she will."

Lang: "Representative, ya know, it's been kinda loud on the floor here for a while... excuse me, Mr. Granberg, thank you. I've mentioned your name in debate, you may speak if you wish. It's been kinda hard to focus on this so will you give us, in a nutshell, what your Bill is doing and.. and why those folks that are givin' ya a hard time are so wrong?"

Currie: "What the Bill does is create some ethical oversight of the decision to offer naming rights to state properties or other state activities. We worked very closely with the state universities and made many changes in the Bill to address their legitimate concerns. Would the state universities like to be exempt from ethical oversight? Of course they would. But I don't know any reason why they ought be anymore than decisions made by Central Management Services should be. The idea is to make sure... as we offer naming rights to state properties the idea is to make sure that the people who are offering their dollars meet ethical

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standards and, in fact, that we're getting the best deal that's out there. So, we're looking at transparency, we're looking at openness, we're looking at sunshine. Of course agencies, universities, or otherwise don't like people looking over their shoulder, it doesn't mean we don't have a responsibility to do so."

Lang: "Now, are all three Amendments on this Bill?"

Currie: "Yes."

Lang: "And so, I heard a lot from the other side particularly about the problems that some of our universities would have with this Bill, I think, right?"

Currie: "Indeed. But as I said, we met many of their legitimate concerns through the Amendments, including Amendment 3 wherein if there's an opportunity for a contract at the eleventh hour, they can go ahead and sign the contract and the Ethics Commission can do a post hoc review, including the question of the threshold of sponsorships. Ten thousand is what it was. In an earlier Amendment we went up to 25 thousand because many universities do rely upon the private sector to help fund performing arts and so forth and so on. So, we did meet many of their concerns. They just want out of the Bill and that far we were not prepared to go."

Lang: "And so many of these items are items that the universities themselves suggested, is that right?"

Currie: "Absolutely."

Lang: "And I heard some discussion about the universities' ability to take their own buildings and control their own

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buildings. But if I'm reading my analysis correctly, it gives public institutions of higher education control over their own property, does it not?"

Currie: "Yes."

Lang: "And it gives universities control over their own buildings for naming and sponsorship rights."

Currie: "Indeed. But... but, again, they would go through the Ethics Commission approval process, as would other state agencies."

Lang: "Right, but they..."

Currie: "But yes, they're the ones in charge."

Lang: "...would be the ones who would choose the name."

Currie: "They are the ones who are in charge, absolutely."

Lang: "So as one Member on the other side talked about, for instance, the Krannert Center at the U of I, if the... if... if they wanted to rename that for you, Representative Currie, they could do so..."

Currie: "Yes."

Lang: "...as long as they went through the proper channels under this Bill. It wouldn't keep them from naming that to any name they wish."

Currie: "Right. That's exactly right."

Lang: "Well, then, what's the problem? Why... why do they have such difficulty with the Bill?"

Currie: "As I say, all I can think is that they would just as soon not have us looking over their shoulder. And I think a lot of agencies don't like people looking over their shoulders, but that doesn't mean that we shouldn't."

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Lang: "Now, as I'm reading my analysis, not only did the universities have involvement in the final product of the Bill, so did the Secretary of State's Office, the Governor's Office, and... and many other parties. Is that correct?"

Currie: "Absolutely correct."

Lang: "And I note that some state buildings can never be named and have sponsorship rights. Can you go through that list?"

Currie: "And we thought that was important to say that the Abraham Lincoln Presidential Museum and Library can't turn into U.S. Cellular Abraham Lincoln Presidential Library. This capitol building should not be named for a corporate sponsor nor should some of the others that are on the list, the Old State Capitol, the James R. Thompson Center, and so forth."

Lang: "Well, I'm sure if we named anything for U.S. Cellular the sightlines wouldn't be so good from the upper deck."

Currie: "Right."

Lang: "Right. So... and I noticed the executive mansion on here. Didn't... didn't the... during the COWL event didn't we sell the executive mansion off to someone?"

Currie: "Yeah, I think may... maybe it's too late. I think we sold it to the... I think we sold it to the Treasurer."

Lang: "Yeah, she didn't rename it yet, did she?"

Currie: "No."

Lang: "Thank you, Representative."

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Speaker Lyons, J.: "The Chair recognizes the Lady from Champaign, Representative Jakobsson."

Jakobsson: "Mr. Speaker, will the Sponsor yield?"

Speaker Lyons, J.: "She indicates she will."

Jakobsson: "Are you aware of any ethical lapses in naming of buildings that the university has had? Are you aware of any ethical lapses in naming buildings by the university?"

Currie: "In fact... I mean, we believe, for example, that the... that the Beckman Institute was an example where we would not apply the... the obstacles that people would have to go through. But if you're talking about a corporate sponsorship, I think we should know whether there might've been another corporation that would've paid a little more money for the same opportunity. That's all we're looking for, is a little sunshine. I mean, this may be a way to find out what really goes on."

Jakobsson: "All right. I'm just trying to really understand what problems you're trying to correct."

Currie: "The problem we're trying to address is to make sure that when things that belong to Illinois's taxpayers get little plaques above them or names on programs for them, we want to make sure that we're doing this with, first of all, a regard for the best use of taxpayers' dollars and, second, to make sure that there are no ethical lapses. So, we're creating a procedure, not a hard procedure, procedures for agencies to go through when they decide that they want to name something U.S. Cellular Field."

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Jakobsson: "Thank you. To the Bill. I really believe that there aren't any problems that are being corrected by this Bill and it would have some bad effects on the university, the Krannert Center, the foundation, many, many buildings, departments would be affected by this. Please vote 'no'."

Speaker Lyons, J.: "Representative Currie to close."

Currie: "Thank you, Speaker and Members of the House. I think the... the protest way outweighs what is, in fact, going on with this Bill. We have made many legitimate accommodations to the state university system. They don't want any oversight, I believe some oversight is appropriate. That's what this Bill is about, oversight when naming rights are offered to the corporations, whether those naming rights are about state buildings or whether they're about university buildings. I think this is a fair Bill. I think it is about open government, about good government, about transparency to protect the purses and the reputation of the citizens of this great state. I urge your 'aye' votes on House Bill 476."

Speaker Lyons, J.: "Ladies and Gentlemen, there's been a request for verification, so Members are asked to vote their own switch. The question is, 'Should House Bill 476 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 60 voting 'yes', 55 voting 'no', 1 voting 'present'. This Bill, having received the

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Constitutional Majority, is hereby declared passed. Now, there's been a request for verification. Staff, you are requested to please remove to the back of the chamber. Staff, please clear the floor and move to the back of the chamber. Representative Pritchard."

Pritchard: "If they could please sit down so we can better see."

Speaker Lyons, J.: "Members, please be in your de... at your desks in your seats. Staff, again, please retire to the rear of the chamber."

Pritchard: "Is Representative Nekritz here, please, Mr. Speaker? Mr. Speaker."

Speaker Lyons, J.: "One moment, Representative Pritchard. The Chair recognizes Representative Black. Representative Bill Black."

Black: "Mr. Speaker, an inquiry of the Chair."

Speaker Lyons, J.: "State your inquiry, Representative."

Black: "Why did you dump the Roll Call?"

Speaker Lyons, J.: "Mr. Bla... Mr. Black, when I took the vote I called the usual language of 'This Bill, having received the Constitutional Majority, is hereby declared passed.'"

Black: "That was open to question, as you know."

Speaker Lyons, J.: "That was the mistake."

Black: "Yes, it was."

Speaker Lyons, J.: "And so the board cleared. Now, we do have the written Roll Call here, which... which I know it will not suffice for purposes of which you're rising for. So, in

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light of my mistake, Representative Black, we will take another Roll Call on the Bill... on House Bill 476."

Black: "Mr. Speaker."

Speaker Lyons, J.: "And Mr. Pritchard's..."

Black: "Mr. Speaker."

Speaker Lyons, J.: "Representative Black."

Black: "Mr. Speaker, I congratulate you. I... I sat in the Chair when we were in the Majority, I know how easy it is to make mistakes. It's not always easy to say you did. I thank you for doing the right thing. I thank you for letting us vote again. But this just goes to show ya, universities don't need an Ethics Commission, the way this chamber is run sometimes needs an Ethics Commission."

Speaker Lyons, J.: "Thank you, Representative Black. We'll repeat the Roll Call on House Bill 476. Excuse me for the call on that Bill. And the question, again, will be, 'Should House Bill 476 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 60 voting 'yes', 52 voting 'no', 1 Member voting 'present'. Mr. Pritchard, for purpose of verification."

Pritchard: "Representative Reis."

Speaker Lyons, J.: "Mr. Pritchard, it's... it's your privilege, did you wish to continue with the verification?"

Pritchard: "Please."

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Speaker Lyons, J.: "The Clerk will read the Members voting in the affirmative."

Clerk Mahoney: "Voting..."

Speaker Lyons, J.: "Mr. Clerk."

Clerk Mahoney: "Voting in the affirmative: Representatives Acevedo, Bailey, Beiser, Berrios, Boland, John Bradley, Richard Bradley, Brosnahan, Burke, Chapa LaVia, Chavez, Collins, Colvin, Currie, D'Amico, Monique Davis, Will Davis, Delgado, Dugan, Dunkin, Feigenholtz, Flider, Flowers, Franks, Fritchey, Giles, Gordon, Graham, Granberg, Hamos, Hannig' Hoffman, Holbrook, Howard, Jefferson, Lou Jones, Kelly, Lang, Joe Lyons, Mautino, May, McCarthy, McGuire, Mendoza, Molaro, Nekritz, Osterman, Patterson, Phelps, Reitz, Rita, Ryg, Scully, Smith, Soto, Turner, Verschoore, Yarbrough, Younge, and Mr. Speaker."

Speaker Lyons, J.: "Representative Pritchard. Representative, Representative Lang wishes to be..."

Lang: "Thank you."

Pritchard: "Thank you, Mr. Speaker."

Speaker Lyons, J.: "Mr. Pritchard."

Pritchard: "Representative Jefferson."

Speaker Lyons, J.: "Representative Jefferson is in the front of the assembly."

Pritchard: "Good afternoon. Thank you, Mr. Speaker."

Speaker Lyons, J.: "Mr. Clerk. Representative Reis, for what purpose do you seek recognition?"

Reis: "Mr. Speaker, I would like the record to reflect that I was a 'no' vote on this. Thank you."

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Speaker Lyons, J.: "The record will so reflect. Representative Chapin Rose."

Rose: "Mr. Speaker, does the original Roll Call still exist?"

Speaker Lyons, J.: "No, Sir."

Rose: "Okay. Well, the record on the original Roll Call reflected I was a 'no' and I was so busy preparing our defense on the verification that I neglected to vote 'no' on this one and I would like the record to reflect my intention to vote 'no' on this Roll Call. But the original Roll Call did have me as voting 'no'."

Speaker Lyons, J.: "Representative Rose, the Journal will so reflect your wishes. Mr. Clerk, on this question there are 60 Members voting 'yes', 52 Members voting 'no', 1 voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, what's the status of Senate Bill 1693?"

Clerk Mahoney: "Senate Bill 1693 is on the Order of Third Reading."

Speaker Lyons, J.: "At the request of the Sponsor, move that Bill back to Second Reading. The Chair recognizes the Gentleman from Cook, Representative Bob Molaro. For what reason do you seek recognition?"

Molaro: "Well, I have an inquiry of the Chair, which has to do with Representative Black before he leaves the chamber. Mr. Speaker, I... I left here last night and Representative Black was in fine form, top of his lungs. I walked in here today, top of his lungs. How does he do it? What is he taking? And whatever it is, he must share. So, thank you."

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Also, Representative Hannig and Senator Rauschenberger, welcome to the chamber. They're up in the gallery there. Wanna welcome everybody. Thank you. Do a nice job for us, Gary."

Speaker Lyons, J.: "Thank you, Representative Molaro. Mr. Clerk, on page 2 of the Calendar is House Bill 1098. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1098 has been read a second time, previously. Amendment #1 was adopted in committee. Floor Amendments 2 and 3 were adopted by the Body. All Motions have been filed."

Speaker Lyons, J.: "Third Reading. Representative Nekritz, do you wish to move the Bill? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1098, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lyons, J.: "Hold the Bill on Third Reading."

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

Speaker Lyons, J.: "Mr. Clerk, on page 3 of the Calendar is House Bill 2221. 2221. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2221 has been read a second time, previously. No... no Committee Amendments. No Floor Amendments. All Motions have been filed."

Speaker Lyons, J.: "Third Reading. Representative Hoffman. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "House Bill 2221, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Madison, Representative Hoffman."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 2221 would amend the emission inspection requirements of the Illinois Vehicle Code. The Bill provides that a vehicle will automatically fail the emission test if the vehicle has been equipped with a muffler exhaust system that has been modified to amplify or increase the noise of the vehicle. Under current law, all motor vehicles operating on highways must at all times be equipped with adequate muffler exhaust system maintained to prevent excessive or unusual noise. The language also prohibits the modification of the exhaust system in a manner that will amplify or increase the noise and it provides an additional mechanism to reduce noise pollution by ensuring that cars are equipped with adequate muffler systems. I... I ask for a favorable Roll Call."

Speaker Lyons, J.: "Is there any discussion on House Bill 2221? Seeing none, the question is, 'Should... The Chair recognizes the Gentleman from Adams, Representative Tenhouse."

Tenhouse: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 2221 is an issue that we are very concerned about. What this says is basically any kind of a modification of muffler exhaust system, you will automatically be rejected as far as vehicle emission

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inspecting is concerned. The real concern, I think, comes is let's say, for instance, an individual would wanna install a muffler of his own on that vehicle, perhaps the other one had burned out. I think we'd had a long visit about this in committee yesterday. Could you, for instance, Mr... would... would the Speaker... Sponsor yield for some questions in regard to this?"

Speaker Lyons, J.: "He indicates he will."

Tenhouse: "Am I right? Is this... is this the Committee Amendment we just put on a few minutes ago? We had an Amendment that was just passed out of committee here about an hour and a half ago, so that really... I guess right now it's still a shell Bill."

Hoffman: "Yes. Representative Tenhouse, I apologize. I need to take it out of the record. This may be inadvertently being moved."

Tenhouse: "Thank you."

Hoffman: "Thank you."

Speaker Lyons, J.: "Mr. Clerk, take this Bill out of the record. Mr. Clerk, what is the status of House Bill 2221?"

Clerk Mahoney: "House Bill 2221's on the Order of Third Reading."

Speaker Lyons, J.: "Mr. Clerk, what Amendments have been adopted to the Bill?"

Clerk Mahoney: "No Amendments have been adopted to the Bill. Floor Amendment #1 was referred to committee. Floor Amendment #2 lost in committee."

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Speaker Lyons, J.: "Mr. Clerk, take House Bill 2221 out of the record. Mr. Clerk, on page 4 of the Calendar is House Bill 3814. Representative Sacia has Senate... House Bill 3814. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3814 has been read a second time, previously. Amendment #1 was approved in committee. Floor Amendment #2, offered by Representative Sacia, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Winnebago, Representative Jim Sacia."

Sacia: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 to House Bill 3814 is language that is agreed upon between all of the concerned organizations to acclu... to include county engineers, township officials, other municipalities, and specifically, Speaker Madigan who had some personal concerns about this legislation. Working with Rob Uhe and several others we were able to put together legislation that is very meaningful and understanding. Specifically, what this Bill does is it allows the ex... right now in Illinois law it is legal for someone with a pickup truck to pull two trailers if the vehicles are recreational. What this Amendment does is allows the same to happen if the vehicles are other than recreational. I'd be glad to answer any questions."

Speaker Lyons, J.: "Is there any discussion on Floor Amendment #2 to House Bill 3814? Seeing none, the question is, 'Should Floor Amendment #2 be adopted to House Bill 3814?' All those in favor signify by saying 'yes'; those opposed

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say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

Clerk Mahoney: "No further Amendments. All Motions filed."

Speaker Lyons, J.: "Third Reading. Ladies and Gentlemen, we're gonna proceed to the Senate Bills-Second Reading on page 10 of the Calendar. Representative Joyce, you have Senate Bill 92. Leave that Bill on Second Reading. Representative Graham, you have Senate Bill 193. Is Debbie Graham in the chamber? Leave that Bill on Second Reading. Representative David Leitch, you have Senate Bill 350 on Second Reading-Senate Bill. Do you wish to move that Bill to Third Reading? We have an Amendment... Floor Amendment. Read the Bill, Mr. Clerk. Senate Bill 350."

Clerk Mahoney: "Senate Bill 350 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Currie, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Peoria, Representative David Leitch."

Leitch: "Thank you very much, Mr. Speaker. This Amendment removes designated community-based agencies who would be serving on a advisory commission to implement a 211 Bill for the Human Services. I appreciate the opportunity to put this in a form that will pass muster with the Members and with the Rules of the House, formal and informal. I'd would ask for its adoption."

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Speaker Lyons, J.: "Any questions from the Members on Floor Amendment #1? Seeing none, the question is, 'Should Floor Amendment #1 be adopted to Senate Bill 350?' All those in favor signify by saying 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #1 is adopted. Anything further Mr. Clerk?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Mr. Clerk, on page 11, Representative Bob Rita has Senate Bill 501. Representative Rita, what's your pleasure on Senate Bill 501 on Second Reading? The Bill will remain on Second Reading. Representative Jay Hoffman, you have Senate Bill 506 on Second Reading. Do you wish to move that Bill? Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 506, a Bill for an Act concerning children. Second Reading of this Senate Bill. Amendment #1 was approved in committee. Floor Amendment #2, offered by Representative Hoffman, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Madison, Representative Hoffman."

Hoffman: "Yes, Floor... Amendment #2, which got... got out of committee, simply indicates that the hospitals shall be the... the organization that has to provide information under this Act and they would be the ones doing it as opposed to the doct... other doctors."

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Speaker Lyons, J.: "Is there any discussion on Floor Amendment #2? The Chair recognizes the Gentleman from Cook, Representative Terry Parke."

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

Speaker Lyons, J.: "He indicates he will."

Parke: "Representative, could you tell us again in your... what this Amendment will do to hospitals?"

Hoffman: "Actually, the hospitals do not object. What happened... what happened under... this is an initiative of the doctors because, inadvertently, what was put into the... was put into the Act was referenced to health care and childcare providers and other facilities from reporting the requirements. This... the idea was only that hospitals would be required to report the births, the number of viewings of shaken baby, multimedia and education material, and the number of shaken prevention program participation forms signed at the hospital. This is just a technical cleanup Amendment to limit the re... the reporting to hospitals as the primary location for this information."

Speaker Lyons, J.: "So, they are not objecting to House Amendment 2?"

Hoffman: "No, because this is not giving it... make given any additional burden to them that wasn't in the original Bill, it just removes the other type of primary caregivers from having to duplicate that action."

Parke: "Okay. Thank you."

Speaker Lyons, J.: "The Chair recognizes the Lady from DuPage, Representative Patti Bellock."

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

Speaker Lyons, J.: "He indicates he will."

Bellock: "Representative Hoffman, we spoke about this in committee and we wondered if... you had said you would hold it on Second, depending upon whether there was agreement by the people who had be... who were originally the proponents who now had turned to..."

Hoffman: "Yes, I... I apologize. I need to take this out of the record. I apologize. Thank you. I apologize."

Speaker Lyons, J.: "Mr. Clerk..."

Bellock: "Thank you."

Speaker Lyons, J.: "...take this Bill out of the record. Mr. Clerk, on page 11 of the Calendar, Representative Lou Jones has Senate Bill 530. Representative Jones. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 530, a Bill for an Act concerning civil procedure. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. On page 12 of the Calendar, Representative Fritchey has Senate Bill 764. Representative Fritchey, do you wish to move that Bill to Third Reading? Hold that Bill on Second Reading, Mr. Clerk. Mr. Clerk, on page 12 of the Calendar, Representative Hannig has Senate Bill 1497. Representative Hannig, do you wish to move that Bill to Third Reading? Read the Bill, Mr. Clerk. Mr. Clerk, hold that Bill on

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Second Reading. On page 13 of the Calendar, on the Order of Second Reading, Representative Nekritz has Senate Bill 1962. The Amendment has come... has been released from Rules. Read the status of the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1962, Second.. Second Reading of this Senate Bill. A Bill for an Act concerning firearms. No Committee Amendments. Floor Amendment #1 has been approved for consideration."

Speaker Lyons, J.: "I believe that Amendment is Representative Stephens' Amendment. We'll take that Bill out of the record for the moment, Representative... or, Mr. Clerk. Mr. Clerk, on page 13, Representative Granberg has Senate Bill 1968. Representative Granberg, do you wish to move that Bill to Third Reading? Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1968, a Bill for an Act concerning civil law. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Mr. Clerk, on the bottom of page 13 in the Calendar, Representative Granberg has Senate Bill 2082. Representative Granberg. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 2082, a Bill for an Act concerning criminal law. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. As we're moving back to House Bills-Second Reading, we'll go to the top of page 4

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on the Calendar. Representative Hannig has House Bill 3760. Read the Bill, Mr. Clerk. Mr. Clerk, read the Rules Committee Report."

Clerk Mahoney: "Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following legislative measures and/or Joint Action Motion were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'approved for floor consideration' Amendment #2 to House Bill 3760 and Amendment #2 to House Bill 3761."

Speaker Lyons, J.: "Mr. Clerk, again, back to page 4 at the top of the Calendar, on that page is House Bill 3760. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3760 has been read a second time, previously. A Bill... No Committee Amendments. Floor Amendment #1 was approved by the Body. Floor Amendment #2, offered by Representative Hannig, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Montgomery, Representative Gary Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. We had some debate on this Bill a little bit earlier in the week and so we took it out of the record, went back, and had the staffs get together and make some small changes in the Bill. And I think at this point it's... it's fair to say that with the adoption of this Amendment, I believe both sides of the aisle will... will be in favor of the Bill. So, I'd move for the adoption of the Amendment."

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Speaker Lyons, J.: "Is there discussion on Floor Amendment #2?
The Chair recognizes the Gentleman from Vermilion,
Representative Bill Black."

Black: "Thank you very much, Mr. Speaker and Ladies and
Gentlemen of the House. Representative Hannig, we thank
you for your cooperation. Our staff has had an ample
opportunity to... to review the Bill. As a result, they made
suggestions for Amendments. Those suggestions were adopted
and, again, we thank you for your cooperation."

Speaker Lyons, J.: "Any further discussion on Floor Amendment
#2? All those in favor of its adoption signify by saying
'yes'; those opposed say 'no'. In the opinion of the Chair
is the 'ayes' have it. And Floor Amendment #2 is adopted
to House Bill 3760. Anything further, Mr. Clerk?"

Clerk Mahoney: "No further Amendments. All notes have been
filed."

Speaker Lyons, J.: "Third Reading. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3760, a Bill for an Act concerning
parks and recreation. Third Reading of this House Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from
Montgomery, Representative Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House.
This Bill will provide that, subject to appropriation, that
capital would be available for the Department of Natural
Resources to provide help to local park districts in their
effort to deal with the problems that they face. Over the
years that I've been here, we've seen a number of requests
come to us from our park districts and people asking us if

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there's a way we can help them with capital. Under the existing framework of State Government, there are no specific programs to do that. There are programs to help them with different operations of government park districts but nothing on the capital side. So, this mirrors to a very large degree what we do on school construction, where we give the appropriate agency an opportunity, subject to appropriation and... and dollars from the State of Illinois, to make grants that make sense based on a priority that we've set out. I think it's a... a very... will be a very successful program. I'm advised over 2 hundred districts around the State of Illinois have weighed in in support of the Bill in... in all parts of the state. So, I'd be happy to answer any questions and I'd ask for your 'yes' vote."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Rosemary Mulligan."

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

Speaker Lyons, J.: "He indicates he will."

Mulligan: "Representative, does this Bill still contain a provision that will make special consideration for allowing grants to be made to pay for lease payments and debt service as opposed for new projects or construction?"

Hannig: "That was removed at the request of your side, Representative."

Mulligan: "That was removed. So, the Bill no longer contains that?"

Hannig: "That's correct."

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Mulligan: "So now the Bill would just go for grants that would be made for reconstruction or new projects or repair work?"

Hannig: "Yes. And there would be other things as well, open land acquisitions or things like that. But you're correct, Representative."

Mulligan: "And you anticipate how much money would be... would be put into this?"

Hannig: "Well, Representative, first we have to pass a capital Bill and as part of that capital Bill we would allocate a certain amount. So, that would be up to us here in the Legislature and in consultation with the Governor."

Mulligan: "All right. So, this would be... be predicated on us passing a capital Bill this year? Or next year would this still be in effect if we passed... didn't pass one this year?"

Hannig: "Yes. It... it would operate much like the School Construction Program does on the capital side. So, we would... we could put a block of money there each year or we could put a big block of money there until it's used up. But in any case, it would always be up to us to appropriate and... to authorize the capital and appropriate it."

Mulligan: "All right. And do you envision that this would endanger the OSLAD Program at all as far as not money... money going in there through DNR or anything from...?"

Hannig: "No, it... it doesn't affect any current programs for... like that, Representative."

Mulligan: "All right. And I wouldn't be given favoritism over anything like that?"

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Hannig: "I'm sorry, I didn't hear your last question."

Mulligan: "It wouldn't be given any favoritism over money that might go to OSLAD eventually or something like that?"

Hannig: "No, Representative."

Mulligan: "All right. Thank you very much."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

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

Speaker Lyons, J.: "Indicates he will."

Black: "Representative, my interpretation of what I'm... what I'm reading, this does not include state parks and state recreational areas operated by the Department of Natural Resources."

Hannig: "Yeah, that's correct."

Black: "Would that be an accurate statement?"

Hannig: "We... we would... we would deal with those as a matter of the appropriation process for the Department of Natural Resources."

Black: "All right. But this Bill, if I'm reading it correctly, is specifically for park districts, which are... tend to be more local in nature than a state park or a state recreation area, correct?"

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

Black: "All right. Thank you."

Speaker Lyons, J.: "Seeing no further discussion, Representative Hannig to close."

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Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This is an effort to address a problem that, I think, many of us with park districts looking for a little help on the capital side, an expensive project that perhaps they'd like someone to help them with. And this is one way that we can do this in an orderly manner where we can have an agency take a look at all the applications throughout the state, put them in an order, and then fund them along those lines, just like we do with our School Construction Program, something that's worked so very well. So, I'd ask for your 'yes' vote."

Speaker Lyons, J.: "The question is, 'Should House Bill 3760 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Molaro, do you wanna be recorded? Mr. Clerk, take the record. On this Bill, there are 110 Members... 111 Members voting 'yes', 5 Members voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 4 of the Calendar, Representative Hannig has House Bill 3761. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3761 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Hannig, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Montgomery, Representative Gary Hannig."

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Hannig: "Mr... Mr. Speaker, would you withdrawal Amendment #1?"

Speaker Lyons, J.: "Mr. Clerk, we will withdraw Floor Amendment #1. All those... Any further Amendments, Mr. Clerk?"

Clerk Mahoney: "Floor Amendment #2, offered by Representative Hannig, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognizes Representative Hannig on Floor Amendment #2."

Hannig: "Thank... thank you, Mr. Speaker and Members of the House. This is very similar to the Bill we just passed only it deals with library construction. And this Amendment was drawn up in consultation with the staff on both sides of the aisle and I think it addresses any concerns that... that were brought up during the process. And so I'd move for the adoption of the Amendment."

Speaker Lyons, J.: "Is there any discussion on Floor Amendment #2 to House Bill 3761? Seeing none, the question is, 'Should Floor Amendment #2 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

Clerk Mahoney: "No further Amendments. All notes have been filed."

Speaker Lyons, J.: "Third Reading. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3761, a Bill for an Act concerning public libraries. Third Reading of this House Bill."

Speaker Lyons, J.: "Representative Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This Bill is very similar to the Bill that we just passed

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and the School Construction Program but it deals with public libraries, those libraries that we represent in our hometowns throughout the State of Illinois. I've found over the years that I've been here that, again, this is an area where libraries oftentimes face huge capital costs. Small communities, medium-sized communities, even some of the larger communities around the state often have difficulty finding ways to... to fund those costs in... in such a difficult environment. And so, this Bill will allow the State of Illinois to be a partner with our local libraries. We'll have the... we'll have, again, a system set up so that there's a priority that's established and that... and that libraries that are... that are on the top of the list will be funded first, just like we do in the School Construction Program. So, again, this has been worked out with both sides of the aisle. I'd be happy to answer any questions and I'd ask for your 'yes' vote."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Rosemary Mulligan."

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

Speaker Lyons, J.: "He indicates he will."

Mulligan: "Representative Hannig, does this Bill still set aside 20 percent of the money for the City of Chicago?"

Hannig: "Yes, 20 percent, Representative."

Mulligan: "Don't you think they're in the a position of getting more philanthropic grants for libraries and parks and things and we're doing this routinely now?"

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Hannig: "Well, Representative, in... in the School Construction Program we've used the 20 percent, it seems to have worked well in that one. I think that in this program the City of Chicago should not just be forgotten because they are a larger community in our state. So, they would probably argue that 20 percent's not enough. But I think it's a number that we've used in other programs and it's a fair distribution of the funds. And for the rest of us, we have 80 percent of the money to look after."

Mulligan: "The City of Chicago probably has more libraries per square mile than a lot of communities that have no libraries. So, I mean, what you're doing is you're giving them a preference in this, which it appears to me if we're passing any kind of a capital Bill you certainly should have enough votes on your side of the aisle to pass it all by yourself if the City of Chicago gets 20 percent of everything. It's kind of a... a pretty nice way of going about it but I don't think we should agree to that, particularly with libraries. Is there any reason... and does this impact grants that were supposedly cut last year from the Secretary of State's Office to libraries?"

Hannig: "It does not, Representative. This would be a new program that would be set up and, again, would be subject to appropriation by us and then it would work towards capital programs through the libraries."

Mulligan: "In order to qualify for a grant do you have to come up with any money yourself from your community?"

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Hannig: "Yes, like in the School Construction Program where we ask school districts to provide at least some minimum amount and then we set some maximum amounts, this would be the same kind of practice."

Mulligan: "All right. So, if a library want... if a community wanted to use this money either to replace... put up a new library or fund an addition or some kind of repair project, they would have to match it with a certain amount of money in order to be eligible for the grant?"

Hannig: "Yes, in order to receive the grant, just like with the School Construction Program, we would look at an index of the wealth in that community and there would be a... a scale and it would show what... what the local match would be."

Mulligan: "All right. So, is this going to be kind of on a first come, first serve basis if we pass a capital Bill that people who are ready to go and can show that they can provide the matching money might be the first ones up to qualify or how do you envision this actually working?"

Hannig: "Yeah, it's... it... Representative, it's like the School Construction Program is now. So, we've got a number of schools that have sent all their paperwork into the State Board of Education, they're being prioritized, and if some money would become available, we would start funding those schools based on that list. This will be the same kind of thing."

Mulligan: "So they would get certain amount of priority or would they be subject to a selection from, who is it, the Capital Development Board again?"

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Hannig: "Well, they would... they would still have to work through the... the list of priority, just like with the School Construction Program. If you have natural disaster that befalls your area, say you have a big fire or a tornado rolls through, that becomes a top priority. So, those school districts and, in this case, these library districts would get the top priority."

Mulligan: "All right. And currently, does... will they expand the employees or the people that would administer grants at the Capital Development Board if we were to pass a capital Bill either this year or next year in order to facilitate moving forward with the projects that people may have ready to go?"

Hannig: "I wouldn't anticipate that they would need to do that, Representative."

Mulligan: "So you think they could handle that without any additional employees?"

Hannig: "That would be my... my hope."

Mulligan: "And is there anything in this Bill that would allow people to get the grant in order to pay off debt or debt service?"

Hannig: "That was actually removed at the request of your side of the aisle, Representative."

Mulligan: "All right. So, this is a straightforward Bill except that it gives 20 percent to the City of Chicago off the top... or however, 20 percent set aside from the total amount of money. So if there were \$20 million put into the library line item, 20 percent would be reserved for the

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City of Chicago and everybody else would be first come, first serve, whoever gets their stuff in line, except for the disaster thing?"

Hannig: "Yeah, there... there would be a priority, just like there is with the School Construction Program."

Speaker Lyons, J.: "Representative, you could conclude your remarks. Your 5 minutes are up."

Mulligan: "I'm fine with that, thank you."

Speaker Lyons, J.: "Thank you, Representative Mulligan. The Chair recognizes the Gentleman from Cook, Representative Lou Lang."

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. I simply rise in support of the Gentleman's Bill. My libraries have been asking for this kind of legislation for some time and I, myself, will be very pleased to e-mail them as soon as we pass this and tell them that we've done so because libraries, in my communities and I'm sure yours, are very important. We have to help them and this Bill will do that."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

Speaker Lyons, J.: "He indicates he will."

Eddy: "Representative, several times during the discussion you've referred to the school construction grant. I just want to clarify a couple of issues. In the School Construction Grant Program, school districts, once the

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index is determined, are free to choose their architect. Is it the intention of this legislation that the same type of rules exist and that the Capital Development Board would allow school districts to choose their architect and construction managing firm the same as they do with the School Construction Program?"

Hannig: "I think we looked at the same type of language from the School Construction Program and applied it here, Representative."

Eddy: "So, the intention would be that this mirror that process from... from the standpoint of choice locally, since there's a certain percentage of local funding that goes into it. Based on this index, they would then be free to choose the architectural firm and the construction management firm."

Hannig: "Yeah. Yeah, the language on page 5, line 14, talks in terms of 'the Capital Development Board solely due to a public library selection of an architect or engineer.' If you look at that line."

Eddy: "Okay. So... so, it cannot be disapproved solely based on that public library selection of the architect or engineer, which... which would mirror that the intent would be..."

Hannig: "Yes."

Eddy: "...to allow them to use that."

Hannig: "Yes."

Eddy: "As far as the grant index that we're talking about, in the School Construction Program those indexes range up to 75 percent, I believe, of the cost. Is that the same as well?"

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Hannig: "Yes, it's exactly the same."

Eddy: "And to get that index is the intention also the same so that, for example, the EAV or other factors related to the wealth of the taxing body be considered when figuring the grant index?"

Hannig: "Yes, Representative."

Eddy: "Okay. Thank you very much."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative David Miller."

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

Speaker Lyons, J.: "He indicates he will."

Miller: "Just a quick question. In regards to poorer communities there, if they are not able to raise the... is it 35 percent?"

Hannig: "That's the minimum, 35 percent."

Miller: "35 percent. Then they don't apply under this? And there's any exception for poorer communities?"

Hannig: "There... there are no exceptions in this Bill, Representative, we just would have to try to help them find the 35 percent."

Miller: "So... okay. So, you're saying if they can't raise it, then they don't get this?"

Hannig: "Representative, we... we set it up in a way where we've recognized the fact that some communities have more money and some have less as far as wealth and we tried to have a sliding scale. But there is a floor at 35 percent and a ceiling at 75. And we... we thought that we'd have to ask districts to raise at least some local money. But I... I

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don't think anyone's any worse off with this Bill, certainly if they can't raise the money, they probably are going to have a hard time going forward anyway. But if they can raise a third of it, now they have an opportunity to come and get a match."

Miller: "No, I... I mean, I appreciate it. It's just sometimes that on some of the poorer communities, Calumet Park where I represent... or I used to represent, did... Robbins, Ford Heights, the library's actually in a school. Ya know, it's just... it becomes very difficult for some of these communities to raise the kind of dollars. And with the limited pool, sometimes it may just stray away from traditional grants. This doesn't compete with those types of grants, do they?"

Hannig: "No, it can't be used in conjunction with other grants. You can't lock two of 'em together to get there, but you certainly can have other grants that you could apply for if you felt that you qualified."

Miller: "All right. Thank you."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from DuPage, Representative Jim Meyer. Representative Jim Meyer. Representative Meyer on House Bill 3761."

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

Speaker Lyons, J.: "He indicates he will."

Meyer: "Representative, you have a floor on your Bill that says that at least 20 percent of the annual award goes to the City of Chicago, is that correct?"

Hannig: "That's correct, Representative."

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Meyer: "Do you have a ceiling on that award? In other words, can 100 percent of that grant money go to Chicago?"

Hannig: "No. Representative, we worked with your side of the aisle because there seemed to be some question on the earlier Bill, which is sort of the... the brother to this Bill, or even identical twin almost, and the thought... or the fear, I guess from some was that... that that 20 percent meant at least 20 percent. But we've... we've been able to address the language and structure the language in a way where I think we all understand it just means 20 percent, no more, no less."

Meyer: "Okay. So, it's a 20-80 split between Chicago and the remainder of the state?"

Hannig: "Yes. We... we speak of... in the Bill of a 20-80 split."

Meyer: "Okay. Thank you. And a question, I thought there was already a program for new construction dollars administered through the Secretary of State's Office as the chief librarian of the state. Is that program no longer in effect?"

Hannig: "I know the Secretary of State, as the chief librarian, does have some programs that are operational and otherwise but this would be a new program that would be primarily for construction projects throughout the state. So, it'd be a new program for capital."

Meyer: "My... my recollection of that program is it provided grants of \$250 thousand for new construction. How would that relate to the grant size of what you're proposing and, #1 and #2, if a library system was given a grant under

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this... under your program would it also be eligible for a similar grant under the Secretary of State's program?"

Hannig: "You... this... you couldn't interlock the two. You couldn't, for example, take another Secretary of State grant..."

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

Hannig: "The way this Bill would work is that you would be prohibited... you'd be prohibited from taking another grant from the State of Illinois in order to meet the local share. So, we're asking that you come up with a local share on this and if you can get another grant for something else, for operations, that's fine, but not for capital."

Meyer: "Who makes the determination as to the criteria in which this is rated in terms of giving the grant out?"

Hannig: "Well, the... the criteria are spelled out... the categories are spelled out in the Bill and then the Secretary of State and the Capital Development Board, like they do with the school construction."

Meyer: "So, the Secretary the State would be involved in this grant also, you're indicating?"

Hannig: "Yes, Representative."

Meyer: "Can any of this money be used for anything other than actual construction costs?"

Hannig: "I think there could be some acquisition of land, for example, things like that."

Meyer: "My understanding of the Bill allows the City of Chicago to use it to pay down debt service, however, none of the

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rest of the state is allowed to do that. Is that now out of the Bill?"

Hannig: "Yeah, that's... that's been removed from the Bill so no one in the state will be allowed to pay down debt service."

Meyer: "Okay. Well, thank you very much for your comments on it."

Speaker Lyons, J.: "Seeing no further discussion, Representative Hannig to close."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. I think we all recognize the costs of constructing new libraries in the State of Illinois. And we just built a nice, new state library over here that cost us millions and millions of dollars and I think will be a big plus for the State of Illinois. But many of our communities are looking at building smaller libraries with smaller costs, but nevertheless, significant cost to that local library district or... or local government. So, this is an opportunity for the State of Illinois to work with those library districts, and we have over a hundred and seventy-seven of them who've signed in in favor of the Bill throughout the State of Illinois in all the regions in probably most all of our districts. This is an effort for us to try to work with them to help provide the capital... some of the capital that they need in order to construct libraries throughout the State of Illinois in our districts. So, we recognize the importance of libraries in the State of Illinois and this is an opportunity to help us advance that cause. So, I would ask for a 'yes' vote."

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Speaker Lyons, J.: "The question is, 'Should House Bill 3761 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there are 112 Members voting 'yes', 3 Members voting 'no', and 1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, Committee Report."

Clerk Mahoney: "Representative Holbrook, Chairperson from the Committee on Environment & Energy, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 669 and Floor Amendment #1 to House Bill 2221; 'do pass Short Debate' Senate Bill 431."

Speaker Lyons, J.: "Mr. Clerk, on page 4 of the Calendar, Representative Granberg has House Bill 3798. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3798 has been read a second time, previously. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Mr. Clerk, on the Calendar, page 13, on Senate Bills-Second Reading, Representative Calvin Giles has Senate Bill 2053. 2053. Representative Giles."

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Clerk Mahoney: "Senate Bill 2053 has been read a second time, previously. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. No, Mr. Clerk, take that Bill back to Second Reading on the request of the Sponsor. The Chair recognizes the Gentleman from Cook, Representative Molaro."

Molaro: "Point of personal privilege. Can we have a Hou..."

Speaker Lyons, J.: "Please... please proceed, Representative."

Molaro: "Yes, thank you. Can we have a huge House welcome to Majority Leader... Senate... Debbie Halvorson. There she is, right over the, Ladies and Gentlemen. Debbie Halvorson in the flesh."

Speaker Lyons, J.: "Welcome to the House, Senator Halvorson. Mr. Clerk, read Hou... on page 3 of the Calendar is House Bill 2221. Read the Bill, Mr. Clerk. What's the status of House Bill 2221?"

Clerk Mahoney: "House Bill 2221 is on the Order of Third Reading."

Speaker Lyons, J.: "On request of the Sponsor, move that Bill back to Second Reading for purpose of an Amendment. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 2221 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Hoffman, has been approved for consideration."

Speaker Lyons, J.: "The Chair recognize the Gentleman from Madison, Representative Hoffman."

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Hoffman: "Mr. Speaker, inquiry of the Chair. I believe this should be Fl... this should be Amendment #2, not Amendment #1."

Speaker Lyons, J.: "Mr. Clerk, what's the status of Floor Amendment #..."

Clerk Mahoney: "Floor Amendment #1 was recommend... approved for consideration. Floor Amendment #2 lost in committee."

Hoffman: "You're correct, Mr. Clerk, as always. Yes, Floor Amendment #1 actually passed the... the E&E Committee to... it's my understanding, earlier today and it would amend the Emissions Inspection Act and would provide that a vehicle automatic... will automatically fail the emissions test if the vehicle's been equipped with a muffler or exhaust system that has been modified to amplify or increase the noise of the vehicle. I would ask for the adoption of the Amendment."

Speaker Lyons, J.: "Is there any discussion on Floor Amendment #1 to House Bill 2221? Seeing none, the question is, 'Should Floor Amendment #1 be adopted to House Bill 2221?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #1 is adopted. Anything further, Mr. Clerk?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Lyons, J.: "Move that Bill to Third Reading. Mr. Clerk, read House Bill 2221."

Clerk Mahoney: "House Bill 2221, a Bill for an Act concerning transportation. Third Reading of this House Bill."

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Speaker Lyons, J.: "The Chair recognizes the Gentleman from Madison, Representative Jay Hoffman."

Hoffman: "Yes, as I indicated in the explanation of the Amendment, which we just adopted, this would provide that a vehicle automatically fails emission inspections required under the Act if the vehicle is equipped with a muffler or exhaust system that has been modified to amplify or increase the noise of the vehicle above the noise emitted by the muffler or exhaust system originally installed in the vehicle. This does not apply to motorcycles and does not apply to large trucks. I ask for a favorable Roll Call."

Speaker Lyons, J.: "Is there any discussion on House Bill 2221? The Chair recognizes the Gentleman from Adams, Representative Art Tenhouse."

Tenhouse: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. If everyone would pay attention, this is a... this Amendment failed earlier in committee. There's a lot of concern that I think a lot of us have when you look at this because it... I think the real worry that I see is that someone who's an overzealous tester would simply see that any kind of a modification taken place would be reason that the vehicle would be disqualified as far as vehicle emission testing. So what happens is an individual puts their own muffler on or let's say, for instance, you may have a muffler that's still within the standards of a particular community, as they say downstate, a glass pack... I realize that's something maybe you folks up north don't

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quite understand, but that does happen. And the reality is here that you're gonna have... I think you're gonna really be opening yourself up for a sticky wicket. It's not very hard to figure out that when someone walks in... or drives in with a vehicle and they put it up on the rack and it has a new muffler and a new clamps on it and the individual can say, 'Well, this is a modification of the original system, we're gonna automatically disqualify.' I just think this is a step that a lot of folks are very concerned about and I just don't think this is the intention of this legislation. I think that the intention of the legislation clearly is to deal with loud mufflers but I don't know why we can't do that in a different way than this because when you start talking about simple modification I think you're setting yourself up for some real problems. As a result, I would certainly urge folks to look very seriously at this legislation and I would encourage 'no' votes."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I join my colleague from Adams County in urging all co... all Members of the House to look very carefully at this. What's... what is a definitive definition of altering the muffler system? Many of us who grew up around cars... and I'm not talking about putting patently illegal mufflers on a car. You can put a glass pack, you can put a muffler that would make the jake brake on 80 thousand pound truck sound anemic. But if you really

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understand cars, there is a way... and there's only one muffler left made in the United States, and it's a Flowmaster. And if you really want to increase your horsepower of your car, by a small amount... and there are people who will swear that this muffler system will also increase your... your gas mileage. So, if you take... if you take your car after 2 or 3 years and you take it to the dealer and you say, 'Look, I want a dual exhaust, Flowmaster system put on my car.' When I worked at Sam White's Super Service Texaco there was nothing illegal about a Flowmaster muffler system. I'm not sure that there is now. But as I read this Amendment... and I don't live in a nonattainment area, so it's gonna be a while before it has a direct impact on my constituents. But if you read the exact language, my car goes in for an inspection, I have altered the muffler system. I've altered the exhaust system. The muffler may meet all current standards, it may be a decibel louder than the original muffler, I don't know, depends on how they measure it. But the fact is, if you read this very carefully, I have altered the muffler and exhaust system on my car and I may not be able to pass the emission test. You... you can draft this Bill with language much, much tighter than this. So for those of you who live in a nonattainment area and your constituents are going to go in... maybe it's an older car and their muffler simply fell a part and they take it to Midas or they take it to some franchise and they put the cheapest muffler on there they can find. The muffler isn't illegal, but it may

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not have the sound qualities... the sound deadening qualities that the original muffler had. Now, if you read the language, what does the emission control person have to say about that? As Representative Tenhouse said, he looks up there and he says, 'Oh, you've changed this exhaust system and you've put on a new muffler and to me it doesn't sound like original equipment, I think it's a little bit louder. You fail.' Well, you deal with those questions from your constituents, I don't want to. Vote 'no'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Winnebago, Representative Jim Sacia."

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

Speaker Lyons, J.: "He indicates he will."

Sacia: "Representative Hoffman, I was just reading through your legislation and I was just in the area where it was dealing with different vehicles that it pertains to. How heavy of trucks are involved in this? Are... are pickup trucks part of your legislation?"

Hoffman: "We believe it is all passenger vehicles. I be... and also, let me point out, that the emission standards are by zip code. The emission standards aren't statewide. They're... like, from where I'm from in Madison, St. Clair County and up by Cook County in certain areas and I believe..."

Sacia: "Sure."

Hoffman: "...I believe the suburbs, although I can't verify, you have to go through the emission testing. If you go through the emission testing and it shows that you have modified

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your muffler in such a way to amplify or increase the noise, then this would apply. But it wouldn't apply to somebody in Danville or Adams County. And the answer to your question is it's a passenger vehicle, I believe, although I won't know and swear on it, that it does include pickup trucks if they were amplified in such a way to have excessive noise."

Sacia: "That... that's my concern, Representative Hoffman. Many people I know own pickup trucks that are used for pulling trailers, diesel pickups are a good example. The new ones that come out of the factory, there are numerous manufacturers that produce power-enhancing packages to get increased power. Obviously, the muffler is a little louder. It... it's certainly not a straight pipe, but it is a louder muffler than what comes from the factory. I'm concerned that these vehicles are going to be exempt and I join the... the two previous speakers that are opposed to this legislation noting that this would really have an adverse effect on people that are attempting to get increased horsepower out of... and... and you indicated passenger vehicles and many of your pickup trucks today are crew cab and, therefore, ya know, six-passenger vehicles pulling horse trailers and so forth. I... I'm strongly opposed to anything that would prohibit those vehicles from enhancing the power that they feel they need to pull the equipment that they purchased the vehicle to begin with to do. I... I guess I'm still looking for an answer,

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Representative Hoffman. This does apply to pickup trucks and heavy pickup trucks, would that be a fair statement?"

Hoffman: "There is, I believe, under the emission standards, I believe that there are... there's a limit as to who goes through them. I think that it is all passenger vehicles."

Sacia: "Okay."

Hoffman: "That's my understanding how it's defined. It is not larger trucks. Now, whether it's just a small pickup truck or what size or if it's a weight, I don't have that in front of me. I apologize, I wish... I wish I could give you a better answer."

Sacia: "Thank you. Ladies and Gentlemen of the House, I would certainly encourage a 'no' vote on this legislation. There are many reasons why a person would modify an exhaust system on their vehicle. The reasons are very, very extensive and certainly one, I'm... I'm thinking again of pickup trucks. And if we can't specifically say that they are exempted from the legislation, to me, that tells me there's a good chance that they are in the legislation. And accordingly, I think innocent individuals are going to be innocently hurt by this. And I would urge a 'no' vote. Thank you."

Speaker Lyons, J.: "Representative Hoffman."

Hoffman: "Very compelling. I would ask that this be removed from the record."

Speaker Lyons, J.: "Mr. Clerk, take this Bill out of the record. Ladies and Gentlemen, we're passing out the Supplemental Calendar #1. Mr. Clerk, the first Bill on the

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Supplemental Calendar is House Bill 3092. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3092 has been read a second time, previously. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions filed."

Speaker Lyons, J.: "Representative Cultra. Do you want to move that Bill to Third Reading, Representative? There is a Floor Amendment. Okay."

Cultra: "Hold it on Second for an Amendment."

Speaker Lyons, J.: "The Bill is on Second Amend... Second Reading. Have you read the Clerk... have you read the Amendment, Mr. Clerk? Hol... hold the Bill on Second Reading."

Cultra: "...do it in committee."

Speaker Lyons, J.: "Okay. We'll hold the Bill on Second Reading. Out of the record. Mr. Clerk, on the Supplemental Calendar is Senate Bills-Second Reading. Representative Molaro has Senate Bill 27. Representative Bob Molaro. The Representative must be off the floor. We'll take that Bill out of the record. Supplemental Calendar... Senate Bill 122. Representative McCarthy."

McCarthy: "Mr. Speaker."

Speaker Lyons, J.: "Yes, Representative? Do you wish to..."

McCarthy: "The Bill wa... the Bill was amended in..."

Speaker Lyons, J.: "Read the Bill, Mr. Clerk."

McCarthy: "...Executive today and..."

Speaker Lyons, J.: "Senate..."

McCarthy: "...I'd like to move it to Third."

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Speaker Lyons, J.: "...Senate Bill 122. Read the Bill."

Clerk Mahoney: "Senate Bill 122, a Bill for an Act concerning land. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Supplemental Calendar... Senate Bill 431. Representative Hamos. Hold that Bill on Second Reading. Continuing with the Supplemental Calendar is Senate Bill 1124. Representative Hassert. Take that Bill out of the record. Continuing with Supplemental Calendar, we have Senate Bill 1493. Representative Yarbrough. Well, take that Bill out of the record. Mr. Clerk, return to Senate Bill 1493. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1493, a Bill for an Act concerning education. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Representative Hannig on Senate Bill 1548. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1548, a Bill for an Act concerning appropriations. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Hold that Bill on Second Reading on the request of the Sponsor. Mr. Clerk, on the Supplemental Calendar, read Senate Bill 1124."

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Clerk Mahoney: "Senate Bill 1124, a Bill for an Act concerning transportation. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Mr. Clerk, Senate Bill 1124, status of that Bill, we just moved it from Third... Second to Third. Move that Bill back to Second Reading on the request of the Sponsor. Back to the Senate Bills on Second Reading on the Supplemental Calendar is Senate Bill 27. Representative Molaro. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 27, a Bill for an Act concerning public employee benefits. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Lyons, J.: "Third Reading. Ladies and Gentlemen, on page 9 of the Calendar, we'll be moving some of the Senate Bills on Third Reading. We'll pick up where we left off yesterday with Senate Bill 2085. Representative Mike McAuliffe. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 2085, a Bill for an Act concerning local government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Michael McAuliffe."

McAuliffe: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 2085 provides that if a non-Home Rule municipality voluntarily extends its sewer systems outside the corporate limits of the municipality, it cannot threaten to shut off the service... off the sewer service if

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the area does not annex into the municipality. And I'd be happy to answer any questions."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 2085? Seeing none, that question is, 'Should Senate Bill 2085 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Flider. Representative Cultra. Representative Hannig. Mr. Clerk, take the record. On this Bill, there 90 Mem... 89 Members voting 'yes', 24 Members voting 'no', 1 vo... Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 9 of the Calendar, Representative Saviano has Senate Bill 2087. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 2087, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Gentleman from Cook, Representative Skip Saviano."

Saviano: "Thank you, Mr. Speaker, Members of the House. Senate Bill 2087 was... was brought to myself and my cosponsors by the various mayors of Northlake, Bellwood, Maywood, Stone Park, Melrose Park. They created a commission to address a flood plain problem which they are... have experienced for many, many years along Addison Creek. Last year, if you remember, we passed a Bill to set up a commission which was made up of these communities to address the flooding problems along Addison Creek and come up with a plan to

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site reservoirs to alleviate the flooding problem and hopefully make those flood plain areas more valuable so they could be developed in a more advantageous economic scenario. I have to commend these towns because normally this would be the duty of the Department of Transportation or the Army Corps of Engineers or FEMA. They are being proactive. They've come up with an engineering plan and what this Bill simply allows them to do is to offer a front door referendum to raise the proper funding for bonding to work on these projects. The only people that it would affect are the people who are located in the flood plain area, according to the FEMA map. All of these towns are in agreement on this legislation and, again, it's a front door referendum. It allows them to go the people. If the people don't want it, then they will vote down the referendum. And I would ask for an 'aye' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 2087? Seeing none, the question is, 'Should Senate Bill 2087 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Representative Black. Mr. Clerk, take the record. On this Bill, there are 70 Members voting 'yes', 45 Members voting 'no', and 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Ladies and Gentlemen, returning to Senate Bill-Third Readings, we'll start back on page 5 and take them through their numerical orders. So, if you have

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a Senate Bill on page 5 or 6 or 7, please be ready to move your Bill or give us an indication of either moving it or not calling it. On page 5 of the Calendar, Representative Art Turner has Senate Bill 13. Out of the record. On page 6 of the Calendar, Representative Suzi Bassi, you have Senate Bill 26. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 26, a Bill for an Act concerning regulation. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Suzi Bassi."

Bassi: "Thank you, Mr. Chairman, Ladies and Gentlemen of the House. I bring to you a Bill that has been the result of a year and a half of negotiations with the hospice associations, both volunteer and Medicaid eligible. And it brings to you a strong definition of the two-tiered level of hospice that we have in the State of Illinois, one for full... full hospice organizations and the other one is for volunteer hospice organizations. It sets the standards. It's a good consumer-friendly Bill that protects them, and it's consensus language that has been developed by a number of groups that have come through here. It amends the Hospice Licensing Act and I would request an 'aye' vote."

Speaker Lyons, J.: "So, the..."

Bassi: "I know of no... I know of no opposition."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 26? Seeing none, the question is, 'Should Senate Bill 26 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish?"

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Have all voted who wish? Have all voted who wish?
Representative Black. Mr. Clerk, take the record. On this
Bill, there are 115 Members voting 'yes'; 0 voting 'no'.
This Bill, having received the Constitutional Majority, is
hereby declared passed. On page 6 of the Calendar,
Representative Marlow Colvin has Senate Bill 49. Out of
the record. On page 6 of the Calendar, Representative
Winters has Senate Bill 59. Out of the record. On page 6
of the Calendar, Representative Fritchey has Senate... Senate
Bill 61. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 61, a Bill for an Act concerning
revenue. Third Reading of this Senate Bill."

Speaker Lyons, J.: "Chair recognizes the Gentleman from Cook,
Representative John Fritchey."

Fritchey: "Thank you, Speaker. Senate Bill 61 creates a income
tax check-off to benefit brain tumor research and treatment
programs. Obviously, we know of no opposition to this
worthwhile program and would request an 'aye' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 61?
Seeing none, the question is, 'Should Senate Bill 61 pass?'
All those in favor signify by voting 'yes'; those opposed
vote 'no'. The voting is open. Have all voted who wish?
Have all voted who wish? Have all voted who wish? Mr.
Clerk, take the record. On this Bill, there are 115
Members voting 'yes', 0 voting 'no'. This Bill, having
received the Constitutional Majority, is hereby declared
passed. On page 6 of the Calendar, Representative Hannig
has Senate Bill 133. Read the Bill, Mr. Clerk."

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Clerk Bolin: "Senate Bill 133, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "Chair recognizes the Gentleman from St. Clair... from Montgomery, Representative Gary Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This Bill creates the Vince Demuzio Memorial Colon Cancer Fund check-off system on our state income tax. It's a effort to try to give taxpayers an opportunity to donate towards finding a cure for a... for a cancer that took the life of one of our colleagues in the State Senate. And so, I would be happy to answer any questions and would ask for your 'yes' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 133? Seeing none, the question is, 'Should Senate Bill 1... the Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

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

Speaker Lyons, J.: "He indicates he will."

Black: "Representative, for my edification, maybe you can explain to me, after the years of service Senator Demuzio spent not only for his district but for the people of Illinois in this chamber, a former chairman of the Illinois Democrat Party and one of the nicest people that you ever would hope to meet in this business, can you tell me why the Department of Revenue opposes this Bill?"

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Hannig: "Representative, I sit on the Revenue Committee and I... and I think it's just simply a question they're opposing all check-offs this year. So, their view is that..."

Black: "Is anybody in charge at the Department of Revenue?"

Hannig: "Director Hamer."

Black: "I can't believe that the Department of Revenue, under a Democrat administration, would oppose a Bill named after one of the legendary Legislators in this state, a former chairman of the Illinois Democrat Party. If you can figure out this administration, Ladies and Gentlemen, will you please tell me."

Speaker Lyons, J.: "Any further discussion? The question is, 'Should Senate Bill 133 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there's 115 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar, Representative Don Moffitt has Senate Bill 189. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 189, a Bill for an Act concerning law enforcement. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Gentleman from Knox, Representative Moffitt."

Moffitt: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 189 is a Bill about training for police officers, both retired and active. This Bill establishes

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training standards for firearm safety for police. This Bill is supported by the following police organization: the Illinois Association of Police Chiefs, the Fraternal Order of Police, the Illinois State Police, and the Illinois Law Enforcement Training Standards Board. This Bill's about having the safest and most highly trained police, both active and retired in our communities. With this legislation we, as a state, will be making available, through the police mobile team units, the firearms safety training. A local part... department does not have to use the state training but it will simply be one more option available to them. Senate Bill 189 would enable the Law Enforcement and Training Standards Board to qualify retired law enforcement officers annually. Currently, the board only has the authority to train active sworn personnel, so it expands their ability to offer that of training. It allows the mobile team units to allow training and range qualification. This Bill provides services to departments who do not want to train their retired officers. This isn't about concealed carry, the federal legislation already gives retired officers that authority. This only makes certain that they are trained. It is anticipated that a training session and qualification on the range will take no more than 2 hours to complete. The... the police training board would develop standards for the training, which would include background checks. All officers would be required to have FOID cards. Be happy to entertain any

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questions and we do have some... one statement of legislative intent that we want to read into the record."

Speaker Lyons, J.: "Chair recognizes the Gentleman from Cook, Representative Froehlich."

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

Speaker Lyons, J.: "He indicates he will."

Froehlich: "Representative, retired State Troopers currently go through training with the Illinois State Police. Under your Bill, will they have to undergo additional training?"

Moffitt: "No, they will not. They would just use the training that they have now if that's what they want to use."

Froehlich: "Thank you."

Speaker Lyons, J.: "Chair recognizes the Gentleman from Cook, Representative Lou Lang."

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

Speaker Lyons, J.: "Indicates he will."

Lang: "Representative, my question would be in the area of continuing training. So, when you take the training the first time, do you take it again somewhere down the line or do you just take it once?"

Moffitt: "Are you talking under current law or under this Bill?"

Lang: "Well, why don't you tell me both."

Moffitt: "Okay. Under current law, when an officer begins service to become qualified they take training, but it's only that one time. Unless they're local department requires it, they don't have to take additional training."

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Under this legislation they would have to qualify annually,
both active and retired."

Lang: "I'm still missing something, on a continuing basis?"

Moffitt: "Yeah, each year. As long... yes."

Lang: "Each year?"

Moffitt: "Yes."

Lang: "All right. Thank you."

Moffitt: "Yeah."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from
Winnebago, Representative Sacia."

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

Speaker Lyons, J.: "Indicates he will."

Sacia: "Ladies and Gentlemen of the House, I stand in strong
support of the Gentleman's legislation. As he noted, some
agencies do not require ongoing training for police
officers. This Bill does do that, it mandates them to be
trained at least one time a year. The agency that I
retired from required officers or agents to train at least
every 30 days. This is a excellent piece of legislation,
it applies to both active and retired officers. And it is...
it is in the best interest of law enforcement and anyone
who might be carrying a firearm. Thank you."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from
Vermilion, Representative Bill Black."

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

Speaker Lyons, J.: "Indicates he will."

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Black: "Representative, I've had several correctional officers come to me and evidently there is an edict from the Department of Corrections that even though Federal Law would allow them to carry a firearm while off duty, they're not being allowed to do that. I... I defer to your expertise on the Federal Law. Isn't it a peace officer is able to carry his or her weapon while off duty under the... under the Federal Act?"

Moffitt: "Representative, under the... under the federal legislation, there are certain qualifications that have to be met. And the federal legislation had to do with retired officers. I think you're... you're talking about someone currently employed with Corrections..."

Black: "Correct."

Moffitt: "...if I understood you. So, I think... and if... we've got counsel here too. I think the federal just applied... and we have nothing to do with federal."

Black: "Right."

Moffitt: "And I hope no one confuses that this is about the fed... I mean, the federal legislation is passed and is the law of the land. I don't think the federal would... would apply to someone who is actively working."

Black: "All right."

Moffitt: "One of the correctional officers."

Black: "All right. Well, I... I think this is a step in the right direction. It... it certainly makes Illinois not only in compliance with the Federal Act but certainly tightens

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up the standards. You've done excellent work and I intend to vote 'aye'."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Ed Acevedo."

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

Speaker Lyons, J.: "Indicates he will."

Acevedo: "Representative, you stated that not all police departments have qualifications every year."

Moffitt: "Right. I mean, it's... individual communities and departments can set their own standards. Many of them... and I checked with some of my local departments and the larger full-time departments have their own standards and those would still be in place. This is simply... and they exceed this by the way. A lot of local departments and I think some you're familiar with, have qualifications or at least shooting on the range more than once a year. We're setting a very basic minimum standard and those that have their own range and their own program and their own standards would still be in place and they would not have to... to shoot on the state range or the... the mobile team unit."

Acevedo: "And Representative, who would administer the qualifications?"

Moffitt: "The Law Enforcement Training Board would be the one to develop it... the standards. Right now, we do not have any statewide standards other than when you first become a police officer you have to qualify. And if your department does not require that in the future, it is possible that you could be a law enforcement officer for years and only

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have qualified that one time. However, if your department of course requires it, you would have to meet those conditions."

Acevedo: "Representative, this legislation affects only retired police officers, am I correct?"

Moffitt: "No, that's... it provides the training for retired officers but it also requires that active officers qualify at least once a year."

Acevedo: "I... I should've asked you, Representative... I meant, does it require retired police officers to go through the same training?"

Moffitt: "If they want to actually... if they want to carry a gun then they would have to qualify. If they choose not to then no, they would not have to."

Acevedo: "Mr. Speaker, to the Bill. I rise in support of this legislation. As a Chicago police officer, I know we have to qualify once a year and it's only a matter to make sure that we, as... if we are allowed to carry weapons, whether retired or on duty, that you... that you do qualify every year. So, Representative, I congratulate you. I know you spoke to me about the legislation and I think... I'd encourage an 'aye' vote."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Bob Molaro."

Molaro: "Thank you, Mr. Speaker. First of all, will the Sponsor yield?"

Speaker Lyons, J.: "He indicates he will."

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Molaro: "Okay. In this question let me just say this, I think the Federal Government's crazy. I think this is the craziest thing they could've ever done. We're gonna let retired police officers carry guns. What... what bothers me about that is not so much... I understand the idea, you got more gun-carrying guys on the street and maybe that makes sense in some areas. The only thing that bothers me, it's about... it's like drivers, okay. As you get a little older the reflexes go and a few other things and their fears... we're... I mean, we're all gonna get there. I got the Speaker laughin' but here's, I guess, what I'm looking for in your Bill. It says here... it says, 'The board may initially administer, conduct annual firearm certification courses consistent with the req... requirements enumerated in the Peace Officer Firearm Act.' Okay. I'm not worried rather... let's take a retired policeman, I don't even know if Jim Sacia is under this Bill. Okay. Let's say he is. I'm not worried about whether he can shoot straight, I don't care about that. Most guys can. What I'm worried about, as they get older are they gonna check their mental capacity? And I'm not saying this as a joke. I'm serious about this. When you're 70, 75, 80, 85 years old you start, ya know, reacting to scenes differently than you did when you were a 27-year-old police officer. Ya know, guys walking down the street the right word and somebody says something to ya, you're a police officer, ya know, you're a little older, you start thinking they're gonna... they're gonna come at ya and you pull your gun quicker. Does this

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talk about training that has to do with their ability to understand when they can brandish their weapon and when they can't. Do you know if it does? And if it doesn't, would you be willing maybe in the Veto Session next year to put something in their like that?"

Moffitt: "Representative, first let me say, I'd be most happy to con... continue to work with you. What this does is authorize the Law Enforcement Training Board to set the standards. Keep in mind, right now there are no standards. The Federal Government... and of course, it's real important that no one get confused. We're not deciding whether or not retired officers have..."

Molaro: "Right. Right. Right."

Moffitt: "...permission to carry. That was decided by the Federal Government. The question we're deciding is do you want them to be the most highly trained?"

Molaro: "Oh, we'll... let me make this clear to everybody in the Bill. This makes that law... if you don't like that law, this Bill makes it much, much better."

Moffitt: "Right."

Molaro: "So everybody should vote 'yes' on this. Whether you like the law or don't..."

Moffitt: "Right."

Molaro: "...this is a... this is a wonderful Bill. I'm just trying to figure out if somewhere in the future we could worry about... ya know, just like we do with drivers, as they become 75 or 80 they still know how to step on the gas but some of 'em don't know the gas from the brake pedal. And

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so, I'd like them to know that... be able to be able to understand what's a friendly gesture, what's unfriendly. And the other thing I guess, I'm still worried about, when they leave the House most... I just want... ya know, 80 year-olds walking around with guns just bothers me because it's so easy to take it from 'em. But that's a different Bill. It's a Bill, vote 'yes', and I'm glad you said that you'd look at it. Thank you."

Moffitt: "Thank you, Re..."

Speaker Lyons, J.: "Seeing no further discussion, Representative Moffitt to close."

Moffitt: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I appreciate the comments. And... and just as the last Speaker said, whether or not you were for the federal legislation or against it, it makes sense to vote for this. This is gonna make sure that whoever has a gun is highly qualified. I might just add that they are required to have a FOID card. And it addresses part of the question of the last speaker, FOID cards are checked daily as... as to whether or not there would be any criminal activity, so that if a person that had a FOID card... there a problem developed, the Law Enforcement Training Board would know it immediately and the State Police would and their FOID card could be pulled and they'd no longer be allowed for permit to carry. So, I would urge an 'aye' vote. This is legislation to make our communities safer and it's doing the right thing to make sure that the proper training's there. It's not... it's not an unfunded mandate because

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we're gonna take the training to the communities and then they have the choice of using it. I urge an 'aye' vote."

Speaker Lyons, J.: "The question is, 'Should Senate Bill 189 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mis... Representative Brauer, would you like to be recorded on this? Representative Brauer. Thank you. Mr. Clerk, take the record. On this Bill, there are 105 Members voting 'yes', 3 Members voting 'no', 7 Members voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar, Representative Delgado has Senate Bill 244. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 244, a Bill for an Act concerning liquor. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Willie Delgado."

Delgado: "Thank you, Mr. Speaker and Members of the House. Senate Bill 244 comes as an initiative of my Senator's eastern district. Senate Bill 244 amends the Liquor Control Act of 1934. The Bill permits the issuance of a license authorizing the sale of alcohol at a restaurant with a hundred... within a hundred feet, but not less than fifty feet of a public school, if the restaurant was established in 1995 or earlier, if the restaurant had never applied for a variance, alcoholic liquor has never been sold on the premises, that the principal of the school and

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that the alderman of the ward in which the school is located issues a written statement to the local liquor commissioner stating that they do not object to the issuance of a license and that the restaurant is located in a municipality having a population of over 500 thousand inhabitants. And at this point, we're talking about the Hillary's Urban Eatery on 1500 West Division, which is in the Bucktown area of Chicago where many of our movies are filmed and there's quite a few restaurants established already with... with the food being primary and the liquor being the beverage, was established in 1995 and has never served alcohol. The restaurant is located across the street from the property line of a school, however the actual distance from the restaurant door to the school's doors are about 4 hundred feet. And I would be open to any questions and ask for your 'aye' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 244? The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

Eddy: "The Sponsor yield?"

Speaker Lyons, J.: "Indicates he will."

Eddy: "Very quick question, Representative. According to the analysis that the principal of the school and the alderman have to agree."

Delgado: "That's correct."

Eddy: "What would happen in the case that the school would get a different principal?"

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Delgado: "That's... right, right. Once the license is issued that would supercede any change of personnel in that area. And keeping in mind that the alderman too is part of that and then the Liquor Commission. But that... once the license is issued that would supercede that... that change of any personnel."

Eddy: "Okay. So, this is a one-time approval..."

Delgado: "That's correct."

Eddy: "...by a principal and an alderman that... that then allows for this indefinitely?"

Delgado: "Right, only for that ownership. Now, if the ownership changes and if that liquor license would expire... unless the owner is a member of the family, that would be the only way it could change. Other than that, it would die."

Eddy: "Representative, what's the position of the City of Chicago regarding this legislation?"

Delgado: "That I know of now, they are neutral. The concern for them was at first was getting lined up with the alderman of that ward, which is Alderman Manny Flores."

Eddy: "So, at this... at this point would you characterize their position as being neutral or as still an opponent?"

Delgado: "No. I... I've been instructed... informed that they are neutral now. That's been worked out with State Senator del Valle who was the Sponsor in the Senate. We had Repre... former Representative Robert Bugielski from the State Liquor Commission testify. Representative, are you on that committee? I believe you were there on Exec. Okay.

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Repre... the Liquor Commission for the state testified and the only opposition at that point, as you've may see, was the Illinois Church Action and (sic-on) Alcohol and Addiction problems at... at this standing."

Eddy: "What... what about the City of Chicago, the public school system, have they got a position on this?"

Delgado: "Yes, and that was through the principal. And the principal... but that comes through their principal. Every school in the City of Chicago has local school councils and I'm former... I'm a former local school council member from my school, Calvin Park High. And that is done on a local basis, that's their local government."

Eddy: "The Chicago Public Schools themselves though, as they... they have a position on the Superintendent Duncan?"

Delgado: "That's correct. No, he would not. That position is echoed through that local school and, of course, he's gonna respect the findings and... and support of that local alderman who is the CEO of that ward."

Eddy: "It seems like the intent on this... what is the purpose? Is there a specific..."

Delgado: "Right."

Eddy: "...purpose for one individual that... that there seems to be a..."

Delgado: "Thank you. Thank you. Yes. Competition. If you know Division Street on the... right east of the... west of the Kennedy, about half a block, that is part of the Bucktown Community. It is two lanes going east, two lanes going west with a median strip in the middle. And there are a

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ton of restaurants that have opened with their variances, with their licenses. And Hillary's has been around for... since 1995, I have enjoyed it just once. Sells their lunches, their dinners, and they have a BYOB. So now they're able to go ahead and for their com... competitive purposes, have now moved to get a... their license submitted. And that is why the they're just catch up with the Jones's along Division Street strip, as many, many, many restaurants are now appearing there have sidewalk... curbside services. And... and it should be noted also, that between the streets and the school, across from that four... four-lane street is the parking lot for the school, which still puts the school behind that parking lot."

Eddy: "Okay. Thank you very much. To the Bill. I understand the purpose of this and I understand that... that we're... we're talking about allowing a business to continue to compete in a... in a way that maybe they couldn't without this type of an exception. And I appreciate how narrowly this is drafted and I'm sure it's not your intent to allow this type of thing to spread to other areas. But I would just be careful, obviously, with this type of... there's a reason for that ban, there's a reason for the distance, and it's obvious that, ya know, in this case you're trying to limit it. And I appreciate that but I... but I would urge caution with this type of Bill but understand where you're coming from. Thank you."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative John Fritchey."

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Fritchey: "Thank you, Speaker. To the Bill. Ladies and Gentlemen, I understand that many of you, including the previous speaker, would have maybe a natural inclination to vote against a Bill like this. I know this neighborhood very well, I know the restaurant very well. The underlying law is a good law, it makes a lot of sense. But like many laws, they're not all one size fits all. This is one of those situations. I've dealt with a similar situation in my district, I respect what he's trying to do here. This is a restaurant that has established itself in the community. It's a community that is a vibrant and growing area right now. The community's been very well-informed of what's going on here, the school knows what's going on, the parents, the families, the alderman's office. This is simply... it's a good economic development. It allows a restaurant that's been a stable base of the community to continue to compete with other restaurants that are coming in. It doesn't pose any type of hazard or danger to the school kids, it's not that type of place, it's not that type of situation. Folks, I understand, again, that it may be just very easy for this... for you to vote 'no' on something like this. But if you would imagine for a second that this may be a restaurant in your district and you were coming out, trying to help out a local business where there's no local objection to it, you'd come to your colleagues and ask for their help and support. Representative Delgado is coming to you for your help and support for something that's in his backyard, that's not

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far from my backyard. Please assist the Gentleman. Thank you."

Speaker Lyons, J.: "Representative Delgado to close."

Delgado: "Thank you, Mr. Speaker. I would just ask for your 'aye' vote."

Speaker Lyons, J.: "The question is, 'Should Senate Bill 244 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, 61 Members are voting 'yes', 52 Members are voting 'no', 1 Member is voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 6 of the Calendar Representative Winters has Senate Bill 250. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 250, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Winnebago, Representative David Winters."

Winters: "Thank you, Mr. Speaker. Senate Bill 250 deals with green building technologies. It calls on the Capital Development Board to set up a... an advisory committee and to have workshops and at least three building projects around the state to teach green building technologies and the rating systems that are established in this Bill. I'd be happy to answer any questions. I'm unaware of any..."

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Speaker Lyons, J.: "Is there any discussion on Senate Bill 2... 250? Senate Bill 250. Any discussion? Seeing none, the question is, 'Should Senate Bill 250 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 115 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 6 of the Calendar, Representative Yarbrough has Senate Bill 254. Out of the record, Mr. Clerk. On page 6 of the Calendar, Representative Eileen Lyons has Senate Bill 272. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 272, a Bill for an Act concerning local government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Eileen Lyons."

Lyons, E.: "Thank you, Mr. Speaker. Senate Bill 272 would allow local taxpayers in non-Home Rule municipalities the option of approving, through a front door referendum, a sales tax not to exceed 1 percent. Non-Home Rule commu... municipalities are presently allowed to hold referendums to seek voter approval for a sales tax in one quarter percent increments not to exceed a half a percent. Senate Bill 272 would permit a municipality, with approval of the voters, again, with approval of the voters, to raise additional revenue for use toward infrastructure projects and property tax relief. The one thing from we... that we hear from our

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municipality is please protect our revenue resources and please stop sending us unfunded mandates. This is an opportunity to help local government and I ask for your support."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 272? Seeing none, the question is, 'Should Senate Bill 272 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 73 Members voting 'yes', 42 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the bottom of page 6 of the Calendar is Senate Bill 274. Representative Dave Winters. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 274, a Bill for an Act concerning government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Gentleman from Rockford, Representative Winters."

Winters: "Thank you, Mr. Speaker. Senate Bill 274 codifies current law in the area of collective bargaining unit membership disclosure. It's an agreement between the F.O.P. and the Sheriffs' Association is now neutral on this, AFL-CIO is also supporting it. It requires employers to disclose unit members each time that they do a payroll. There's no Social Security numbers released on this so it's simply a way that a fair share of bargaining unit members

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can also be contacted by the bargaining unit. Be happy to answer any questions."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 274? The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

Eddy: "Will the Sponsor yield?"

Speaker Lyons, J.: "Indicates he will."

Eddy: "Representative, there was some discussion regarding whether or not this also affected school districts as far as units of local government, requirement that they would..."

Winters: "We don't believe that this would affect... the public labor relations would not deal with educational units."

Eddy: "So, the Education and Labor Relations Act would have sole authority in this matter?"

Winters: "Right."

Eddy: "And this does not affect school districts with the notification?"

Winters: "There may be a corresponding provision in the education and labor relations, but not... but we're not amending that. So if it's not changing that Act then it would not affect school boards."

Eddy: "Thank you."

Speaker Lyons, J.: "Seeing no further... seeing no further discussion, the question is, 'Should Senate Bill 274 pass?' All those in favor signify by voting 'yes'; all those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 114

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Members voting 'yes', 1 Member voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the top of page 7 of the Calendar, Representative Hoffman has Senate Bill 343. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 343, a Bill for an Act concerning local government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes Representative Hoffman."

Hoffman: "Thank you, Mr. Speaker. Hopefully, I can keep a Bill in the record this time. On Senate Bill 343, essentially what this would do... it wou... it would allow Macoupin County to be added to the counties that would belong to the Metro-East Park and Recreation District. Currently, the counties that are in the district are Madison, St. Clair, Monroe, Clinton, and Jersey. The Bill also provides for appointment of the district member from Macoupin County, all other counties within a district have one board member representing that county. Second, the Bill provides that the district... the district with the authority to contract with the State of Illinois and the United States, along with the department and agencies of either both of those governmental bodies. And finally, the Bill would require that all counties and communities comprising of the district must make available to the district upon written request, any and all technical information and dated necessary for the implementation of the district's goals. This would take... in order to be a part of the district,

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they would need a front door referendum that would have to pass. I would ask for an 'aye' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 343?
The Chair recognizes the Gentleman from Cook,
Representative John Fritchey."

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

Speaker Lyons, J.: "Indicates he will."

Fritchey: "Representative, we're over here. How are you? Our
row was wondering over here, is this an expansion of a tax
increase?"

Hoffman: "Mr. Speaker, could you take this... no, I'm kidding.
I'm kidding. What it would take is a front door
referendum, similar to that that passed in Madison and St.
Clair County, so it'd be up to the voters of the district
as to whether or not they would want to become part of the
park district."

Fritchey: "So that would be a 'yes'."

Hoffman: "It would be a 'maybe'."

Fritchey: "Okay. Thank you. We... we were just wondering over
here."

Speaker Lyons, J.: "Any further discussion on Senate Bill 343?
The Chair recognizes the Gentleman from Vermilion,
Representative Bill Black."

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

Speaker Lyons, J.: "He indicates he will."

Black: "Representative, in committee it was indicated that you
would explain to us what 'technical information' meant.

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Staff feels that that could be rather extensive, which would equate to being rather expensive. How much technical information would the park district be... be expected to offer?"

Hoffman: "Well, I believe that the technical information and the data that is necessary has to do with the ability to collect the... the money from the front door referendum and to ensure that the money is adequately and properly distributed. We passed this some time ago and what... it's my understanding that none of the communities or counties that are involved in this have any objection at all to providing, upon written request, the information and data necessary for implementation of the district's goals."

Black: "I'm not sure I still understand what technical information the district's gonna be required to present. If... if it's... or the county. Like prior to the referendum, do they... are they expected to print up all of the brochures, all of the informational pamphlets, answer all of the questions, put in all of the legal notices, ya know, all of the things that have to be done before you have a referendum?"

Hoffman: "That is not my intent, no. Only... only counties that become part of the district should have to do that and that would be the ones who pass the referendum in advance."

Black: "Once this district would be established, then why would the district turn to the county and say, 'Now we want... we want technical information, we want GIS information.' This seems to be convoluted. If... if the voters approve the... the

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expanded district, the language of the Bill says they can turn to the county and say, 'Now we want all kinds of technical information on things we might want to do. Yeah, we might... we might want to build a... a pond. We might want to build a hiking trail. We might want to do this. So, why would they... if they... if they have the park, why would they then turn to the county and say, 'Now you have to give us all of this technical information.' I don't see why that's a responsibility of the county if the referendum has already passed."

Hoffman: "If you look at the... on page 2, Section (c), it indicates that the Metro-East District shall have its primary duty to develop, operate, and maintain a public system of interconnecting trails and parks throughout the counties comprising the district. It shall also supplement, but not substitute, for the powers and responsibilities of other parks and recreation systems within the Metro-East District. So, by its very nature, the idea of it was to be able to connect between different counties, different communities, and different existing park districts. So, in order to provide the information for doing that they need certain data. I know of nobody in Madison, St. Clair County, the two counties that are currently make up this Metro-East District because they passed referendums, I know of nobody or any communities or park districts or counties that object to this language."

Black: "Well, and that could very well... excuse me. That could be... very well be true. The taxpayers might have an

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objection because on line 29, Section (d), it clearly says 'all counties, communities comprising the Metro-East Park and Recreation District shall make available, upon written request from the district, at no cost to the district, any and all technical information and data necessary for the implementation of the district's goals.' What we don't understand is how broad is the definition of 'technical information'."

Hoffman: "It is my intent, and I will state it for the record, that the technical information would be information regarding parks, recreation areas within those counties, and information regarding the collection of the... the collection of the fees and taxes that are put in place as a result of the referendums and no further information."

Black: "Yeah, but, Jay... Jay, I guess what I don't understand, why wouldn't the park and recreation district have the means and the wherewithal to get their own information? Why would they go back to a county government and say, 'Give us this technical information?' I mean, that just doesn't make any sense to me."

Speaker Lyons, J.: "Mr. Black, your 5 minutes are over."

Black: "Okay."

Speaker Lyons, J.: "We'll give you another minute."

Black: "I... I guess, generally, when a district is formed the district does its own research, handles its own inquiries, makes its own goals and objectives. This says once you're formed you can go out back and ask the counties to give you technical information at no cost to the district. I... I've

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never... I mean, we formed a county conservation district and we didn't have this language in there. I guess that's what I'm having trouble understanding. My time is up, I won't belabor the point anymore. Thank you very much, Mr. Speaker."

Speaker Lyons, J.: "Thank you, Mr. Black. The Chair recognizes the Gentleman from Montgomery, Representative Gary Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. Will the Sponsor yield?"

Speaker Lyons, J.: "Indicates he will."

Hannig: "Representative, I see that the Senate inserted Macoupin County into the language of this Bill. Are you aware had the county board in Macoupin County requested to become part of this?"

Hoffman: "I believe it was at the request of... of the good Senator from Macoupin County and I would assume that she had checked with the local county board. And Gary, this has to be a front door referendum before you join the... the park districts."

Hannig: "So, for the citizens in Macoupin County there would be a vote and if the Macoupin County portion of the vote was in opposition they simply would not become part, is that correct?"

Hoffman: "It's my understanding that the county board would vote to put it on the ballot and then it would be up to the citizens of Macoupin County."

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Hannig: "So... so they would have a vote that would be a stand alone kind of vote? They wouldn't be... their vote wouldn't be just a part of an overall..."

Hoffman: "What... what it would do is it doesn't affect any existing parks. It doesn't affect any existing city, county, village, township, park districts. It doesn't affect that at all. This would just allow them to be a part of the Metro-East Park District if they wanted to receive funds to... to have interconnect... connection between the parks that currently exist."

Hannig: "So, do the park district that currently exist in this Bill would allow Macoupin County to become part of it by front door referendum? Is that what it is?"

Hoffman: "Only if there was a front door referendum passed, yes."

Hannig: "Okay. And then... then what would... once they joined that district then they would be... I guess then that they would be bound by all... all the rules that would be enacted and they would get, what, one seat on that board?"

Hoffman: "They would... it indicates that... that they would get a member on the board, yes, if they pass the front door referendum."

Hannig: "And what if they... and then how many seats are on the board? Representative, if someone would talk to me about these efforts that affect my county before we vote on the Bill I wouldn't rise and ask you these questions."

Hoffman: "I... I wa... I thought it was your initiative."

Hannig: "It was not, Representative."

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Hoffman: "Representative, the way this works, it is that since there are only two... currently two counties, then there are... there are equal board of directors 'cause this is three members from each of the counties. However, once other counties join then each county will receive two. Then each county will receive two."

Hannig: "So, if... so what would happen to the district if Macoupin County votes not to join?"

Hoffman: "Then they're not part of it and they don't have to be a part of it."

Hannig: "All right, Representative. I thank you for your... for your time."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Morgan, Representative Jim Watson."

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

Speaker Lyons, J.: "He indicates he will."

Watson: "Representative, are you... do you know of... if the City of Carlinville, the mayor, are they supportive of this measure or not?"

Hoffman: "It's my understanding that the Senator, Mrs. Demuzio, was supportive of this, yes. Now, the... I would assume if the Senator is support of it, the mayor would be in support of it."

Watson: "I guess I'm just getting conflicting messages, 'cause the message that I got... that I received from them was that they are not. So, I..."

Hoffman: "The vote was 53-1 in the Senate and the 1 was not Mrs. Demuzio."

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Watson: "Sure, and I understand that, Representative. I just... the message I received from... from Car... from the City of Carlinville was they... they were somewhat worried about this."

Hoffman: "Well, I... I can tell you my experience. Okay? For the Metro-East Sanitary District, what this was... initially was sponsored by Representative Stephens and myself maybe 5, 6 years ago. And what we've been able to do is half of the money goes to local park districts, the other half then goes to being able to have an interconnection between the park districts within a given county and within a given system. The money essentially has to sa... stay within the communities that it is raised. In other words, it does not take any money away from existing park districts and what we do is money that is raised in Macoupin County will be spent in Macoupin County by a front door referendum. And what it does, it provides for... it provides for grants... two other parks and grants for trails."

Watson: "Thank you."

Speaker Lyons, J.: "Seeing no further discussion, Representative Hoffman to close."

Hoffman: "Yes, I... there is no known opposition to this Bill. I would ask for a favorable Roll Call."

Speaker Lyons, J.: "The question is, 'Should Senate Bill 343 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Yvetter Younge. Have all voted

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who wish? Mr. Clerk, take the record. On this Bill, there are 44 Members voting 'yes', 70 Members voting 'no'. This Bill, having failed to receive the Constitutional Majority, is hereby declared lost. Mr. Clerk, on page 7 of the Calendar... Representative McAuliffe, are you prepared to... Senate Bill 518? Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 518, a Bill for an Act concerning procurement. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Michael McAuliffe."

McAuliffe: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 518 would set procedures to award contracts for construction management services. It would also require the Capital Development Board to provide public notice of all projects requiring construction management services or procedures for selection of construction managers and for contract negotiations. It would also require the CDB to evaluate construction management firms at the completion of the project and would set the duties of construction managers. And this is an initiative of the Capital Development Board. I'd be happy to answer any questions."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 518? Seeing none, the question is... The Chair recognizes the Gentleman from Cook, Representative Molaro."

Molaro: "Will the Sponsor yield?"

Speaker Lyons, J.: "He indicates he will."

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Molaro: "I... I see on the board Representative Saviano's the Chief Sponsor. Is he all right or is there something we should be worried about that you have to carry his Bill?"

McAuliffe: "He's busy reviewing other legislation. He said he's got so many Bills so I'm just giving him a helping hand."

Molaro: "I've noticed how many Bills he has. Thank you, Representative."

Speaker Lyons, J.: "Seeing no further discussion, the question is, 'Should Senate Bill 518 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Black. Mr. Clerk, take the record. On this Bill, there are 115 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. On page 7 of the Calendar, Representative Delgado has Senate Bill 519. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 519, a Bill for an Act concerning public aid. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Cook, Representative Willie Delgado."

Delgado: "Thank you, Mr. Spea... Mr. Speaker and Members of the House. Senate Bill 519 amends the Public Aid Code in relation to the General Assistance Program administered by the Department of Public Aid in Chicago and by local governments. It provides that a recipient of financial aid must receive credit against his or her monthly benefits

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based on the state or federal minimum wage rate, whichever is higher, for the work performed. A taxing district or private non-for-profit organization used in the services of a recipient must pay the recipient at least the state or federal minimum wage, whichever is higher, after the recipient has received credit by the department. And I would ask for your 'aye' vote."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 519? Seeing none, the question is, 'Should Senate Bill 519 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Yvetter Younge, would you care to be recorded? Yvetter Younge. Mr. Clerk, take the record. On this Bill, there are 115 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

Black: "Thank you for your kindness, Mr. Speaker. Inquiry of the Chair."

Speaker Lyons, J.: "State your inquiry."

Black: "The hour grows late and I know we're gonna be here at least two more days. Would... would the Chair please inquire as to the appropriate authorities what are the plans for this weekend, what are the plans for Monday, what are the plans for adjournment tonight? Ya know, it would be nice... and I... I don't expect an answer right away. But for those of us who have to make plans if we're gonna stay here

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Saturday and Sunday, that's fine. And if it means we're gonna get out of here on the 31st, I think we should stay here Saturday and Sunday. But I have four... I have four speeches to give on Monday. I will gladly cancel all of them if we're gonna be in Session and meaning we might be able to pass a budget and get out of here on time. So, at some point, I'm just hoping the Chair will give us direction on motel rooms, laundry, and our schedules. And I... I think all of us would grateful if... if we could know that sooner rather than later."

Speaker Lyons, J.: "Mr. Black, having taken that request a little higher up on the mountain, I was told that we will be adjourning sometime within the next half hour. So... and that hopefully by tomorrow we will have direction on what the weekend schedule will be. So, stay tuned. Representative Black."

Black: "Thank you very much, Mr. Speaker. Your demeanor and the quickness in which you got that answer, you will have my vote for Speaker the next time we reorganize."

Speaker Lyons, J.: "I don't know about that, Mr. Black, but thank you for your kind words. On page 7 of the Calendar, Representative Mautino has Senate Bill 538. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 538, a Bill for an Act in relation to fraud. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Gentleman from Bureau, Representative Frank Mautino."

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Mautino: "Thank you, Speaker, Ladies and Gentlemen of the House. Senate Bill 538 is intended to reduce incidences of health care fraud in Illinois. It amends a number of the regulatory Acts to require that the Department of Professional Regulation shall suspend the license of any professional licensed, under their jurisdiction, that has been certified by the court that they have committed health care fraud and have refused to or have not paid restitution. It does have due process in there and this is once they have refused to make that payment it goes on to the... to this next step. So, we've got agreement from all parties in it. The estimated cost of insurance fraud to the Illinois's taxpayers is about \$4.5 billion a year. And with the lack of mandatory restitution, that... that creates additional problems and brought about the need for this change. I know of no opposition and ask for your 'aye' votes."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 538? Seeing none, the question is, 'Should Senate Bill 538 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Patty Bailey. Mr. Clerk, take the record. On this Bill, there are 115 Members voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 7 of the Calendar, Representative Currie has Senate Bill 662. Read the Bill, Mr. Clerk."

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Clerk Bolin: "Senate Bill 662, a Bill for an Act concerning finan... a Bill for an Act concerning finance. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes Majority Leader Barbara Flynn Currie."

Currie: "Thank you, Speaker and Members of the House. As amended, this measure would make it possible for the Department of Human Services to pay community mental health providers during the remainder of this fiscal year. The measure transfers money from the General Revenue Fund into the 718 Fund. Nothing in this Bill has anything to do with what kind of allocations from Mental Health Trust Funds will be made in out years. The only thing this Bill does is to say today let's transfer this money so that bills can be paid in a timely fashion. I'm aware of no opposition and I'd appreciate your support so we can pay our community mental health providers in a timely fashion."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Rosemary Mulligan."

Mulligan: "Thank you, Mr. Speaker. I wasn't sure, I couldn't hear you were speaking to me. Will the Sponsor yield?"

Speaker Lyons, J.: "She indicates she will."

Mulligan: "Representative Currie, as we agreed in committee to just to go to legislative intent. According to the memorandum of understanding, there was to be no designation of where the Mental Health Trust Fund... how it would be split up for Fiscal Year '07."

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Currie: "Right. I believe I said that already and you're absolutely right."

Mulligan: "All right. So, we're... we're agreed to this and with the stipulation that right now FY07 will be discussed next year in the next year's budget negotiations and this money will be taken and then repaid from FY06 money that comes into the trust fund?"

Currie: "Correct."

Mulligan: "All right. So, that's the agreement and we're in favor of the Bill. Thank you very much."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Carolyn Krause."

Krause: "Thank you, Mr. Speaker. To the Bill. Just a quick statement of support for Senate Bill 662. The main objective has always been to allow a transfer of the 14 million into the Mental Health Fund. This las... legislation does accomplish it and I think it's important. Services delivered by our mental health providers are an integral part of our communities. And this legislation is a step in the right direction. I look forward to further efforts to support and enhance our local mental health services and I enjoy... join in in supporting a 'yes' vote. Thank you."

Speaker Lyons, J.: "The Chair recognizes the Gentleman from Bond, Representative Ron Stephens."

Stephens: "Thank you, Mr. Speaker. Will the Lady yield?"

Speaker Lyons, J.: "She indicates she will."

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Stephens: "Representative, do I understand it correctly that this is to pay providers that would not otherwise be paid because of why?"

Currie: "Because the 718 Fund has run out of money."

Stephens: "So, we didn't know... did not appropriate enough in the last year's budget?"

Currie: "It ran out sooner than expected. The issue before us today is do we want to pay them for the remainder of the fiscal year. If your answer is 'yes' I trust you'll support this Bill."

Stephens: "All right. Well, I... I'd like to go beyond that. And I wonder if the administration... if the Blagojevich administration has entered into any negotiations with you or any of the other Leaders to talk about current bills that we are behind in our payment cycle as much as a hundred and fifty days. I... we're talking about \$23 million a day on the average and I wonder if they've talked to you about that."

Currie: "No."

Stephens: "Would you be willing to visit... sit down with them like I would be willing to sit down with them if they..."

Currie: "Certainly."

Stephens: "Well, Mr. Speaker, to the Bill. Obviously, providers in the State of Illinois... there's a... there's an agreement that we enter into of good faith, good faith bargaining. They're gonna provide services and goods to the people of the State of Illinois that we decide here deserve those services. And we are behind in payment

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cycles to the degree, in some pharmacies, as many as a hundred and fifty days. That is outrageous. I'm told by our appropriations people that \$23 million a day is what it costs to catch up. Now, let's just say that I'm 50 percent right. What if we're just 75 days behind, unable to pay those payments this year. When is the Governor going to come out and sit down with us and negotiate in honest terms? Let's find out where we are, exactly how much money we owe. Find a way to pay the bills like we found here, get these people paid, get a budget that's honest and it's not a press conference budget and get home to the people that we represent. I'd like to ask the Governor... I'm sure he's occasionally in Springfield, I hope he's here today and maybe this week. But if not, maybe he can get a tape of this request. I'm asking the Governor to sit down with us and realistically work on a budget."

Speaker Lyons, J.: "The Chair recognizes the Lady from Cook, Representative Mary Flowers."

Flowers: "Thank you, Mr. Speaker. Will the Lady yield?"

Speaker Lyons, J.: "She indicates she will."

Flowers: "Representative, does this apply for the SASS program?"

Currie: "No."

Flowers: "It does not."

Currie: "This has to do with community mental health services, the fee-for-services... fee-for-service. This I do not think will affect SASS."

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Flowers: "Okay. So, this... this funding would not go to pay for any of the expenses..."

Currie: "My... my recollection is that the problem is we've run out of appropriation's authority in the 718 Fund. This restores that authority by putting \$14 million from General Revenue in so that we have the... the authority to pay bills."

Flowers: "My biggest my concern... the reason why I was asking if it was gonna be applicable to SASS is because I was concerned that we going to transfer funds in but for low income people who do not qualify for Medicaid, their children or they cannot get the services that they may need. So, I was wondering about those funds."

Currie: "This would cover Medicaid and non-Medicaid eligible services."

Flowers: "Well, that's what... okay, so this would cover non-Medicaid..."

Currie: "As well as Medi..."

Flowers: "...services."

Currie: "As well as Medicaid."

Flowers: "So these providers will then be able to provide the services for the parents who are not eligible for Medicaid but they are... their children are need of the service."

Currie: "That's my understanding."

Flowers: "I just wanted to say... make sure that's for the record. Thank you."

Speaker Lyons, J.: "Representative Currie to close."

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Currie: "This is important. If we wanna pay these providers please vote 'yes'."

Speaker Lyons, J.: "The question is, 'Should Senate Bill 662 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Soto, you wanna record yourself, Cindy? Mr. Clerk, take the record. On this Bill, there are 114 Members voting 'yes', 0 voting 'no', 1 person voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On page 7 of the Calendar, Senate Bill 847. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 847, a Bill for an Act concerning local government. Third Reading of this Senate Bill."

Speaker Lyons, J.: "The Chair recognizes the Lady from Lake, Representative Cathy Ryg."

Ryg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 847, as amended, provides an opportunity to enhance library services via intergovernmental cooperation between a municipality or township and public library districts. Currently, statute prohibits a municipality from establishing a library if it is served by a library district, even if all parties would agree. As amended, the Bill addresses all relevant areas of statute and protects existing libraries by providing for expressed consent of a library board and municipal board prior to any disconnection. Upon a disconnection action a referendum must be held to establish and maintain a new

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library in the municipality. The parameters are outlined for the revised boundaries, transition of services, and liability by court order. This legislation offers the opportunity for local elected officials to respond to their constituent requests for enhanced service but only with the consensus of all parties involved. I appreciate your consideration and support of this measure."

Speaker Lyons, J.: "Is there any discussion on Senate Bill 847? The Chair recognizes the Gentleman from Lake, Representative Ed Sullivan."

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

Speaker Lyons, J.: "She indicates she will."

Sullivan: "Representative, you and I have had discussions in regard to this Bill. We know that this library is located in my district and some of the services are located in your... or some of the land is located in yours. Do we still have the rule that both parties are going to have to agree to separate? Is that in this Bill?"

Ryg: "Yes."

Sullivan: "Okay, it is. Thank you very much."

Speaker Lyons, J.: "Any further discussion? Seeing none, Representative Ryg to close."

Ryg: "I appreciate an 'aye' vote."

Speaker Lyons, J.: "The question is, 'Should Senate Bill 847 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative McAuliffe. Representative Flider. Mr.

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Clerk, take the record. On this Bill, there are 77 Members voting 'yes', 37 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Currie for a Motion."

Currie: "Thank you, Speaker. My... I move to suspend the posting requirements so that Senate Bill 157 can be heard in Human Services, Senate Bill 208 in Elementary & Secondary, Senate Bill 1623 in State Government Administration, Senate Bill 1832 in Judiciary II, Senate Bill 1912 in Electric Utility Oversight, and Senate Bill 2038 in Executive."

Speaker Lyons, J.: "We've heard the Lady's Motion. Any discussion? Seeing none, the question is... All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion is that the Motion is carried. Anything further? Mr. Clerk, what's the status of House Bill 2221?"

Clerk Mahoney: "House Bill 2221 is on the Order of Third Reading."

Speaker Lyons, J.: "On request of the Sponsor, move that Bill to Second Reading. Mr. Clerk, read the Agreed Resolutions."

Clerk Mahoney: "Agreed Resolutions. House Resolution 487, offered by Representative Brosnahan. House Resolution 488, offered by Representative Reitz. House Resolution 489, offered by Representative Bellock. House Resolution 490, offered by Representative Chapa LaVia. House Resolution 494, offered by Representative Monique Davis. And House Joint Resolution 11, offered by Representative Sommer."

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Speaker Lyons, J.: "Is there any discussion on the Agreed Resolutions? All those in favor signify by saying 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. Mr. Clerk, announce the committees for this evening."

Clerk Mahoney: "Committees meeting immediately following Session: Adoption Reform will meet in Room 115, Consumer Protection will meet in Room 122-B, Executive will meet in Room 118, Judiciary I-Civil Law will meet in Room D-1, and Registration and Regulation will meet in Room 114 immediately following Session."

Speaker Lyons, J.: "The Chair recognizes Representative Scully for an announcement."

Scully: "Thank you, Mr. Speaker. The Springfield chapter of the White Sox Caucus will be convening tonight at 9:00 at its normal meeting place, Boone's Saloon. We greatly appreciate the attendance of all existing and intended members where we will be electing officers for this... for this upcoming year as well as hearing reports from the various officers on current status. Thank you very much. 9:00, Boone's Saloon, the White Sox Caucus."

Speaker Lyons, J.: "Thank you very much, Representative Scully. Mr. Clerk... allowing perfunctory time for the Clerk, Barbara... Majority Leader Barbara Flynn Currie moves that the House stand adjourned until the hour of 1 p.m. tomorrow, Thursday, May 26. All right. On the new schedule... I stand corrected, thank you. I... written on my note here was 1 p.m. The correct time will be 11:00

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tomorrow. We will... at 11:00 tomorrow, Thursday, May 26. All those in favor signify by saying 'yes'; those opposed 'no'. The 'ayes' have it. And the House stands adjourned 'til the hour of 11:00, Thursday, May 26. Have a safe and enjoyable evening."

Clerk Mahoney: "House Perfunctory Session will come to order. Introduction and Reading of House Bills-First Reading. House Bill 4082, offered by Representative Sacia, a Bill for an Act concerning public aid. Introduction and Reading of Senate Bills-First Reading. Senate Bill 945, offered by Representative Leitch, a Bill for an Act concerning liquor. Senate Bill 1267, offered by Representative Lang, a Bill for an Act concerning employment. Senate Bill 1856, offered by Representative Lang, a Bill for an Act concerning education. Senate Bill 1866, offered by Representative Kelly, a Bill for an Act concerning local government. Referred to House Committee on Rules, House Resolution 491, offered by Representative Burke. House Resolution 492, offered by Representative Bassi. House Resolution 493, offered by Representative Bassi. And House Joint Resolution 61, offered by Representative Cross. There being no further business, the House Perfunctory Session will stand adjourned."