

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

58th Legislative Day

5/26/2005

Speaker Turner: "The hour of 11:00 having arrived, the House shall be in order. We shall be led in prayer today by Reverend Joe Meyer with First Assembly of God in Marengo, Illinois. Reverend Meyer is the guest of Representative Jack Franks. Members and guests are asked to refrain from starting their laptops, turn off all cell phones and pagers and rise for the invocation and the Pledge of Allegiance. Reverend Meyer."

Reverend Meyer: "Let's pray. Father, we come to You in the name of Jesus. And we just thank You, Lord, for this day. God, we ask, Lord, that Your wisdom and God, that Your help would just be evident in all the agenda of this morning and today. I thank You, Lord, for each and every one of these, Lord, who are serving the state. I just pray, God, Your blessing upon them and their families. God, that You will help them today through all the difficult tasks that is before them. We just confess to You that our dependence is upon You. Lord, we can make plans and we can use our own wisdom, but we need Your strength, we need Your help today. So, God bless, Lord, this... this Legislative Body. Help them through everything that is before them. God, I just pray that You'll multiply their time and help them to get much done today. We pray for breakthroughs in things, Lord, hurdles that are upon each other's heart. And God, things that they need to work through, I just pray that You'll just help them. And Lord, may they know, God, as they work together, Lord, that they can do, Lord, a wonderful work for the people of Illinois. So, God, we

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just lift it to You. Again, Lord, we look to You. Our eyes look into the hills from whence cometh our help, for our help comes from You. So, God, we just lift it to You. We ask, Lord, for Your strength and God, for endurance and Lord, for Your grace. We ask it all in the name of Jesus. Amen."

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

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

Speaker Turner: "Roll Call for Attendance. Representative Currie."

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

Speaker Turner: "The Gentleman from Jackson, Representative Bost."

Bost: "Good morning..."

Speaker Turner: "Good morning."

Bost: "...Mr. Speaker. All the Republicans are present and ready to do the work of the people."

Speaker Turner: "As always, it's a pleasure. The Gentleman from Vermilion, Representative Black, for what reason do you rise?"

Black: "Thank you very much, Mr. Speaker. Parliamentary inquiry."

Speaker Turner: "State your inquiry."

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Black: "I would like to request a verification of the Attendance Roll Call on the Democrat side of the aisle."

Speaker Turner: "That request is..."

Black: "Or would you want... would you prefer I hold that in abeyance?"

Speaker Turner: "We would request that you hold that in abeyance..."

Black: "All right."

Speaker Turner: "...seeing that some of them were hearing the prayer from the outside. They're working their way in."

Black: "I understand that. Thank you."

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

Mitchell, B.: "Thank you, Mr. Speaker, Ladies and Gentlemen. Point of personal privilege."

Speaker Turner: "State your point."

Mitchell, B.: "I would like to introduce in the east gallery, the folks that are flashing up there, if they'd rise. They're from Macon, seniors from Macon and Dewitt County. Everyone give them a welcome. Thank you for coming."

Speaker Turner: "Welcome, seniors. We have 116 Members present and a quorum is present. We shall proceed with business. The Gentleman from Bond, Representative Stephens, for what reason do you rise?"

Stephens: "To advise Representative Mitchell that flashing in the gallery is against House Rules."

Speaker Turner: "Mr. Clerk, Committee Reports."

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Clerk Mahoney: "Committee Reports. 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: referred to the Environment & Energy Committee Amendment #3 to House Bill 2221. Representative Feigenholtz, Chairperson from the Committee on Adoption Reform, 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 Amendments #2 and 3 to House Bill 3628. Representative Colvin, Chairperson from the Committee on Consumer Protection, 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 2 to House Bill 1058, and Floor Amendment #3 to House Bill 4050. 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 2038; 'recommends be adopted' a Motion to Concur with Senate Amendment 2 to House Bill 315. Representative Fritchey, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measure/s was/were referred, action taken on May 25, 2005, reported the same back with the

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following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #2 to House Bill 1870 and a Motion to Concur with Senate Amendment #1 to House Bill 4023. Representative Fritchey, Chairperson from the Committee on Registration & Regulation, 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 Amendments #5 to House Bill 875. Representative Mautino, Chairperson from the Committee on Insurance, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 316. Representative Holbrook, Chairperson from the Committee on Environment & Energy, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #3 to House Bill 669 and Floor Amendment #3 to House Bill 2221. Representative Delgado, Chairperson from the Committee on Human Services, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'recommends be adopted' a Motion to Concur with Senate Amendment #2 to House Bill 612. Representative Franks, Chairperson from the Committee on State Government Administration, to which the following

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measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'do pass Short Debate' Senate Bill 1623; 'recommends be adopted' a Motion to Concur with Senate Amendment #1 to House Bill 383 and a Motion to Concur with Senate Amendment #1 to House Bill 1316. Representative Scully, Chairperson from the Committee on Electric Utility Oversight, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' Senate Bill 1912. Representative Giles, Chairperson from the Committee on Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'do pass as amended Standard Debate' Senate Bill 208; 'recommends be adopted' Floor Amendment #2 to House... to Senate Bill 1853 and Floor Amendment #1 to House Bill 3092. Representative Molaro, Chairperson from the Committee on Judiciary II-Criminal Law, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' Senate Bill 1832; 'recommends be adopted' Floor Amendment #2 to House Bill 2065. Representative Smith, Chairperson from the Committee on Appropriations-Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same

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back with the following recommendation/s: 'recommends be adopted' Floor Amendment #1 to House Bill 2010."

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

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

Speaker Turner: "State your point."

Joyce: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, throughout this past year the people of the State of Illinois and this Body has enjoyed watching and following the success of the Univ... University of Illinois basketball team. However, lost in the headlines behind the headlines was a success that was achieved for the first time since 1952 by the University of Illinois wrestling team. On March 6th in Iowa City, the University of Illinois wrestling team won the Big Ten Championships. They went... they went on to win... to finish sixth in the country. And today... with us here today is their leader and the person that has turned the program around in the last 13 years, finishing in the top 10, 9 of the last 10 years, coach Mark Johnson who is on the floor with us here. I would like you to please welcome him to the floor."

Speaker Turner: "Coach, welcome to Springfield. The Gentleman from Vermilion, Representative Black, for what reason do you rise?"

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

Speaker Turner: "State your inquiry."

Black: "Under the Bill that we passed yesterday, in order to honor Mark Johnson and the outstanding University of

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Illinois wrestling team don't we have to run that by the Ethics Commission?"

Speaker Turner: "That Bill hasn't been signed yet, Representative."

Black: "Well, and I hope it never is. But thank you for acknowledging that."

Speaker Turner: "On page 22 of the Calendar, on the Order of Nonconcurrence, we have Senate Bill 79. Representative Sullivan. Read the Bill, Mr. Clerk. Just... Representative Sullivan on the Motion. Take the Bill out of the record. The Gentleman from McLean, Representative Brady. Representative Schmitz for an announcement."

Schmitz: "Thank you, Speaker. The Republicans request a caucus immediately in Room 118."

Speaker Turner: "And how much time would you need? Two hours?"

Schmitz: "Two hours, Sir."

Speaker Turner: "Are you serious? One hour. Just being helpful, Representative Black. And the Democrats will caucus in Room 114 immediately. And the House will stand in recess for one hour. Both caucuses will report to their respective rooms immediately. The House shall come to order. The Gentleman from Winnebago, Representative Jefferson, for what reason do you rise?"

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

Speaker Turner: "State your point."

Jefferson: "I'd like to recognize a group here from Rockford, Illinois. A law enforcement group of young people that are

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here being led by attorney Yarbrough in the balcony here to my left. If they could just stand and be recognized, please."

Speaker Turner: "Welcome to Springfield."

Jefferson: "Thank you, Mr. Speaker."

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

Bailey: "Mr. Speaker, thank you. Point of personal privilege."

Speaker Turner: "State your point."

Bailey: "I would like the House to take the time to recognize Vincent Fokum Dinga of Cameroon, West Africa and on behalf of the special detail of the House of Representatives Security Department, retired Senior Superintendent of Police, Commissionaire Principal Police. He is also the Chief Head of the Fokum Dynasty, part of royal family in Bali, Cameroon. Please welcome him."

Speaker Turner: "Welcome to Springfield. Representative Bailey."

Bailey: "I hate to be greedy, but thank you, Mr. Speaker. Yesterday... I would like if the House could stand for a moment of prayer... of silent prayer. Yesterday was the National... Chapin. Thank you. Sorry. Yesterday was the National Missing Child Day in honor for us to pray. We should have done this yesterday, but it's never too late to say a prayer. These are children that have come up on our radar as missing children under the Amber Alert. We've passed a couple of pieces of legislation here with kids who are sold into slavery. We take for granted that many

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children who allegedly run away. We see on the news many children who are kidnapped or missing or... and they come up dead. But we really don't know where these children are. At this point there are 800 thousand children who are missing, stolen, kidnapped and sold into slave trade. And I ask for a moment of silent prayer. Thank you."

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

Joyce: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Point of personal privilege."

Speaker Turner: "State your point."

Joyce: "Leaving the gallery now is a bunch of school children and parents from Palos West Elementary School from my district. I'd like the House to give them a round of applause."

Speaker Turner: "Welcome to Springfield. Mr. Clerk, Committee Reports."

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 26, 2005, reported the same back with the following recommendation/s: 'approved for floor consideration' is Amendment #10 to Senate Bill 431, Amendment #3 to Senate Bill 501, Amendment #2 to Senate Bill 2053; on the Order of Concurrence, approved is a Motion to Concur with Senate Amendment #1 to House Bill 395, a Motion to Concur with Senate Amendments 1 and 2 to House Bill 480, a Motion to Concur with Senate

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Amendment #2 to House Bill 566, a Motion to Concur with Senate Amendment #1 to House Bill 2004, a Motion to Concur with Senate Amendment #1 to House Bill 3800, a Motion to Concur with Senate Amendments 2 and 3 to House Bill 4030. On the Order of Senate Bills-First Reading is Senate Bill 1267, offered by Representative Saviano, a Bill for an Act concerning liquor."

Speaker Turner: "On page 2 of the Calendar, on the Order of Second Readings, we have House Bill 2010. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2010 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Smith, has been approved for consideration."

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

Smith: "Thank you, Mr. Speaker, Ladies and Gentlemen. This is an issue dealing with the regional safe schools that were created about 10 years ago as one of our alternative schools. These are run by regional superintendents and they are a place for local schools... local high schools to send students who are at risk, who are either can be expelled or suspended. And they are funded with a flat grant from the state, currently that's \$30 thousand per program. And then they receive a per-pupil funding that is based upon the ADA for the region. That's the average daily attendance for the region. So, you can have a case where the attendance is dropping for the region, but the

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number of students assigned to the safe school are going up. So, they lose funding in that case. This Amendment would say that if we add more money to this line item in the budget, which the Governor proposed to do, that we would increase the grant for local safe school programs to \$50 thousand. And then we would base the low-income measure on the DHS figures rather than census figures. Now, this only comes into play if that line item is raised above its current funding level. So, if in the budget... hopefully, we're gonna see in the next few days, that line item is above this year's funding level then we will change the way in which that money is distributed. I know... the only opposition I know of is from the City of Chicago and it's, I think, a minor point on their part regarding possible increase that they might receive. I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Amendment #1 to House Bill 2010?' All those in favor should say 'aye'; all those opposed say 'no'. The opinion of the Chair is the 'ayes' have it. And the Amendment's adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. On page 2 we have House Bill 2010. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2010, a Bill for an Act concerning education. Third Reading of this House Bill."

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Speaker Turner: "The Lady from Cook, Representative Currie. Sorry. The Gentleman from Fulton, Representative Smith, you're handling the Bill."

Smith: "Thank you, Mr. Speaker. I think the paperwork is just being filed to change the sponsorship."

Speaker Turner: "You may proceed."

Smith: "I just gave the explanation on this Bill. Have nothing to add other than to ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall House Bill 2010 pass?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Dunkin. Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Second Readings, page 3 of the Calendar, we have House Bill 2065. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2065 has been read a second time, previously. No Committee Amendments. Floor Amendment #1 was approved by the House. Floor Amendment #2, offered by Representative Mendoza, has been approved for consideration."

Speaker Turner: "Out of the record. On page 3 of the Calendar we have House Bill 3092. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3092 has been read a second time, previously. No Committee Amendments. Floor Amendment #1,

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offered by Representative Eddy, has been approved for consideration."

Speaker Turner: "The Gentleman from Crawford, Representative Eddy on Amendment #1."

Eddy: "Thank you very much, Mr. Speaker. This is an Amendment that would allow a school district to... with a dual and... excuse me, an elementary and a high school district to consolidate into a unit district and allow for a decrease over a period of time in the amount of tax rate that those people experience. And I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #1 to House Bill 3092?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #1 is adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. On page 8 of the Calendar, under Senate Bills-Second Reading, we have Senate Bill 22. Representative Black. Representative Black on Senate Bill 22. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 22, a Bill for an Act concerning local government. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. On the Order of Second Readings, page 9 of the Calendar, we have Senate Bill 385. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "Senate Bill 385, a Bill for an Act concerning regulation. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. Mr. Clerk, the Sponsor requests to hold the Bill on Second Reading, Senate Bill 385. On page 9 of the Calendar we have Senate Bill 431. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 431, a Bill for an Act concerning safety. Second Reading of this Senate Bill. Committee Amendments 2, 3, 4, 5, 6, and 8 lost in committee. Floor... no... Floor Amendment #10, offered by Representative Hamos, has been approved for consideration."

Speaker Turner: "The Lady from Cook, Representative Hamos on Amendment #10."

Hamos: "Thank you, Ladies and Gentlemen. This is an Amendment to a more comprehensive Bill. We will be discussing the Bill, I hope, tomorrow. But this Amendment is really in negotiating with the road builders, negotiating with the trial lawyers and something that also came out of yesterday's conversation in committee which... and let me talk about that first. We had some questions about a littering proposal in this Bill. We have taken out the entire littering proposal. Number two, for the road builders, we are saying that if that... the... the... they are not required to do permitting for clean construction or demolition debris if it's accordance with IDOT specifications. Number three, we're saying that we... we

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will exclude willful or wanton misconduct from the liability exclusion for the state... the EPA director and state employees. That's all this does. It's a... it's a really a cleanup to the underlying Bill."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Amendment #10 to Senate Bill 431?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the Amendment's adopted. Third Reading. The Gentleman from McHenry, Representative Tryon, for what reason do you rise?"

Tryon: "Was... well, is this... is this Bill going for... on Second Reading to Third Reading?"

Speaker Turner: "Yes, correct."

Tryon: "Okay. Then I'll make my comments when it comes back."

Speaker Turner: "Thank you. On the Order of Second Readings, page 9 of the Calendar, we have Senate Bill 501. Read the Bill, Mr. Clerk. Out of the record. On page 11 of the Calendar, Representative Reitz, we have Senate Bill 1233. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1233, a Bill for an Act concerning revenue. Second Reading of this Senate Bill. Amendment #1 was approved in committee. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. On page 12 of the Calendar we have House Bill... Senate Bill 1962. Representative Nekritz. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "Senate Bill 1962 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Stephens, has been approved for consideration."

Speaker Turner: "The Gentleman from Bond, Representative Stephens on Amendment #1."

Stephens: "Thank you, Mr. Speaker. This... this Amendment... Amendment #1 creates a one-hour training requirement. I would move its adoption."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Amendment #1 to House... to Senate Bill 1962?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And Amendment #1 is adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. It's the intention of the Chair to start on page 6 of the Calendar. We'd like all the Members to be alert. We're gonna start on page 6 of the Calendar and go down the Calendar, starting at page 6 with the first Bill being Senate Bill 973. We will go in that order. We hope that the Members are prepared as we move through the Calendar. Read the Bill, Mr. Clerk. Senate Bill 973 on page 6 of the Calendar. Representative Currie."

Clerk Mahoney: "Senate Bill..."

Speaker Turner: "Read the Bill."

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Clerk Mahoney: "Senate Bill 973, a Bill for an Act concerning aging. Third Reading of this Senate Bill."

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

Currie: "Thank you, Speaker and Members of the House. This measure is intended to make sure that people who are currently on our Senior Care or Circuit Breaker Program will... when they access Medicare Part D, the new prescription drug benefit, that that will be the payer of first resort, but that the state will continue to provide services not available under Medicare Part D to, as I say, the people who are today on Senior Care or on the state Circuit Breaker Program. We call it wraparound services and we call it that for just the reason that we're prepared to continue making sure that these individuals have access to a complete list of drugs if they are income eligible under the Circuit Breaker or under Senior Care. The Bill does one other thing and that is to revise the Prescription Drug Buying Program so it would apply not just to seniors, but to anybody whose income is below 300 percent of poverty. I would be happy to answer your questions. The concept is easy. The Bill, in fact, is very complicated to read. But I'd be happy to try to answer your questions. And I... I'm sure you will join me in supporting this measure."

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

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

Speaker Turner: "She indicates she will."

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Coulson: "I just want to clarify this is a... it's really exciting that we're able to wraparound the Medicare Part D pharmaceutical benefits for our Senior Care and Circuit Breaker constituents. And I just want to clarify in... in the case of dual eligibles and other low-income subsidy-eligible clients in the State of Illinois, they'll be fully covered by Medicare..."

Currie: "They will be."

Coulson: "...and not this Bill?"

Currie: "They will be. So, they will not need the wraparound service. But there are many people who today belong to the Circuit Breaker Pharmaceutical Program or are on Senior Care and those people will lose not a single benefit."

Coulson: "Thank you very much. And I... this has been a long journey and a long hard work. And I wanna compliment everybody who worked on this to protect our seniors and allow them to continue to get the benefits of Senior Care or Circuit Breaker. Thank you. And I urge an 'aye' vote."

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

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

Speaker Turner: "She indicates she will."

Mulligan: "Representative Currie, since Illinois has had one of the better programs... number of programs for senior prescription drugs and this is gonna be a big change for us, how are we gonna oversee that everything is moving smoothly as it goes along? And in case there's any

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problems, how do you anticipate that we will correct those while we're moving along?"

Currie: "Well, my... my understanding is we're going to try to help people fill out their new Medicare Part D applications. That is a very critical issue and I know that there are many who believe that the applications will be complicated and confusing. And I think we're going to have to do an awful lot of outreach on that front."

Mulligan: "All right. So, do you anticipate, as we move along, some kind of oversight? I mean it's taken..."

Currie: "We do have..."

Mulligan: "...the department awhile to put this together and we had asked for it sooner. And now, you've worked on it, Representative Coulson's worked on it, people have worked on it. And we want to make sure that it moves along well."

Currie: "We do have a Prescription Drug Advisory Oversight Committee that Representative Franks, I believe, chairs. And this might be an appropriate roll for them."

Mulligan: "I'm also on the Senior Pharmaceutical Assistance Review Committee, is that the one that you're talking about? We so far have looked at that."

Currie: "Yes. Yeah. Well, I'm glad you are there because I know that you will watch out carefully to see to it that everything works just as... as it should."

Mulligan: "Yeah, because it... as... well into 2006 a lot of the parts of this program are gonna be critical to the people of our state who are used to getting other good programs and we wanna make sure that this works well."

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Currie: "Right. I agree."

Mulligan: "All right. Thank you."

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

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

Speaker Turner: "She indicates she will."

Franks: "Thank you. Representative, you and I had a chance to
discuss this briefly. Can you tell me the genesis of this
Bill?"

Currie: "The genesis of the whole Bill or..."

Franks: "Well, yeah. The..."

Currie: "...which part of it? There are two... two quite distinct
parts."

Franks: "I guess the piece that I really wanted to focus on is
our Illinois Drug Discount Program."

Currie: "Okay. And that... that is quite separate from the other
part of the Bill which..."

Franks: "Right."

Currie: "...will be wrapping around for people on Senior Care or
Circuit Breaker Pharmaceutical. The genesis there is that,
I think, in order to encourage enrollment and make the
benefit available to larger numbers of Illinois citizens,
thus getting a better price for the pharmaceutical products
people buy, the program will expand to include people no
matter what their age if their incomes are 300 percent of
the federal poverty level or lower."

Franks: "Actually, I believe this Bill will do the exact
opposite. As you know, we had passed a Bill earlier this

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year, unanimously in the House, that would increase... to allow any Illinoisan, regardless of age and regardless of income, to be part of our Prescription Drug Discount Program. Okay? Now, what this does here is instead of increasing the amount of people who can be part of our discount program and thereby giving us more market power, what I believe this Bill does, it limits those people whose incomes are below 300 percent of the federal poverty level."

Currie: "And the reason for doing that is that the department is very strongly of the view that the drug folks will give much deeper discounts if the population tends to be lower in income rather than higher as well."

Franks: "And I..."

Currie: "And there theory, I assume, is that people who can afford to pay the full freight will do so if they don't have the option of coming aboard in a less expensive fashion."

Franks: "And I would disagree for this reason. Because there are less people being part of the group and when you have less people you don't have the market power. And let me tell you something else. I'm chairman of the group that's overseeing the Prescription Drug Discount Act and the other issues coming out in the state. And we've had need..."

Currie: "I already mentioned your name in debate."

Franks: "I understand. And this never came to our committee. They never brought it up to us, never discussed it with us, never hear... I never heard about this until yesterday, quite

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frankly. So, I would ask that we hold this and make an Amendment and let the Bill go forward, taking out this portion. This was never discussed with our committee. We never had a chance to go through it. And I think this would be detrimental to the citizens of the State of Illinois. And I'd be happy to support the other portion, but could we move this back and take out the portion dealing with the drug discount program? Which our committee has oversight of. And I think there was a big end-run run around us."

Currie: "Well, I... I appreciate your concern and I'm disappointed that the department did not notify you in advance, they ought have. But I am not going to move the Bill back to Second Reading. It is important to get this done. It think this is a good Bill and it is critical that we... as we like to say in this business, we'll do a program and no senior will be left behind."

Franks: "Okay."

Currie: "And I... I do think that if you want further discussions with the department on the question of eligibility for the drug buying club, let us have them. We have time to deal with that in another context. But I would... I would encourage people to vote 'yes' today on Senate Bill 973."

Franks: "Then, to the Bill. I want you to listen what you'd be voting for if you vote for this Bill. For the first time in Illinois... after we passed our Senior Prescription Drug Discount Act, what this Bill will do now is impose income limitations when we have not had those before. The Federal

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Government does not have income limitations when it comes to Social Security. We don't have income limitations when we deal with seniors getting cheaper licenses for hunting or fishing. What you're going to be telling our seniors now is that if you make more than 300 percent of the federal poverty level you will not be helped in this state. You will not be allowed to have cheaper prescription drugs. We will not help you. This will decimate the Bill that we passed last year that is the envy of the country, that has add... had over 325 thousand prescriptions filled. In comparison to the 5 thousand prescriptions filled on the Governor's ill-fated I Save RX Program. To vote for this program will harm the seniors. There's a good portion in this Bill, but unless you take out the second portion dealing with our Senior Citizens Prescription Drug Discount Act you will be... and... it's a slap in the face of our seniors. And as a result, I'll be voting 'no' and I'd ask you all to vote 'no'."

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

Black: "Me?"

Speaker Turner: "Representative Black."

Black: "Oh. I'm sorry, Mr. Speaker. It was so noisy in here, it was hard to hear. Thank you very much for recognizing me. Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Black: "Representative Currie, here we go again. Actually, I just wanna get up and congratulate you. This is a very..."

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Plan D of the Medicare Act, for those of you who have tried to read it, it is the... it is the most complicated, convoluted piece of legislation you could ever read. There is a penalty factor in it for those who don't sign up by January 1. I'm hoping the Federal Government will take it out. In all due respect to one of the previous speakers, I don't know what choice we have but to pass this Bill. I commend the Majority Leader for trying to address something that is confusing, but the clock is ticking. And seniors out there are going to have to make a decision, do what they need to do by January 1. The Department of Aging has said that will do outreach this summer, Public Aid will help do outreach. This is one of those Federal Laws that we need to comply with. It's extremely complicated. I... I commend the Majority Leader for trying to address this problem in a proactive stance, rather than come back here in November when we have a 60-day period until these seniors have to make a decision and trying to do it then. I intend to vote 'aye'."

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

Currie: "Thank you, Speaker, Members of the House. Representative Black makes a good point, that the penalties for failure to sign up for Medicare Part D are not insignificant. And I want the House to know... the Members of the House to know that our Department of Public Aid is encouraging the Federal Government not to impose that penalty, at least during the first year of the program.

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This is no senior left behind. It is our way not only of making sure that seniors in Illinois can take advantage of Medicare Part D, but also making sure that those seniors today who receive state help because there is no federal program will not lose any of those benefits going for the... going forward. I urge your 'aye' votes."

Speaker Turner: "The question is, 'Shall the House pass Senate Bill 973?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 1 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings we have Senate Bill 1220. Representative Chapa LaVia... Representative Rita. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1220, a Bill for an Act concerning health. Third Reading of this Senate Bill."

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

Rita: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. This... this... Senate Bill 1220 was a Bill that I started to do last week, I took it out of the record to address some of the concerns for Representative Black. What it basically states, that home health nurses would be required to give vaccinations to their clients 65 or older. We... were able to address some of the concerns that he... that he did bring up about the people under 65. And I've made a commitment to have another Bill to address that when we

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work out some of the other issues. There's no cost to the state on this, Medicaid will cover this. And it would just put these clients in priority with nursing homes and assisted living centers. I'd be happy to answer any questions."

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

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

Speaker Turner: "He indicates he will."

Black: "Representative, at one time you had an Amendment #1 to this Bill, but that was not adopted. Is that correct?"

Rita: "Yes. We withdrew it because there was problems with on how that would be paid and it... it was sort of addressing some of the stuff that we talked about. And when we can figure out how to... to get it uniform, I'd be more than happy to amend... set a priority for people that are under 65..."

Black: "Okay."

Rita: "...or any age that have a chronic illness."

Black: "And... and... and you and I have talked about this. And I... I... I know it's loud in here and nobody's paying any attention. But I even talked to Donna Ginther about this Bill. My concern that I've expressed with you is that this language says, anyone over 65 'shall' be vaccinated with the influenza vaccine. I would have preferred that the language be 'may'. And... and here's my hypothetical. In Vermilion County last year we had about 3,500 doses of

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vaccine. Now, as I interpret this Bill, all of those... all of the doses we had would have to go to seniors 65 and older in assisted living, nursing homes, et cetera. And that wouldn't have been enough to cover all of the seniors. So, my concern still rests with what happens to the chronically ill or those whose immune system are... are compromised? I... I don't know where they get the vaccine?"

Rita: "It... it... ya know, I understand your concerns as we talked. And I'd make a commitment to you that we'll try to work on this, try to come up with some language. I guess that becomes a problem anywhere when you have a shortage of vaccines... vaccinations for this. So, I'd be happy that we could continue to work on it if we could pass this out and try to fix something. Maybe even come back in the Veto Session to address your concerns, if it's possible, when both our staffs as they've been talking with this."

Black: "But... but, if this Bill..."

Rita: "What's that?"

Black: "...I... I was just gonna let you finish your conversation with staff."

Rita: "Oh. ...you didn't... it was... we were... he was just basically saying about the federal issue with the federal guidelines making it available to vaccines. So, we'd have to work on it. That's something that could not be addressed unless..."

Black: "Okay."

Rita: "...and it does cause a little bit of a problem that I'm saying... where you're saying the priorities where it's limited to the other supply. But it could fall under a

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priority where we don't get enough vaccine even for these priorities."

Black: "Okay. But it's my understanding that if this Bill passes today it goes directly to the Governor, correct?"

Rita: "Yes. Yes."

Black: "All right. I... I... I hope the Governor reviews it very carefully. And let me just be very honest with you, Representative, I am in one of those categories. I... I am notified by my doctor ever year that I am to come in and get a flu shot. I'm in that category, I wish I wasn't. The only fear that I have is that I read this Bill differently than Donna Ginther of AARP. I read it as establishing a medical priority. And until I reach the age of 65, even though I'm in a medically at-risk category, and if the vaccine like we had last year, if the number of doses are limited, I'm not confident that this Bill is going to let me get the shot. Because it says those 65 and over 'shall'."

Rita: "'Shall'. And... and... no, I do understand your concerns. And... and we've been talking about it. It doesn't seem like we'll be able... we are able to address that. We're trying to figure out a way. Amendment #1, if you read that, but was withdrawn, said anybody that had a chronic disease. And... and Representative, I do not, ya know, I... I want you to get your flu shot because I don't want nothing to happen to you, ya know. It... it would be a different place without having you on this House Floor. And... and maybe we can

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amend it for Vermilion County to say that so that you can come back and you'll be fine."

Black: "Well, I... I could always fudge on my age, I guess. About another year here I'm gonna look 85 anyway. I... I... I appreciate..."

Rita: "May... maybe they could come up with a shot that could cure that, huh?"

Black: "I... I do appreciate the dialogue. And I... I'm going to rely on your good efforts and that of the Governor's staff in reviewing this Bill. And I have a great respect for AARP, I'm a member of that association. I... I just hope that we are not, in fact, setting up a medical priority and then letting those who are severally compromised in their immune system, such as an HIV patient, someone who has suffered from pneumonia, or other debilitating disease, can find themselves maybe not able to get the shot. I know that's not your intent and I think if it happens, I'd trust that you and I can work on it to address that problem."

Rita: "I... and it is not my intent to do that."

Black: "Yeah."

Rita: "My intent is to help the elderly community through this..."

Black: "Okay."

Rita: "...help AARP. And I made a commitment that we'll try to work on it to address this. And with our staff and your staff..."

Black: "All right. That... I..."

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Rita: "...to fix the problem. Because... 'cause I want you to be... be able to get your... your shot."

Black: "Okay. And I... I appreciate that."

Rita: "Okay. And I make that commitment to you. As I made the commitment to pull it out of the record..."

Black: "Yeah, no."

Rita: "...wait a little bit to see if we can. And it's not intended to just send something through..."

Black: "You... you have been..."

Rita: "...without your input."

Black: "...extremely helpful. Our staff has looked at it. You have a... an excellent staffer who has been here, in fact, I think he clerked for Abraham Lincoln as I recall. But, you know, you've done everything that I've asked you to do. And it doesn't look like we can address the problem without delaying the Bill. And I... I do appreciate your cooperation. You're a Gentleman and if we get into the law of unintended consequences on this Bill, we'll... we'll try to work it out. Thank you very much for your indulgence, Representative."

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

Patterson: "Mr. Speaker, will the Sponsor yield..."

Speaker Turner: "He indicates..."

Patterson: "...for a question?"

Speaker Turner: "...he will."

Patterson: "Representative, I have to ask one question concerning the Bill and that's the word 'shall' that I'm..."

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have a question concerning. Assuming that an administrator looks at the language of the Bill and there is a senior citizen that takes the option that they do not want to be administered the flu shot, what would happen?"

Rita: "They... they have a right to refuse the... the shot."

Patterson: "Pardon me?"

Rita: "They have the right to refuse it. It doesn't... it doesn't administer where they have to have it."

Patterson: "Okay."

Rita: "They have the right as a client to... to refuse it. We're just..."

Patterson: "So, in your opinion an administrator, a bureaucrat cannot force that senior to receive a flu shot..."

Rita: "No."

Patterson: "...if he or she decides not to?"

Rita: "No. No. It doesn't say that it forces them to have it. It just says that they shall give... that the home health nurses shall be required to offer the shots 65... their clients 65 or older. But they do not have to... to..."

Patterson: "Okay. Thank you, Representative."

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

Rita: "...ask for... I just ask for a favorable vote."

Speaker Turner: "The question is, 'Shall the House pass Senate Bill 1220?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this

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question there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings we have Senate Bill 1354. Representative Stephens. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1354, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

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

Stephens: "Thank you, Mr. Speaker and Ladies and Gentlemen. This Bill was amended and allows DCEO... causes them to create a... an Interagency Military Base Support Economic Development Committee. This is in response to the... the Federal Government's BRAC Commission, Base Realignment and Closure Commission. Recently made its report. We... This is an issue that will continue to be before the people of Illinois for years and years to come. This committee is generally... to be generally an advocate for Illinois military bases, to keep them open, to keep them fully staffed and functioning into the future. It is a very important and serious issue. The BRAC Commission recently announced its Base Realignment and Closure List. We were very happy in our region of the state that Scott Air Force Base was... was saved and indeed enhanced. But as a whole the State of Illinois lost 26 hundred jobs... 26 hundred jobs. So, it's an important issue. We've lost jobs in the trucking industry, we've lost them in industry after industry and now the military is taking jobs away. We...

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this... this committee should enhance our ability to prevent this from happening again in the future. Be glad to answer any questions. I move its passage."

Speaker Turner: "The... Seeing no questions, the question is, 'Shall the House adopt Senate Bill 1354?' All those in favor should vote 'aye'; all those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz. The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Lady from Cook, Representative Hamos, for what reason do you rise?"

Hamos: "Mr. Speaker, on a note of personal privilege. Ladies and Gentlemen, please welcome the 8th Grade Class from Chute Middle in Evanston. Welcome."

Speaker Turner: "Welcome to Springfield, Chute. On page 6 of the Calendar, Representative Miller, we have Senate Bill 1251. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1251, a Bill for an Act concerning business. Third Reading of this Senate Bill."

Speaker Turner: "Right. The Gentleman from Cook, Representative Miller, for what reason do you... on... I should say on Senate Bill 1251."

Miller: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 1251 is... is... with the Amendment 1 added is cleanup language in regards to... or language in regards

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to people attending shareholding meetings. They must act in proper decorum in regards to their manner and behavior. And I would ask for a favorable vote."

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

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

Speaker Turner: "He indicates he will."

Parke: "Representative, it's my understanding that there's some controversy in this Bill and that there's a request to hold this Bill for further study by people from the Secretary of State's Business Advisory Committee. Are you aware of that?"

Miller: "There was some discussion in... in the... in our committee when I first presented. I honored to hold the Bill on Second Reading until an Amendment was added. The... Amendment #1 was added to the... House Amendment #1 was added to the Bill that removed the opposition from the manufacturers and others, business groups that were opposed to it. I had not heard from the Secretary of State's Office. So, I assumed they were neutral on the Bill."

Parke: "Okay. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass Senate Bill 1251?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 1 voting 'present'. And this Bill, having

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received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, Senate Bill 1489, Representative Hannig. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1489, a Bill for an Act concerning aging. Third Reading of this Senate Bill."

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

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This is a Bill that is an initiative of AARP. Under the Bill, Elder Abuse Programs will be able to recruit and train volunteers, much like Domestic Violence Programs, to assist in providing companion-type services. The training for these volunteers will be established by the Department of Aging and it's subject to appropriation. So, it passed unanimously in the Senate. I know no... I know of no opposition. And I'd be happy to answer any questions. And I'd ask for your 'yes' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Senate Bill 1489?' All those in favor vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar we have Senate Bill 1493. Representative Yarbrough. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "Senate Bill 1493, a Bill for an Act concerning education. Third Reading of this Senate Bill."

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

Yarbrough: "Thank you, Mr. Speaker and Members of the General Assembly. Senate Bill 1493 allows an elementary school district that shares some of its territory with a high school district that crosses township boundaries to withdraw from the jurisdiction and authority of one township's trustees and transfer to the jurisdiction and authority of the township trustees that serve the high school district. Currently, the Oak Park and River Forest Community High School District 200 encompasses portions of the territories of the offices of both Proviso and Cicero township trustees of schools. The two elementary school districts that are coterminous with School District 200 is each located in one of these two townships. The high school district has been under the jurisdiction of the Cicero township trustee since before the township of River Forest existed. This Bill will allow River Forest District... School District 90 to transfer to the jurisdiction of Cicero township treasurer and trustee of schools putting the elementary and the high school districts under the same jurisdiction. The Bill also allows electors re... residing in a high school district assigned to the jurisdiction of adjacent township board of trustees to vote for both the trustees of the township in which they reside and the trustees of the township having jurisdiction over the high school district. The primary

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goal of this Bill is to enfranchise the voters of River Forest School District 90 because they currently cannot vote for the Cicero trustees who manage their tax dollars for the high school district. This also contains language and ensures that this Bill will only apply to School District 90. I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 1493?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar we have Senate Bill 1666. Representative Verschoore. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1666, a Bill for an Act concerning transportation. Third Reading of this Senate Bill."

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

Verschoore: "Thank you, Mr. Speaker. Ladies and Gentlemen of the floor, what this do... Bill does is it allows the spouse or a person who is issued a Medal of Honor plate... license plate, a Purple Heart, a Bronze Star, a Silver Star, a Gold Star, that they would be eligible to receive that plate again. I'd ask for an 'aye' vote and I'd be happy to answer any questions."

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Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 1666?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar we have Senate Bill 1738. Representative Osmond. Read the Bill, Mr. Clerk. Out of the record. Out of the record. On page 7 of the Calendar we have Representative Hultgren on Senate Bill 1776. Read the Bill, Mr. Clerk. Out of the record. On page 7 we have Senate Bill 1825. Representative Verschoore. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1825, a Bill for an Act concerning transportation. Third Reading of this Senate Bill."

Verschoore: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. What this Bill does is basically get us up to speed... the State of Illinois up to changes that the Federal Government made as far as CDL licensing programs. And if we don't comply by the, I believe it's September of this year, we stand the chance of losing some road funding, highway funding of 5 or 10 percent. I'd be happy to answer any questions."

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

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

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Speaker Turner: "He indicates he will."

Mulligan: "Representative, what are the difference between the state's license and the federal?"

Verschoore: "Well, there's one on disqualifying the suspensions. There's a difference in suspension. There's about 10 different things that the Federal Government has changed that the state hasn't. And I... I don't know if you have the analysis or not there, I can read each one of them independently if you want?"

Mulligan: "Well, I have the analysis... or I have an analysis from our side I'm not sure... to go through all of them. But I'm just wondering since a federal license was the one that has been required for a while, I'm wondering what's the difference in the amount of money that one pays and in the testing qualifications?"

Verschoore: "I don't know if there's any difference in the... what they pay... the difference in pay. I don't see that in the Bill. I don't have the complete Bill here with me."

Mulligan: "Will there be a difference if you drive a vehicle interstate?"

Verschoore: "What... I didn't hear you, Representative?"

Mulligan: "Would there be a difference if you drive from state to state? And..."

Verschoore: "I don't think... no, I don't..."

Mulligan: "...and Illinois's would be just as qualified as the other CDL would be?"

Verschoore: "Right. I think that's what this does is it kind of standardizes from state to state."

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Mulligan: "Is there anyone that has voiced any opposition to this Bill?"

Verschoore: "Not that I'm aware of. There's no opponents to it. And it's a... it's a... a proponent's the Secretary of State and the Department of Transportation and Illinois State Police."

Mulligan: "And how long has this Bill been out there? When did..."

Verschoore: "How long has it been out there?"

Mulligan: "Right. When did you first... it was first introduced in the Senate?"

Verschoore: "Yes."

Mulligan: "And do you know the date of that? I can look it up real quick."

Verschoore: "I can look it up here. Was introduced in the... in the Senate on the 25th of February."

Mulligan: "All right. So, there was plenty of time for lobbying groups and groups that are interested to have some... to take a look at it?"

Verschoore: "As far as I know, yes."

Mulligan: "All right. Thank you."

Speaker Turner: "The Gentleman from Vermilion, Representative Black."

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

Speaker Turner: "He indicates he will."

Black: "Representative, this is one of those Federal Laws that we have no choice but to adopt or they penalize us 5 percent of federal highway funds, is that correct?"

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Verschoore: "Five... 5 percent the first year and then 10 percent that second year."

Black: "Yeah. I'm sure we all want to take a 5 percent cut in highway funds first year, 10 percent cut the second year. We can argue about the heavy hand of Federal Government. And I'm certainly willing to pursue that argument. This Bill, I think, is overly strict. It's going to put some people with an Illinois CDL out of work. I... I... ya know, I've talked to my congressman, there's nothing we can do but to pass the Bill."

Verschoore: "Well, that's kind of the way I see it also, but..."

Black: "Well, let... let's get on with it. Thank you."

Verschoore: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House adopt Senate Bill 1825?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings we have Senate Bill 1842. Representative Soto. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1842, a Bill for an Act concerning nursing. Third Reading of this Senate Bill."

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

Soto: "Thank you, Speaker and Members of the House. The nurse and... oh, Senate Bill 1842 is a nurse externship, it's like

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an internship program. Amends the Nurse and Advanced Practice Nursing Act. It is a program to allow nurses from the U.S. Territories, such as Puerto Rico, to enter a safety practice in Illinois while preparing for the new National Council of State Board of Nursing Exam, called the NCLEX. It assists nurses educated in Puerto Rico to successfully transition into practice in Illinois. And I urge an 'aye' vote. And I'm open for any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate... The Gentleman from Vermilion, Representative Black, for what reason do you rise?'"

Black: "I'm sorry for the delay, Mr. Speaker. Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Black: "Representative, this is another one of those Bills that I just truly love. Not... not... not the substance of the Bill, but the Department of Professional Regulation establishes a fee by rule. I see nothing in the Bill that says this fee... this... this new fee can't be swept by the Governor."

Soto: "I don't... yes... Yes, I'm not concerned about that point... at this point."

Black: "You ought to be concerned about that. If the Department of Professional Regulation decides that the fee is gonna be a thousand dollars and..."

Soto: "But... but there's nothing of that... of that source right now. So..."

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Black: "Well, yeah, but I don't... I don't... if I'm gonna be a nurse under this program and I pay a thousand dollar fee to register, I want that fee to go towards the regulation and the establishment of that program. What I'm... what I'm concerned about there's nothing in this Bill that says they can't establish a thousand dollar fee..."

Soto: "Okay."

Black: "...and then the Governor reaches into that fee and takes all the money."

Soto: "Okay."

Black: "That's one of the memorandums of understanding we had last year."

Soto: "I was just informed that... that's standard."

Black: "It's what?"

Soto: "It's standard across the board."

Black: "Well..."

Soto: "And the fees are... are set by rules."

Black: "I just... I find it interesting that in the last two days there have been a number of fee Bills set by the department. We have no idea what the amount will be and we have no guarantee that the fee won't be swept by the governments... by the Governor Blagojevich administration to help fill a hole in the budget. I don't mind fees and I don't mind licensure to a certain point, but I'm really concerned with what has happened to some of these dedicated fees that have been stripped of money to try and fill holes in the budget. That... that's a bad fiscal policy. It's bad

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public practice. It's for that reason I intend to vote 'no'."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass Senate Bill 1842?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Monique Davis. The Clerk shall take the record. Representative..."

Soto: "For Postponed Consideration."

Speaker Turner: "This Bill having received... let me announce the Roll Call, 58 'presents'... 58 'yeas', 57 'noes'. And the Sponsor asks for Postponed Consideration. Postponed is granted. On the Order of Second Readings... page 3 of the Calendar, Second Readings, Representative Mendoza, we have Senate Bill... no, House Bill 2065. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2065 has been read a second time, previously. No Committee Amendments. Floor Amendment #1 was adopted by the Body. Floor Amendment #2, offered by Representative Mendoza, has been approved for consideration."

Speaker Turner: "The Lady from Cook, Representative Mendoza on Amendment #2."

Mendoza: "Thank you, Mr. Speaker. House Amendment #2 simply treats the facilitator in a different category as the user on Internet hunting. The first Bill originally provided for a Class B misdemeanor for both the website provider and

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the user. Due to the recommendation of Representative Lindner, we've amended that to provide a Class A misdemeanor for the website facilitator, manufacturer of the software, and so forth. And the user is treated with a Class B misdemeanor. I would ask for a... support of the Amendment."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #2 to House Bill 2065?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And Amendment #2 is adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. On page 3 of the Calendar we have House Bill 4050. Representative Currie. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 4050 has been read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Currie, has been approved for consideration."

Speaker Turner: "The Lady from Cook, Representative Currie on Amendment #1."

Currie: "Thank you, Speaker and Members of the House. This measure is intended to provide a pilot program so as to enable us to... to collect information... create a database to try to do something about the terrible problem of predatory lending that plagues many of our urban communities. You know the story of people who are not very sophisticated, sometimes elderly, sometimes people with not great English

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fluency are taken advantage of by some bad apples, bad actors in the financial lending community. And at the end of the day, the end of the story is a... a house that they thought was going to be theirs that has been taken away from them, is boarded up, plaguing not just those individual victims, but whole neighborhoods as well. So, this proposes a pilot program in several zip codes. Most of them, I believe, in Chicago that would enable people who are seeking to buy houses would give them some protection. The protection would mean that the financial institution or person would be required to give them quotes from other financial institutions when they are looking to have a mortgage and giving information to the Department of Financial & Professional Regulation. That department will establish standards for determining who ought to be in counseling, who ought to know more about finances before they undertake a mortgage. So, that's what the Bill does. And I'd appreciate... that's what the Amendment does. And I'd appreciate your support for adoption of Amendment 1."

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

Parke: "Thank you, Mr. Speaker. Ladies and Gentlemen, to the... to the Bill. To this Amendment. Amendment 1... #1 becomes the Bill. And this Bill requires that if somebody goes in to get a loan and they are deemed to have a credit problem that the credit counselor is recommended for the borrower and that they may not waive the credit counseling. So, they have to do it. Any cost for credit counseling will be

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covered by the loan originator. This Bill is very intrusive. I don't think it helps. The Amendment sets up about a hundred zip codes that this'll apply to on a... on a trial basis for a period of time. But I will tell you that the Illinois Association of Mortgage Brokers, Ameriquest, the Department of Financial & Professional Regulation, Illinois Financial Service Association are all strongly in opposition to the Lady's Amendment. So, I, too, rise in opposition to the Lady's Amendment. I think this is not the way the free market system is supposed to work. And I think that this is a very intrusive piece of legislation."

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

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

Speaker Turner: "She indicates she will."

Mulligan: "Representative, who underwrites the cost of this?"

Currie: "Well, as I think it's been mentioned, the cost of counseling... if counseling is mandated by the department, is borne by the loan originator."

Mulligan: "So, if the loan originator has to pay for the counseling?"

Currie: "If... if... if the department deems that counseling should happen before this individual dives into a home mortgage. These are not people who are out buying a loaf of bread or a new pair of shoes. We're talking about people buying houses, expensive propositions. And the problem we're facing is that sometimes these people are taken advantage of. They jump into a loan, they think they're going to

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have a house or they refinance their loan and the next thing they know the house has been pulled out from under them. Those people ought to have credit counseling before they jump into that kind of... of proposition."

Mulligan: "Is there any penalty for the mortgage broker if they decide that they don't want to give the person a loan because they don't... and they don't want to pay for the counseling? Why would they want to pay for the counseling?"

Currie: "No, no one is required to make any mortgage offers under this Bill, anymore than they are required to today."

Mulligan: "So, wouldn't... if you are a mortgage lender and you had to pay for credit counseling for a client, either you have to be charging them something more or you wouldn't do it because it wouldn't be worth your effort. I don't understand this."

Currie: "Well, we hope that to... most people will not need credit counseling. And I would think that if there's money to be made, the financial institutions are always happy to make a little money. If they make a little less because they're paying for counseling, I should think we'd all feel better to know that the houses in our neighborhood are not about to be boarded up and perfectly legitimate citizens are finding that their houses are pulled out from under them."

Mulligan: "So, is this because they wanna buy a house or they already have a loan with these people?"

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Currie: "Sometime... it... it can happen both ways. Somebody who's in the housing market for the first time most often... much of the time what it involves is refinancing. So, they're already in the house. And what sometimes happens, Representative, is that unscrupulous actors in this business encourage someone to refinance in such a way that they can't, in fact, meet the payments. And there are areas in Chicago and in some of the near-in suburbs and in other parts of the state as well where you drive down a block and there are six boarded up houses because they have been repossessed because somebody got in trouble, got into financial trouble, because they didn't know what they were doing."

Mulligan: "Mr..."

Currie: "That's the problem we're trying to solve. We wanna protect naïve, unsophisticated... perhaps people who are not English proficient. We wanna protect them from bad actors in the financial industry."

Mulligan: "Mr. Speaker, it's very noisy in here and this is a really unusual Bill. And I was hoping that someone else... that this... on the committee where this Bill went through would ask some questions on it, because this is the first time I've been aware of it. But it seems to be a very unusual Bill. And quite frankly, I'm sure the Representative must have some good motives behind putting this Bill. Although, I cannot understand why someone who would be giving someone a mortgage would then also pay for credit counseling for them and give them the mortgage, too."

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Seems to me that it's gonna go up and beyond the pale. And so that more people might be turned down than not. But I can't understand that. And perhaps someone that was in the committee who has listened to this would get up and ask some questions, 'cause I think it's a very unusual Bill. And currently, I don't think I'd support it. But maybe I would if someone that has listened to more in depth could ask some questions."

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

Kosel: "Yes, will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Kosel: "This Bill originally went through as a shell Bill in Exec. Was the Amendment heard in committee?"

Currie: "The Amendment went to the Consumer Protection Committee."

Kosel: "Consumer Protection Committee."

Currie: "That's right."

Kosel: "I just wanted to check what committee it went through."

Currie: "Thanks."

Kosel: "Thank you very much."

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

Burke: "Thank you, Mr. Speaker. I rise to support this Amendment. Ladies and Gentlemen, one of the previous speakers a moment ago suggested this was a very unusual Bill. I don't see anything unusual in the legislation. What I find to be unusual is that having introduced

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legislation similar to this 4 years ago, we are still at the same point we were 4 years ago. The time I introduced my legislation, in my one district there were 800 foreclosures in 1 year. That is despicable. Things have not changed. This legislation will give people a fairer break, a chance to understand that the loan they are engaging in is appropriate and fair and one that they can afford to pay each month. There is nothing unusual about this legislation. I believe this is an ideal solution to the horrendous problem that we are experiencing, not only... not only in Chicago, but throughout the state. Unscrupulous lenders are taking advantage of families every single day. This would hope to cure that curse that we've been forced to participate in. Ladies and Gentlemen, this is a decent piece of legislation. It is fair, I would encourage everyone's support. Thank you very much."

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

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

Speaker Turner: "She indicates she will."

Flider: "Representative Currie, the question I have... you know when a person takes out a mortgage loan these days you see a lot of consolidation going on. So, somebody's got a car loan, somebody's got other debt, credit card debt and so on. And what... what a lender sells to a consumer is a way to lower a monthly payment by consolidating all this debt. Do you see that this legislation will help us try and get our arms around those kinds of situations?"

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Currie: "Yeah, not that specifically, but the home lending market is what we're concerned about. And the former speaker is absolutely right. We, in fact, did a very comprehensive regulatory Bill 3 years ago to try to restrain the unscrupulous practices in this arena. But the reality... as you just heard, the reality is that board ups are common, repossessions happen all the time. And we want really to finally get our arms around the problem. We think the database will give us useful information as to how we might cure the problem."

Flider: "Well, Representative, in my area I see it seems like on a regular basis long lists of people who are losing their homes for a variety of different reasons and so on. And now we're seeing this new phenomenon of mortgages where... it seems people are only paying interest and not very much on the principal. And then, the principal or the growth or the value to the person who's buying the house is the hope that the house will rise in value when perhaps the house that they're buying may not rise in value, depending on a lot of factors like where it's located or... or some other circumstance. Do you see us being able to look into these kinds of situations and be better informed?"

Currie: "I agree that that is an increasing problem. I'm hopeful that the database we collect will let us know if that is a particular problem in the areas where the foreclosures are the greatest."

Flider: "Thank you very... very much."

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Speaker Turner: "Seeing no further questions, the question is, 'Shall the House adopt Amendment #1 to House Bill 4050?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And Amendment #1 is adopted. Further Amendments?"

Clerk Mahoney: "Floor Amendment #3, offered by Representative Currie, has been approved for consideration."

Speaker Turner: "The Lady from Cook, Representative Currie on Amendment #3."

Currie: "Thank you, Speaker and Members of the House. This merely expands the number of zip codes that will be the subject of the collection of information to give us a database that we hope will be helpful. Some... some in the City of Chicago, others in suburbs, some in downstate regions, as well. So, I'd appreciate your support for this Amendment."

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

Mathias: "Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Mathias: "Is it possible since there's a lot of zip codes here that before the Bill is called on Third Reading that we get a list of whose districts these zip codes affect?"

Currie: "I have exactly that list and we'd be happy to share it with you."

Mathias: "Thank you."

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

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

Speaker Turner: "He indicates he will... she will."

McCarthy: "Representative, this takes the original Bill from 5 zip codes to how many?"

Currie: "I believe around 80. And there... that..."

McCarthy: "Eighty?"

Currie: "...this was at the request of individual lawmakers who thought that this would be helpful in their neighborhoods, too."

McCarthy: "Okay. So, those of us who didn't request that, our zip codes aren't in there?"

Currie: "Pardon me?"

McCarthy: "Those of us who did not request that, that's why our zip codes aren't in there?"

Currie: "Yeah."

McCarthy: "Okay. Thank you. The other thing is, as far as the cost of this to the department, did you look at any... what the cost would be with those additional 75?"

Currie: "The department did say that they were concerned because there will be a cost. I think they told me about a million and a half dollars to implement the program. I'm hopeful we can find a way to pay for that because this is such a critical issue in so many urban communities."

McCarthy: "Okay. But with or without that extra million and a half dollars, it would still be an obligation on the department if this Bill passes?"

Currie: "We'd still be what? I'm sorry."

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McCarthy: "It would still be an obligation on the department if the Bill..."

Currie: "That's right."

McCarthy: "...passes."

Currie: "That's right. But... but if we... if we supply them with a new obligation, I hope we'll be responsible enough to try to fend the dollars so that they can meet their responsibilities."

McCarthy: "Thank you very much."

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

Davis, W.: "Thank you, Mr. Speaker. To the Amendment. A couple of speakers ago a Representative wanted to know if he could have a list of Members whose zip codes are represented by this particular Bill. Well, Representative, I want you to know that I have several zip codes in this Bill. And though I'm no ashamed to say that, I am ashamed to say that in my district I have many constituents who have been preyed upon by these predatory lenders. And I'm happy that the Sponsor has brought forth a Bill to try to help individuals who want to have the opportunity to own a home, but to learn all the responsibilities and all those things that go along with it, particularly from the financial perspective. So, I just simply want to commend the Sponsor for bringing forth the Bill and look forward to working with the Sponsor in the future on this piece of legislation."

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

Currie: "I renew my Motion to adopt Floor Amendment 3 with just one clarification. I hope I was clear that the department does not oppose the Bill on the merits. The only concern they have expressed is one having to do with the cost."

Speaker Turner: "Representative Currie, I apologize. Representative Davis had her light on. So, we'll let... entertain her question and then we will move forward with the Amendment. Representative Davis, Monique Davis."

Davis, M.: "Thank you, Mr. Chairman... Mr. Speaker. Is this... have we passed House Amendments 1 and 2? Are they passed?"

Speaker Turner: "Amendment #1 has been adopted. There is no Amendment 2. We're doing Amendment #3."

Davis, M.: "All right. One is adopted. And what about 2?"

Speaker Turner: "Two is not on the Bill."

Davis, M.: "Two will not be adopted?"

Speaker Turner: "That's correct."

Currie: "But 3... but 3 included most of what was in 2. So, 3 is what we're trying to adopt to the Bill right now. And 2 was..."

Davis, M.: "Okay. Thank you. Thank you very much and I do support your Bill. Thank you."

Speaker Turner: "So, the question is, 'Shall the House adopt Floor Amendment #3 to House Bill 4050?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Amendment #3 is adopted. Further Amendments?"

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Clerk Mahoney: "No further Amendments. However, notes... notes have been requested and not yet received."

Speaker Turner: "Representative Currie."

Currie: "Thank you, Speaker. I move that the note requests are inapplicable."

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

Parke: "What... I don't understand? What do you mean it's inapplicable? Of course they apply. I mean, are you just... is she just on her own volition decide that she doesn't... I mean, let's uphold the fiscal note... of the integrity of the fiscal note. This could have an expense to the state. This could have an expense to other parts of the state. I mean this is something that I think we need to take a look at in terms of cost. This is not a simple Bill, this is a complex Bill. For her simply to say as I... because that's my Bill I don't think I'd like to have a fiscal note on it begs the issue. If we're gonna protect the integrity of the fiscal note, we have to allow it to do its job."

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

Currie: "Just to make the point, Speaker, that I already told you what the cost is going to be. The Department of Financial & Professional Regulation told me they believe the Bill will increase their operational costs by about a million and a half dollars. So, do you wanna see it in writing or will you take my word that that's what they told me? You don't need to have it in writing if you've already heard on the record what the department believes the cost

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of this measure will be. So, I renew my request to... to show that the fiscal note request is inapplicable."

Speaker Turner: "Representative Parke."

Parke: "Thank you. I withdraw the fiscal note. Not that she was gonna challenge it, but we're gonna try and beat the Bill. Thank you."

Speaker Turner: "Gentleman withdraws his request for the fiscal note. With that request being withdrawn, the Lady asks that we move the Bill to Third Reading. Representative Parke, are... are you also withdrawing the state mandates note? Gentleman withdraws that request as well. So, the Bill will now be placed on Third Reading. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 4050, a Bill for an Act concerning lending practices. Third Reading of this House Bill."

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

Currie: "Thank you, Speaker. I think we've discussed this pretty thoroughly. This is a pilot project, a database collection measure intended to help us figure out how we put an end to predatory lending practices across Illinois. Our older citizens, our less affluent citizens are often taken advantage of by unscrupulous actors in the financial industry. And we hope that with passage of this Bill we'll be able to figure out better ways of solving the problems that plague these individuals, these victims whose houses are pulled out from under them, but also plague our communities when boarded houses litter the landscape. I

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would appreciate your support for passage of House Bill 4050."

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

Parke: "Thank you, Mr. Speaker. I think this is such a bad idea that I'm gonna ask for a verification of the Roll Call, if this gets the required number of votes."

Speaker Turner: "Gentleman asks for a verification. The Lady from Lake, Representative Osmond, for what reason do you rise?"

Osmond: "Thank you, Mr. Chairman. Will the Sponsor yield?"

Speaker Turner: "She indicates she will."

Osmond: "I just need some clarification as to how this is going to work. How many people in these zip codes is this going to affect?"

Currie: "How many what? I'm sorry, I didn't hear."

Osmond: "I'm sorry. How many individuals in this... in these zip codes that are listed here... you said there was 80 zip codes?"

Currie: "And these..."

Osmond: "How many people are they anticipating that this going to represent?"

Currie: "You know, it's... it's hard to know because... in part because we don't know what the number of people who might be thinking about buying or more importantly refinancing a home might be. So, I can't give you a sense of the numbers. I can tell you this, Representative, the additional zip codes added to the Bill came at the request

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of Members who believe that predatory lending is a problem in their communities as well."

Osmond: "Do you have any idea the time element when you submit this to them to... for their review? The turnaround time?"

Currie: "We're hopeful that it will be quick. Particularly, in the case of a new buyer, for refinancing that may not be as critical... the timetable. But, yes, we hope that there... that this will operate speedily and effectively."

Osmond: "Well, the... the problem I have is when you're sending something to the state this has a tremendous amount of cont... private information that you don't want to share with a lot of people, that you are confident that you share with your banker, your mortgage broker or whatever the case may be. How is the state gonna handle that personal information?"

Currie: "As I say, the department tells me that their only concern with the Bill is the... is the cost of making it operational, on the merits they do not oppose. So, they obviously think that that's not going to be a problem for them."

Osmond: "When... when the interest rates change four or five times a day and you wanna go and lock into an interest rate but you have not received the approval from the department, how are you going to be able to handle that? I mean..."

Currie: "Well, I think... I think that it will work. We'll find out if it works and the whole point is that we want to protect vulnerable people from being taken advantage of by bad actors in the mortgage banking community."

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Osmond: "Well, I understand what you're trying to do. I'm just thinking that as a consumer out there going to buy my first house, I don't know that I'm really comfortable sharing my personal information with the State of Illinois, not knowing when they're going to turn it around. I mean, I've applied for licensing and sometimes the license doesn't come back for three, four, five months. So..."

Currie: "Well, obviously, this only..."

Osmond: "...there has to be a time element on this."

Currie: "...And we will work with the department. This obviously only works if the department can give us a quick turnaround."

Osmond: "Thank you."

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

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

Speaker Turner: "She indicates she will."

Mathias: "Is it... Representative, I think Representative Osmond just starting talking about the timeframe. I know in here it basically states that the department... will they have to review every mortgage application from these zip codes?"

Currie: "Yes."

Mathias: "And do you have any idea how many that will be?"

Currie: "No. I... as I think I answered, I do not."

Mathias: "And... you know our... our..."

Currie: "Right. This does not... I'm sorry, but Representative, it does not include banks. If you're going to a bank to get your mortgage, they are not covered by this Bill. It

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is mortgage brokers, mortgage bankers that are covered by this Bill."

Mathias: "But a large..."

Currie: "So, traditional mortgages that you might get at your corner financial institution, your bank are not covered by this Bill. It is only... and many of these will be refinancings rather than original purchases."

Mathias: "I... I know in my area, ya know, the... and I... I'm gonna... do real estate closings. And I know the majority of the clients that I have either buying or the ones I see as a seller do obtain their mortgage through brokers, because those brokers can go out... go out and try to get the best deal for them. And so, I'm concerned there... there is a large amount of people that will be involved here. And you know, our departments are... and I don't wanna say anything badly about them, but our departments aren't known for their speedy turnaround on... on... on applications. They're understaffed as it is because of... a lot of times because of early retirement. And I just fear that this is going to slow down the real estate market. And ya know, hurt those... the sellers in the area from being able to sell... ya know, their homes in an expeditious manner. And in a sense it will hurt... it will hurt the borrowers because most contracts have clauses that they have to get that their contingent upon their obtaining a mortgage within a short period of time. And if the department doesn't turn over that application, you know that contingency could run out and the deal is... ya know, will fall apart. On top of that,

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if department comes back and says, 'well, this person has to seek credit counseling.' I don't know how fast they're gonna be able to do that. You know, today where people are working and... and... of course, in many cases both... both... if it's a husband and wife or two members of a family trying to obtain this, they're both working. Ya know, I'm just... just very much afraid that this is gonna slow down and kill more deals than it's going to protect. So, I... I think we really need to... to look into that basis. But I'm really concerned. I don't know if you've gotten any commitment from the department to turn it over within a certain period of time."

Currie: "Representative, we will work very closely with the department. I totally agree it would not be a good idea to bring this market to a halt. But I would just reiterate the point that in the areas that we've chosen for the pilot project, the problem isn't that its too slow to get your deal made, the problem is that there are unscrupulous actors who are encouraging people to refinance or to buy who can't afford to do it. And I would rather slow that market down a bit to protect the elderly or the... the vulnerable who are gonna lose that property if we don't figure out a way to stop this plague."

Mathias: "Well, it may be possible to do it through the licensing process of these unscrupulous mortgage brokers than... rather than as I see it possibly penalize the borrower. But I think if the Bill had written in a certain period of time for a requirement for the department to turn

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around and if they fail to do so, then they can proceed with the... with the real estate transaction, I'd... I'd feel more comfortable with this. Thank you."

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

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I've been around here long enough to know when you're climbing uphill. But as old as I am I still ride forth every morning like Don Quixote and I'm ready to joust with windmills and this is one of those days. Do I expect to win? No, I do not. When I come in and see Democrat staff wandering the floor with seating charts, when I see Democrat staff at the back door with seating charts, in the back hall with seating charts, that's a clear message to me that you've all been told you will be in your seats. You will be in the chamber and you will vote for this Bill. And that's fine. I... I guess I... I guess I respect the Majority Leader and the Speaker's ability to... to convince all of you of that fact. And also, to... to have the discipline that they do in their caucus. But let me just try no matter how sometimes foolish it may seem. Most of you have already heard some of the reasons why this is not a very good idea. And this only affects Chicago. So, some of you downstaters on the other side of the aisle will say, 'Well, it only affects downstate(sic-Chicago), it doesn't bother me, I'll vote for it.' It will... it will move. It will be around the state in no time at all. This Legislature 2 years ago asked the Department

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of Financial & Professional Regulation to license loan officers by January 1 of 2005, almost six months ago, still has not been done. And the department is asking for another extension until the end... the end of this year. And yet, this is the department you're going to send a loan application to when you wanna refinance your house. Say you... that you have an 8 percent mortgage and today's rate is 5.75. So, you're going to make the application with a mortgage broker and they're going to send it to the state. But that interest rate may change every day. Now, this is the agency... if you believe they're gonna turn that application around in 10 days, 20 days or 30 days, more power to you. I... I admire your optimism. It's gonna be like... it's gonna be more like three to six months. Now in the meantime, the interest rate that you wanted to take advantage of to refinance your home, gain a little more spending money, that interest rate suddenly may go up to seven and three-quarters. You're actually going to lose money. Who guarantees the... who guarantees the application? Is the state gonna step forward and say, 'Oh, I'm sorry, we took too long, we'll make up the difference.' I don't think so. Ya know, let me leave you with just food for thought. I wish life was inherently fair. I wish everybody was able to have the experience that I've had when I have bought and sold three homes in my life. I know life is not fair. I also know one inescapable fact of government, you can't legislate anything that will guarantee that life will be fair. And ask yourself this

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question, when loans are made to someone who cannot make the payment, who picks up the shortfall? The state? The Department of Financial & Professional Regulation? Of course not. All of us who initiate a loan or a mortgage with a brokerage house, a private lending company, we pay higher interest rates to offset the bad loan. Do you think this Bill is going to stop foreclosures? Do you really, honestly, deeply, truly believe in your heart that this Bill will stop board ups? Do you really, honestly, truly believe with all of your heart that because the state will ask somebody to regulate... excuse me, to go over all this information to see whether or not the loan is fair, the interest rate is fair, you have the financial means to pay it back, if you don't, you go to counseling. Do you really believe that that's going to so level the playing field that there will not be a foreclosure? You take the risk. If you wanna loan money in your neighborhood for somebody to remodel or build and you take the risk, you tell me what's a fair interest rate. I don't know what it is. I don't take that risk. A loan underwriter looks at my income, looks at my credit history, looks at the home I'm buying. Is the home worth the mortgage I'm asking for? And then they take the risk and for that risk I'm going to pay an interest on that mortgage. I have to figure out whether I can make that payment. They have to figure out whether I'm a good risk. And all of the legislation and all of the attempts from time immemorial, when government has said, and well-meaning people you all are who believe

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this, that we can somehow make life inherently fair for everybody and every process inherently fair for everybody, you should have learned better by now. Government can't do it, no matter how hard they've tried. They've not been able to do it. It's just simply not the way life works. So when you vote for this, and I know that you've done your homework and they'll be... they'll be 60 votes on there or more to pass the Bill... I'll finish up. Thank you, Mr... For those of you who vote 'yes', please don't make up some story or call me or anyone else when all of a sudden interest rates begin to go up and you start to pay more money to subsidize a loan that most likely should not have been made in the first place."

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

Currie: "Thank you, Speaker and Members of the House. This isn't about making life fair for everyone. It is about protecting vulnerable consumers from unscrupulous actors, from bad apples. We do that every day. We try to make sure that our water supply is safe. We want to make sure that people are not subject to various kinds of scams and stratagems. That's all this measure is about. It's protecting people who are being sucked dry of their blood by bad apples. And it seems to me that that is our job. I am hopeful that with the data that we would collect under this Bill, we would be able to find ways to stop the board ups, stop the repossessions, help people live with dignity

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in the homes that they can afford. I urge your 'yes' vote."

Speaker Turner: "I'd like to remind the Members that a verification has been requested and I know that's why you're all here and sitting in your seats. And so with that, the question is, 'Shall the House adopt... shall the House adopt House Bill 4050?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? You should vote your own switch and be at your seat. Have all voted who wish? Have all voted who wish? Chavez. The Clerk shall take the record. On this question, there are 63 voting 'aye', 51 voting 'no', 2 voting 'present'. And Representative Parke..."

Parke: "Persists."

Speaker Turner: "...persists in a verification?"

Parke: "Yes."

Speaker Turner: "Members should be in their seats. And the Clerk shall read the affirmative votes."

Clerk Mahoney: "Voting in the affirmative are Representatives: Acevedo; Bailey; Beiser; Berrios; Boland; Bradley, J.; Bradley, R.; Brosnahan; Burke; Chapa LaVia; Chavez; Collins; Colvin; Currie; D'Amico; Davis, M.; Davis, W.; Delgado; Dugan; Dunkin; Feigenholtz; Flider; Flowers; Franks; Fritchey; Giles; Gordon; Graham; Granberg; Hamos; Hannig; Hoffman; Holbrook; Howard; Jakobsson; Jefferson; Jones, Lou; Joyce; Kelly; Krause; Lang; Lyons, J.; Mautino; May; McGuire; Mendoza; Miller; Molaro; Nekritz; Osterman;

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Patterson; Phelps; Reitz; Rita; Ryg; Scully; Smith; Soto;
Turner; Verschoore; Washington; Yarbrough and Mr. Speaker."

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

Parke: "Thank you, Mr. Speaker. Mr. Smith. Representative
Smith."

Speaker Turner: "Is Representative Smith in the House? He's in
the rear of the chamber."

Parke: "Thank you."

Speaker Turner: "At his seat. Representative Parke?"

Parke: "Is Representative... Thank you, Mr. Speaker."

Speaker Turner: "With that, there are 63 voting 'aye', 51
voting 'no', 2 voting 'present'. And this Bill, having
received the Constitutional Majority, is hereby declared
passed. On the Order of Second Readings, we have House
Bill 2221. Representative Currie. Read the Bill, Mr.
Clerk. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2221 has been read a second time,
previously. Floor Amendment #1 was adopted by the Body.
Floor Amendment #2 lost in committee. Floor Amendment #3,
offered by Representative Madigan, has been approved for
consideration."

Speaker Turner: "The Gentleman from Madison, Representative
Hoffman on Amendment #3. Read... proceed."

Hoffman: "Yes, Amendment #3 is the correct Amendment.
Apparently, there was an Amendment that was inadvertently
adopted yesterday. This is the correct Amendment. This is
the Speaker's Amendment. And for people on our side of the

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aisle, this is the Speaker's Bill, not mine. 'Cause if it were my Bill I would likely be taken out of the record. But this is the Speaker's Bill and it clears up... it clears up any problems that people had, I believe, concerning yesterday's language. This indicates that a vehicle would fail the emissions inspection required if the vehicle based on visual observation is equipped with a muffler or exhaust system that is clearly... again, it says, 'clearly' has been modified to amplify or increase the noise of the vehicle. I would ask for a... the adoption of the Amendment."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #3 to House Bill 2221?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #3 is adopted. Further Amendments?"

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

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

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

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

Hoffman: "Yes, as I indicated on Second Reading, this is the Amendment that I believe addresses many of the concerns regarding individuals who modify their mufflers to amplify or increase the noise of the vehicle."

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

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Tenhouse: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, would the Sponsor yield for a question?"

Speaker Turner: "He indicates he will."

Tenhouse: "Representative, isn't this exactly is the same language that was on Amendment #1 that failed in committee?"

Hoffman: "No, it is different. The difference..."

Tenhouse: "Or Amendment #2 that failed in committee? I think this is exactly the same language. Amendment #2 failed and so you refiled it as Amendment #3."

Hoffman: "That is correct. Yesterday we were talking about Amendment... yes, that is correct."

Tenhouse: "So, languagewise we're exactly the same issue that was failed in committee. Mr. Speaker, to the Bill."

Hoffman: "But... but it's not the same as what we debated yesterday. That was my point."

Tenhouse: "Well, the Amendment to... that we voted on yesterday was actually Amendment #1. Amendment #... no, Amendment #1 yesterday, that's right. Amendment #2 failed in committee earlier. So, here we are. Mr. Speaker, to the Bill."

Speaker Turner: "To the Bill."

Tenhouse: "I think everyone needs to realize this failed in committee earlier. This is an issue that again we have real concerns when you start talking about the average person going in... if they've put the muffler on themselves, on their vehicle or the... God forbid they might have put a glass pack on that would slightly increase the sound of may be coming forth from that vehicle, they're gonna

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automatically fail the emissions test before they even have an opportunity to put the mach... the vehicle on the machine. And I think, ya know, you're the ones that... those of you in nonattainments areas are the ones that are really gonna have to deal with this day in, day out. The rest of us whenever we have our friends that decide to move into your area, we're gonna hear back, I'm sure. But just be careful of this. Realize what you're doing here, the impact this may have. I certainly would encourage people to read very carefully and to look and see about the impact of this Bill. And I would urge 'no' votes. Thank you."

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

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

Speaker Turner: "He indicates he will."

Sacia: "Representative Hoffman, we had this conversation yesterday regarding pickup trucks and I guess what I'm thinking of in particular is crew cab or more than one seat pickup trucks. How does this legislation... how does it... how does it apply to this legislation?"

Hoffman: "Yeah, any... any... any vehicle that is subject to the emissions inspection, this would apply. And that is generally passenger vehicles. And it is... it is... it is not large diesel trucks, it is not tractors, it is not motorcycles. But it is passenger vehicles. And it only is in certain zip codes of the state where they have emissions testing. That would be the Metro-East area and it would be the Chicagoland area, generally."

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Sacia: "I understand that, Representative Hoffman. My concern is... I'm not concerned about heavy road tractors, but your half-ton and three-quarter-ton diesel pickups that enhance their power by increasing the... you know, by changing the muffler system. Could I ask the question, Sir, what... what is the genesis of this Bill? What... why are we doing it? Is there a specific reason?"

Hoffman: "Yeah, cause... I'll get to that. Can I try and answer your question? If you look at the language that is different than what we talked about yesterday. This indicates that the system... the muffler or exhaust system has to be clearly modified simply to amplify or increase the noise in the vehicle. If it is modified to increase the power, that would not come under this... this Section. And that is not our intent. It is only... if it is simply to modify, to amplify or increase the noise of the vehicle. And it's my understanding that this is... is to address the situation where people are just simply modifying for... to have excessive noise. They go through neighborhoods and they cause excessive noise and disturbances to the community. So, what we're saying is that you would be in violation of the emissions inspection under this chapter if they do that simply to increase noise. And that's the only purpose you made that changes."

Sacia: "Whose communities are affected by this? I mean, there's obviously somebody complaining or... I... I really struggle with that because in... in my area, which is a downstate area, we don't seem to have people concerned

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about it. We have more concerns with kids with boom boxes and... and other noise making devices, other than exhaust systems."

Hoffman: "Yeah, I... I think it is... it is generally... it is... generally this comes from metropolitan areas where this is being done. Obviously, that is where there... the emissions testing is required... in metropolitan areas."

Sacia: "Is there any type of grandfather clause here? I... I know it does specifically state vehicles 1967 and earlier are exempt, but I didn't pick up anything else as far as something being grandfathered out."

Hoffman: "I don't believe that the Amendment has any grandfather provisions. And would... whoever is subject to the emissions inspection would be and subject to this."

Sacia: "Could... could I ask you if you personally like and support this Bill, Representative Hoffman?"

Hoffman: "I've... I'm gonna be voting in favor of the Bill."

Sacia: "Ladies and Gentlemen of the House, to the Bill. I have certainly profound respect for Representative Hoffman and I just really struggle with what he's trying to do here. This really seems to be legislation that is very antiwork vehicle, if you will. Many individuals out there do have vehicles that do have modified exhaust systems. If it was a noise issue why aren't we going after boom boxes, kids doing excessive noise, such as that. We're really going after a working guy with a pickup truck or an automobile that's a little bit noisy. This really is legislation that goes right to the heart of what this country is all about,

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the freedom to do what we want to do with our own vehicle. We're not making hot rods, we simply... many, many people in this... in this very state have half-ton and three-quarter-ton pickup trucks that are gonna be directly involved by this legislation when they attempt to enhance horsepower. I know that Representative Hoffman said that it's not directed at them, but rest assured it will affect them. Ladies and Gentlemen, this is legislation that is very unfavorable to you. And I strongly urge a 'no' vote. Thank you very much."

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

Kosel: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Kosel: "Thank you very much. Did I hear you correctly to say that there's no grandfather provision in here?"

Hoffman: "The Bill makes the cars that are subject to the emissions inspection subject to this... this language."

Kosel: "So, if I have a constituent who has changed his muffler with a legal muffler that increases the sound level he will now, even though it was legal when he did it, he will now automatically fail the emissions test? Is that correct?"

Hoffman: "Yes."

Kosel: "This is so bad. Take the complaints... Representatives, if you're in a nonattainment area, take the number of complaints that you get on these tests, square that and that's how many calls you're gonna get."

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

Hoffman: "Yes. I ask for a favorable Roll Call."

Speaker Turner: "The question is, 'Shall the House pass House Bill 2221?' Read the Bill, Mr. Clerk. 'Shall the House pass House Bill 2221?' All those in favor should vote 'aye'; all those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Colvin. Have all voted who wish? The Clerk shall take the record. On this question, there are 61 'ayes', 55 'noes'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Burke, for what reason do you rise?"

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

Speaker Turner: "State your point."

Burke: "Ladies and Gentlemen of the House, I'd like to take this opportunity to introduce you to the newly elected mayor of Berwyn, Illinois, Mr. Michael O'Connor, who is joining us in the gallery this afternoon."

Speaker Turner: "Welcome to Springfield, Mayor."

Burke: "Is... Mr. Speaker, and he is accompanied by Alderman Chapman, also from the City of Berwyn."

Speaker Turner: "Welcome to Springfield."

Burke: "And... as well as joined by my great Senator, Marty Sandoval, in the gallery, Ladies and Gentlemen."

Speaker Turner: "Welcome, Senator."

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Burke: "Thank you, Sir."

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

Stephens: "Inquiry of the Chair."

Speaker Turner: "State your inquiry."

Stephens: "If Representative Hoffman is carrying a Bill for Speaker Madigan and he happens to win the century award, who gets the trophy?"

Speaker Turner: "That's a good question. And since he didn't get the century award, we'll look that one up, check the rule books. Representative Stephens."

Stephens: "Has the Speaker himself ever personally won the century award?"

Speaker Turner: "I think in 1995 he may have come close. I don't believe he won. The Gentleman from Cook, Representative Fritchey, for what reason do you rise?"

Fritchey: "Thank you, Speaker. Point of personal privilege."

Speaker Turner: "State your point."

Fritchey: "I'd just like everybody to be aware that I have a new constituent in my district. This morning, Comptroller Dan Hynes and his wife are the proud parents of a happy baby boy, Charlie Hynes. So, we all extend our congratulations to the Hynes family."

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

Black: "Yes, Mr. Speaker, I rise for a point of personal privilege."

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Speaker Turner: "State your point."

Black: "I want to extend my thank you to Representative Hoffman. I now have a 1967 Buick that I've had two new mufflers put on over the years in an attempt to increase its gas mileage. Now, that that car is illegal, I will sell it for \$10. So, if anybody's interested let me know. And I wanna thank Representative Hoffman, I wanna thank him from the bottom of my heart for outlawing most used cars in the state who have had their exhaust system modified. Ya know, wasn't he ever a young kid? Didn't he ever have a illegal muffler on his car? I... I'm disappointed in the young man. I thought I taught him better than that."

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

Phelps: "Thank you, Mr. Speaker. I'd just like to withdraw... leave of the House to withdraw my re... reconsideration vote... or a Motion to reconsider."

Speaker Turner: "The Gentleman asks leave to withdraw the Motion to reconsider the vote on Senate Bill 343. All those in favor say 'aye'; all those opposed say 'no'. And the Motion is withdrawn. On the Order of Third Readings, for the Members' edification, we're going to start on page 7 and we'll continue down in that order. We would ask that you be ready when your Bill is called. On page 7 of the Calendar we have Senate Bill 1851. Representative Delgado. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1851, a Bill for an Act concerning schools. Third Reading of this Senate Bill."

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

Delgado: "Thank you, Mr. Speaker and Members of the House. Senate Bill 1851 is an ISBE initiative that would eliminate statutory dates for filing estimated reimbursement claims for transitional bilingual education programs. Currently, the School Code requires schools to submit claims for reimbursement and this would just put it on the playing field like all other programs, like the Regional Safe School Programs. And I would ask for your 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Senate Bill 1851?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 6 of the Calendar, Representative McGuire, we have Senate Bill 1699. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1699, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

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

McGuire: "Thank you, Mr. Speaker. Will Davis is handling this Bill and I would ask that you have Will Davis handle the Bill. Thank you."

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Speaker Turner: "Turn on the Gentleman from Cook, Representative Davis."

Davis, W.: "Thank you, Mr. Speaker. I filed a Motion. Is that all taken care of?"

Speaker Turner: "That Motion is to withdraw..."

Davis, W.: "Amendment #1."

Speaker Turner: "The Gentleman asks..."

Davis, W.: "Table... to table Amendment #1."

Speaker Turner: "The Gentleman asks leave to table Amendment #1 to Senate Bill 1699. All those in favor say 'aye'; all those opposed say 'no'. Opinion of the Chair is the 'ayes' have it. And Amendment #1 is tabled. Further Amendments? Oh, okay. Mr. Clerk, will you move the Bill first of all back to Second. Now, that the Bill is on Second the Gentleman asks leave to table Amendment #1 to Senate Bill 1699. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Amendment #1 is tabled. Further Amendments?"

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

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

Clerk Mahoney: "Senate Bill 1699, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

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

Davis, W.: "Thank you, Mr. Speaker. The... Senate Bill 1699 is to create the steel... Illinois Steel Development Board, which is an advisory board with the Department of Commerce and Economic Opportunity. Specifies... the Bill talks about

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the composition of the board. But more specifically, the... the... the board is designed to take a look at steel industry throughout the United States and particularly here in the State of Illinois and to determine how we can better market steel here in the United States and the... and the State of Illinois. I have a steel mill in my district that would benefit tremendously from the creation of this board. The board is comprised of the director of DCEO as well as IDOT and other members that will be appointed by the General Assembly... the Leaders of the General Assembly as well as some appointments by the Governor. Again, the purpose of this board is to look at the steel industry in the State of Illinois and to determine how we can better market steel here in the State of Illinois as well as the United States. I certainly ask for an 'aye' vote."

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

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

Speaker Turner: "He indicates he will."

Black: "Representative, how many members will be on this board?"

Davis, W.: "Excuse me, Representative?"

Black: "How many members will be appointed to this board?"

Davis, W.: "I will tell you in just a moment here, Representative. According to what I have here, members include... one member shall be... members appointed... there's the Director of Department of Commerce and Economic

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Opportunity, Deputy Director of the Bureau of Business Development within the Department of Commerce and Economic Opportunity, four members appointed by the General Assembly, and eight members appointed by the Governor."

Black: "So, if my math is correct, that's 14 members? Right?"

Davis, W.: "Again, with the advice and consent of the Senate, that's correct, Sir."

Black: "So, six members or more or less as I understand it, kind of automatic appointments, eight are appointed by the Governor, correct?"

Davis, W.: "Yes, according to this, Sir."

Black: "Okay. The Amendment that you tabled was offered by the Department of Commerce and Economic Opportunity, one of the Governor's key cabinet agencies. And that Amendment said that the Governor would not have the appointment responsibility for this board. Now, there's... there's something I don't understand about that. Why would the Department of Commerce and Econ... yeah sure, what I used to refer to as DCCA, why would they offer an Amendment that said the Governor would not have the appointment authority to this board?"

Davis, W.: "Could... could you repeat that again, Representative?"

Black: "The Amendment that you tabled was offered by the Department of Commerce and Economic Opportunity. That Amendment said and I quote, 'it removes the Governor from the appointment authority of that board.' Now, there must be some mixed signals. Why would the Department of

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Commerce and Economic Opportunity file an Amendment taking appointment authority away from the Governor?"

Davis, W.: "Well, the only thing that I can answer that, Representative, I think there was some concern about... about boards and appointments. There had been a lot of talk about boards and appointments here in the state."

Black: "Yes. I... I... I've read..."

Davis, W.: "And I think that might have been an original..."

Black: "...I've read something about that."

Davis, W.: "There might have been an original reaction to that, Representative."

Black: "So, upon reflection, I assume the Governor's Office said they didn't like the Amendment? And that's why you tabled the Amendment?"

Davis, W.: "Well, I didn't speak directly to the Governor's Office, Sir. I spoke with a representative from the Department of Commerce..."

Black: "Oh, okay."

Davis, W.: "...who simply asked me to table the Amendment..."

Black: "Okay."

Davis, W.: "...and go back to the original Bill."

Black: "So, they may have been contacted by... we don't know, it would be conjecture. But they may have been contacted by the Governor and asked to withdraw the Amendment?"

Davis, W.: "That is a possibility, Sir."

Black: "Yeah, it's... Yeah, I... I remember reading something about boards and commissions and appointments. How much... how

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much background does the Governor have in steel? Did... didn't it... did his father work in a steel mill?"

Davis, W.: "I'm actually not aware, Sir."

Black: "Yeah. Yeah, well, I can think of nobody more qualified to appoint members of the Steel Board than Governor Blagojevich. So, I guess I'm going to stand in strong support of this Bill. But I did find it very interesting that in an administration that communication is supposed to be their strong point, one of their key agencies files an Amendment to take the appointment authority away from the Governor and then that Amendment is later tabled. I just... it'll be interesting, food for thought. Thank you, Representative."

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

Davis, W.: "Thank you, Mr. Speaker. I'd ask for an 'aye' vote."

Speaker Turner: "The question is, 'Shall the House pass Senate Bill 1699?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Lang. The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 7 of the Calendar we have Senate Bill 1883. Representative Mathias. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "Senate Bill 1883, a Bill for an Act concerning attorneys. Third Reading of this Senate Bill."

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

Mathias: "Thank you, Mr. Speaker. As I stated when this Bill came up for approval of the House Amendment #2, Senate Bill 1883... all it does right now is prohibit an unlicensed person from advertising or holding himself or herself out to provide legal services if she's not a licensed attorney. This same prohibition is already in the Corporate Practice of Law Prohibition Act. And Senate Bill 1883 just makes the two Acts uniform. This... the Bill also recognizes the federal preemption for advocates assisting persons under Federal Disabilities Law or state statutes implementing those and they are exempted from this... from this Act. For the purpose of legislative history, I would like to read... and legislative intent, I would like to read into the record that nothing contained in Senate Bill 1883 shall be construed to conflict... to conflict with the April 21, 2005, decision of the Supreme Court of Illinois in King v. First Capital Financial Services Corporation. And I ask for your 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Senate Bill 18... pass Senate Bill 1883?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there

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are 111 voting 'aye', 4 voting 'no', 1 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 7 of the Calendar we have Senate Bill 1893. Representative Fritchey. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1893, a Bill for an Act concerning civil law. Third Reading of this Senate Bill."

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

Fritchey: "Thank you, Speaker. Senate Bill 1893 simply states that an exception... or an extension of the six-month period for respondent discovery can be extended by an additional 90 days. This has been worked on by all the involved groups, we know of no opposition. I request an 'aye' vote."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass Senate Bill 1893?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings we have Senate Bill 1909. Representative Reitz. Read the Bill, Mr. Clerk."

Clerk Mahoney: "Senate Bill 1909, a Bill for an Act concerning safety. Third Reading of this Senate Bill."

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Speaker Turner: "The Gentleman from Randolph, Representative Reitz."

Reitz: "Thank you, Mr. Speaker. Senate Bill 1909 changes the definition of 'coal combustion by-product'. This is an... an agreed Bill between the Illinois Manufacturers Association, the State Chamber of Commerce, Chemical Industry Council, Coal Association, the Illinois EPA. I know of no opponents. And... and this should help use coal combustion materials for construction. I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 1909?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings we have Senate Bill 1943. Representative Pihos. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1943, a Bill for an Act concerning criminal law. Third Reading of this Senate Bill."

Speaker Turner: "The Lady from DuPage, Representative Pihos."

Pihos: "Thank you, Mr. Speaker. As amended by Committee Amendment 1 it amends the Criminal Code to provide that it is official misconduct... we withdrew this from the record, I'm sorry. This was... this Bill was the Bill that I withdrew from the record the other day."

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Speaker Turner: "So, you don't want to call it today?"

Pihos: "I do not wanna call the Bill. Thank you."

Speaker Turner: "So, should we send it to interim study? The Lady does not wish to call the Bill."

Pihos: "Yeah."

Speaker Turner: "Take it out of the record. On the Order of Third Readings we have Senate Bill 1953. Representative Annazette Collins. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1953, a Bill for an Act concerning right to counsel. Third Reading of this Senate Bill."

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

Collins: "Thank you, Mr. Speaker. We just ask for passage of this Bill. It gives juveniles the right not to waive their right at trial. We ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 1993 (sic-Senate Bill 1953)?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? 1953. Have all voted who wish? Have all voted who wish? Dugan. May. The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, page 7 of the Calendar, we have Senate Bill 1968. Representative Granberg. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1968, a Bill for an Act concerning civil law. Third Reading of this Senate Bill."

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

Granberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 1968 is a quick-take authority for Williamson County in downstate Illinois for economic development purposes for a railroad spur. And I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 19... The Gentleman... the Lady from Will, Representative Kosel, for what reason do you rise?'"

Kosel: "Thank you very much. Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Kosel: "Can you tell me if the... Representative Granberg, the purpose of a legislative intent is the General Assembly's... for the General Assembly... is the intent of Williamson County to take this quick-take and give it to a private entity or will they hold it themselves? And how does this work with the constitutionality under Supreme Court decision in 2002, the SWIDA decision... S... S-W-I-D-A decision?"

Granberg: "Thank you, Representative. My extemporaneous answer is the following: Representative, the short answer's yes. As you know, Williamson County seeks quick-take authority to acquire a parcel of land that will be used for a railroad right of way that will serve a new coal mine project. As the documents supporting Williamson County quick-take request make clear, the county's request is premised on the county retaining title to the taken land."

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That way to avoid the law case involving SWIDA. To emphasis that point, I have a letter from the Williamson County Board Chairman that confirms that the county will retain title to the property and lease it for use by the coal company. For the record, too, let me say that this quick-take request is fully consistent with the Illinois Courts' SWIDA decision. SWIDA instructs that taking is constitutional for a public use when, for example, the government entity condemning the property retains title to the property and the statute authorizing eminent domain authority controls how that property must be used. This Senate Bill fulfills both requirements because Williamson County will, in fact, retain title to the property. And the Bill specifies that the property must be used as a railroad right of way."

Kosel: "The county will retain title to the property and it will be used for public domain? That was my concern."

Granberg: "Yes, yes, Representative. Thank you very much."

Kosel: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass Senate Bill 1968?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question... on this question, there are 59 voting 'aye', 56 voting 'no', 1 present'. And the Gentleman asks leave to place this Bill on Postponed Consideration. Postponed is

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granted. Postponed Consideration. On the Order of Third Readings, on page 8 of the Calendar, we have Senate Bill 2054. Representative McCarthy. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2054, a Bill for an Act concerning local government. Third Reading of this Senate Bill."

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

McCarthy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 2054 is an initiative of the Illinois Association of Park District. It allows bonds that are issued under the Park District Refunding Bond Act to be exempt from the nonreferendum cap of our park districts. So... it passed the Senate 59-0, it passed our Revenue Committee 11-0 and I'd appreciate your favorable support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 2054?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take... Brady. Eddy. Pritchard. The Clerk shall take the record. On this question, there are 90 voting 'aye', 26 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, on House... on page 8 of the Calendar, we have Senate Bill 2082. Representative Granberg. Read the Bill, Mr. Clerk."

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Clerk Bolin: "Senate Bill 2082, a Bill for an Act concerning criminal law. Third Reading of this Senate Bill."

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

Granberg: "Thank you, Mr. Chairman, Ladies and Gentlemen of the House. Senate Bill 2082 addresses the situation in regard to the Capital Litigation Fund. This is agreed language between the Appellate Prosecutors Office and the Appellate Defender. It addresses a situation which occurred in my district a number of years ago after a murder trial, it was retired. The defense attorney offered to represent the defendant for free and now to the tune of \$2.6 million that case is still pending. This would provide that in future cases to protect the integrity of the Capital Litigation Fund, the defense attorney would have to... would be required to submit a proposed budget to the trial court judge. That would be sealed for the defendant's protection. And he would have to provide itemized expenditures... a list of expenditures to be reimbursed by the Capital Litigation Fund. That was not the case in this murder... this murder trial that is currently pending. The average litigation costs from the Capital Litigation Fund is a hundred and fifty thousand. As I indicated, this one that is currently ongoing has gotten to the point of 2.6 million and rising. So, in... in an attempt to protect the integrity of the fund for future cases that is what this situation... this legislation addresses. Because the Capital Litigation Fund does have a very valid purpose. And we wanna make sure

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that this fund is not abused by defense attorneys and investigators who want to have their own government subsidized 401K plan."

Speaker Turner: "The Lady from Grundy, for what reason do you rise?"

Gordon: "To the Bill, Mr. Speaker."

Speaker Turner: "To the Bill."

Gordon: "Ladies and Gentlemen of the House, I have the utmost respect for the Sponsor of this Bill and I... I... I truly understand what he's trying to do. However, as I questioned him and his guest in committee I put... put it to you. What's gonna happen... what could potentially happen in this situation is that someone is gonna go into court and request some money from the Capital Litigation Fund. Here's our budget, this is what we need, this is what happens. For whatever reason after a hearing is held, the judge denies it. Fine. At that point, we go through the whole case it becomes an issue on appeal. And once again, we have brought in more litigation, another reason to argue, just because this one thing didn't happen then the guy must not have gotten a fair trial. It opens up more reasons for appeal, more money to be spent, more money to be wasted out of the Capital Litigation Fund... and instead of having our justice system work properly and easily. I'm gonna vote 'no' on the Bill. I ask you to vote 'no' on the Bill. We consistently waste money out of this fund for all of these things that are going to help someone who is guilty of a crime try to beat the system. Thank you."

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Speaker Turner: "Representative Granberg to close."

Granberg: "Thank you, Mr. Speaker. Let me briefly address the previous comments made. First of all, under the existing law a trial court judge has the right to refuse to make payments from the Capital Litigation Fund, if he finds them unreasonable. So, in fact, this would not add increased costs to the Capital Litigation Fund. It is doing the exact opposite. We are merely requiring the defense attorney to submit a proposed budget. And to provide an itemized account on how she or he has... the hours they've done, the work they've performed. So, this brings responsibility to the system. It does not increase costs, it, in fact, would limit them for future cases."

Speaker Turner: "Seeing no further question, the question is, 'Shall the House pass Senate Bill 2082?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Bost. The Clerk shall take the record. On this question, there are 114 voting 'aye', 2 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 8 of the Calendar we have Senate Bill 2104. Representative Phelps. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2104, a Bill for an Act concerning criminal law. Third Reading of this Senate Bill."

Speaker Turner: "Take that Bill out of the record. We have House Bill 2116. Is Representative Schock around? Take

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the Bill out of the record. On page 11 of the Calendar we have Senate... Senate Bill 1853. Read the Bill, Mr. Clerk. Representative Giles."

Clerk Bolin: "Senate Bill 1853, the Bill's been read a second time, previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Beaubien, has been approved for consideration."

Speaker Turner: "Represen... the Gentleman from Lake, Representative Beaubien on Amendment #2."

Beaubien: "Thank you, Mr. Speaker. Senate Bill... Amendment #2 to Senate Bill 1853 is an initiative of the Round Lake School District who we created an FS... SFA a few years ago. And it clears up an ambiguity in regards to the powers of the SFA. And this will, I believe, clarify what the original intent was. The IEA supports the Bill and the Illinois State Board of Education is okay with the Bill. And I urge its adoption."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Senate Bill 18... Amendment 2 to Senate Bill 1853?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Amendment #2 is adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. For the Members' edification, we're going to page 5. We're gonna start at the top on Senate Bills-Third Readings. Check the schedule, look at your book. We're going down the order, starting with

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Senate Bill #1. I'm sorry, with Senate Bill 49. Representative Colvin. Read the Bill, Mr. Clerk. Senate Bill 49."

Clerk Bolin: "Senate Bill 49, a Bill for an Act concerning public employee benefits. Third Reading of this Senate Bill."

Speaker Turner: "The Gentleman from Cook, Representative Colvin on Senate Bill 49. Out of the record. On page 5 of the Calendar we have Senate Bill 59. Representative Winters. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 59, a Bill for an Act concerning transportation. Third Reading of this Senate Bill."

Speaker Turner: "The Gentleman from Winnebago, Representative Winters. Out of the record. On page 8 of the Calendar we have Senate Bill 2116. Representative Schock. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2116, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Turner: "The Gentleman from Peoria, Representative Schock."

Schock: "Thank you, Mr. Speaker. Senate Bill 2116 addresses the transferring funds out of the State Efficiency Revolving Fund in IDOT. And will transfer all future monies into the State Construction Program which, as you know, is safe from any future transfer of funds. So it will transfer needed money into the State Construction Program, which will help to create some projects for our districts... much needed projects and ultimately jobs for our

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communities. Last year there was about \$9 million that was transferred out of this fund that can be saved for next year. And so it's real money that will create some real projects and some real jobs. And I'd urge a 'yes' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 2116?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall... Joyce. The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Lady from Cook, Representative Currie, for what reason do you rise?"

Currie: "Thank you, Speaker. I move to suspend the posting requirements so that Senate Bill 475 may be heard in the Judiciary I Committee and Senate Bill 1267 in the Labor Committee."

Speaker Turner: "The Lady asks leave to suspend the posting requirements on those two Bills. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the posting requirements are suspended. On page 5 of the Calendar, Representative McCarthy, we have Senate Bill 122. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 122, a Bill for an Act concerning land. Third Reading of this Senate Bill."

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

McCarthy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 122 as amended by House Amendment #1 authorizes the Department of Human Services to convey a permanent easement for road and utility purposes to the Village of Tinley Park and convey another parcel to the village for nonprofit uses. The nonprofit is for an extended parking lot for the United Cerebral Palsy facility on the DHS property. I'd appreciate your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 122?' All those in favor should say 'aye'... should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 5 of the Calendar we have Senate Bill 254. Representative Yarbrough. Read the Bill, Mr. Clerk. Out of the record. We have Senate Bill 350. Representative Leitch. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 350, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Turner: "The Gentleman from Peoria, Representative Leitch."

Leitch: "Thank you, Mr. Speaker. This is the 211 Bill. All this Bill does is empower the Governor... direct the Governor

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to appoint the advisory board for the group working with the administration to set up a 211 for Illinois. I appreciate your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill 350?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Coulson. The Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 5 of the Calendar we have Senate Bill 530. Representative Jones. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 530, a Bill for an Act concerning civil procedure. Third Reading of this Senate Bill."

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

Jones, L.: "Thank you, Mr. Speaker and Members of the House. Senate Bill 530, Amendment #1 becomes the Bill. The House Amendment #1 is the result of an agreement between Cook County Sheriff's Office and the Department of Public Aid. Currently, the Cook County Sheriff's Office serves child support notices for judicial and administrative cases. The Bill as amended relieves the Cook County Sheriff's Office of serving administrative cases and giving the Department of Public Aid the authority to use private process servers for those administrative cases. The Bill as amended gives the Department of Public Aid the option of using private

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process servers or Sheriff's Office for counties under 2 million in population. I ask for a favorable vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass Senate Bill... the Gentleman from... the question is, 'Shall the House pass Senate Bill 530?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Representative Verschoore. On this Bill, there are 115 voting 'aye'... Mr. Clerk, take the record. On this Bill, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Parke, for what reason do you rise?"

Parke: "Thank you, Mr. Speaker. I have an inquiry of the Chair."

Speaker Turner: "State your inquiry."

Parke: "Any number of Members have asked if we can discuss the schedule for the weekend? That they would like to know what the direction of the Chair is for Saturday and Sunday so that they can make their personal plans. Do we have any direction on that at this time?"

Speaker Turner: "Representative, we will... it is the intent of the Chair to follow the schedule as on your Calendar. So, we will be working Friday, Saturday, and Sunday and tomorrow we'll probably be able to tell you a better time in terms of what Saturday's schedule look like. So, we will give you..."

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Parke: "Okay."

Speaker Turner: "...a daily update, but for the Members' knowledge or information, they should be prepared to be here Friday, Saturday, and Sunday."

Parke: "Thank you. If that's the plan then everybody now knows it. Thank you."

Speaker Turner: "On page 6 of the Calendar we have Senate Bill 557. Representative Holbrook. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 557, a Bill for an Act concerning revenue. Third Reading of this Senate Bill."

Speaker Turner: "Out of the record. On page 16 of the Calendar we have Senate Bill 6... no, House Bill 601. Representative Reitz, you have a Motion?"

Reitz: "Yes..."

Speaker Turner: "Representative Reitz moves that the House nonconcur with Senate Amendment #1 to House Bill 601. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House does not concur with Senate Amendment #1. On page 17 of the Calendar... on page 18 of the Calendar, Representative Hannig, we have House Bill 1457. Read the Bill, Mr. Clerk. No. Do you have a Motion? Representative Hannig moves that the House nonconcur with Senate Amendment 1 to House Bill 1457. All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the House nonconcur with Senate Amendment 1 to House Bill 1457. On page 19 of the Calendar, Representative Holbrook... Representative Holbrook has a

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Motion that we nonconcur with Senate Amendment 2 to House Bill 1679. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the House nonconcur with Senate Amendment 2 to House Bill 1679. Representative... on page 20 of the Calendar we have Representative Chavez on House Bill 2444. Representative Chavez motions that the House nonconcur on Senate Amendment 1 to House Bill 2444. All those in favor should vote 'aye'; all those opposed... say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House nonconcur on Senate Amendment 1 to House Bill 2444. On page 21 of the Calendar we have House Bill 3480. Representative Kosel. Representative Kosel moves to nonconcur on Senate Amendment 2 to House Bill 38... 3480. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House nonconcur on Senate Amendment 2 to House Bill 3480. On page... on Senate Amendment 2 to House Bill 3480, the House nonconcur. The Gentleman from McHenry, Representative Franks, for what reason do you rise?"

Franks: "I have a parliamentary question."

Speaker Turner: "State your parliamentary inq..."

Franks: "On Senate Bill... I'm sorry, Amendment #3, does that stay with the Bill and how does that deal on a Concurrence Motion?"

Speaker Turner: "We're only dealing with the Nonconcurrence Motion at this point."

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Franks: "Okay."

Speaker Turner: "When we go to Concurrences she will concur with whatever other Amendments are left."

Franks: "Okay. Thank you."

Speaker Turner: "On page 22 of the Calendar, Representative Kelly, we have House Bill 38... 3801. The Lady moves that we nonconcur with Senate Amendment 1 to House Bill 3801. All those in favor... Amendment 1 and 2 to House Bill 3801. All those in favor should say 'aye'; all those opposed say 'no'. And the Amendment... the House does nonconcur on Senate Amendments 1 and 2 to House Bill 3801. On page 17 of the Calendar we have House Bill 870. Representative Skip Saviano. Representative Saviano moves that the House nonconcur with Senate Amendments #3 to House Bill 870. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House nonconcur with... there is no Senate Amendment 3. Mr. Clerk... Yeah. The House nonconcur with Senate Amendment 3 to House Bill 870. On page 16 of the Calendar we have House Bill 720. Representative Leitch. Representative Leitch moves that the House... Out of the record. On page 21 of the Calendar, Representative Kosel, we have House Bill 3480. The Lady has a Motion? She motions that we concur in Senate Amendment #3 to House Bill 3480. All those in favor should... The Lady from Will, Representative Kosel."

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Kosel: "Thank you, Mr. Speaker. I would ask that the Body concur in House(sic-Senate) Amendment #3 to Senate(sic-House) Bill 3480. Excuse me, Senate Amendment 3."

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

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

Speaker Turner: "She indicates she will."

Lang: "Representative, I understand that you've nonconcurrred in Senate Amendment 2. What does Senate Amendment 3 do?"

Kosel: "Thank you. Thank you."

Lang: "Now, that you have your file and I did a little tap dance for you."

Kosel: "You... you're really good, thank you. Senate Amendment #2 we did not concur with because we thought that there might have be an unconstitutionality question with that. Senate Amendment #3 restores current law in respect to the annual budget provisions that were changed under the underlying version of the Bill. The Amendment provides instead that all districts in joint agreements must include a separate statement that lists each contract or agreement. So, it actually shows... it actually gives a very easy method for school districts to show their money or other remuneration that they get back from contracts that they sell rather than buy. This whole Bill is a sunshine Bill for school districts that sell services: class rings, yearbook pictures, and so forth. That those... those now go through the school board and that the remuneration is actually made public. So, that if there is something out

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there that... that the school district is getting that the school board knows what they're getting and how it is being used within the district. And this Amendment makes the... the form simpler."

Lang: "Can you repeat that, Representative?"

Kosel: "I can. Would you like me to?"

Lang: "No. No. Let me ask you this, do you know what the Senate's going to do with your Motion to Nonconcur?"

Kosel: "They... they have agreed to nonconcur on the one and to concur on the other. They..."

Lang: "So, they're gonna recede from that Amendment?"

Kosel: "Yes. Yes, they are."

Lang: "And then you think this Bill will go right to the Governor?"

Kosel: "I do believe it will."

Lang: "All right. Thank you."

Kosel: "You're welcome."

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

Black: "Thank you very much, Mr. Speaker. A parliamentary inquiry."

Speaker Turner: "State your inquiry."

Black: "I don't understand this procedure. I look at my... and you know, wisdom says, it's a Republican Bill, sit down and shut up. I haven't done that in 20 years, I'm not gonna start now. Parliamentary inquiry says that Senate Amendment #2 becomes the Bill. And we've nonconcurrented in

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Senate Amendment #2. Now, since that becomes the Bill, how do you concur in Senate Amendment #3?"

Speaker Turner: "The Lady from Will, Representative Kosel."

Kosel: "I'm checking. Hold on a second, please. Can we take it out of the record for a minute so we can talk about... let me talk to him about it and bring it back in a minute? Would that... probably would be more efficient use of the House's time."

Speaker Turner: "The Lady asks leave to take the House... take this Bill out of the record. On page 13 of the Calendar, for the Members' edification, we will run down that page starting with the first Concurrence Motion on House Bill 27, Representative(sic-Senator) Haine... Bill Mitchell. Read the Bill... 27, House Bill 27. Out of the record. On page 13 we have House Bill 55. Representative Dunn. Read the Bill, Mr. Clerk. Or not read the Bill, but Representative Dunn. The Gentleman from Will, Representative Dunn."

Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I ask that we do concur in Senate Amendment #1 with House Bill 55. This is... there was no opposition to this Bill. It simply takes what is used in Federal Law and enacts it in state statute. I ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Does the House concur in House Bill 55?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 114 voting 'aye', 0

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'noes', 0 'presents'. And this Bill, having received the Con... the Constitutional Majority... I should say, the House does concur in Senate Amendment 1 to House Bill 55. On page 13 of the Calendar we have House Bill 60. The Gentleman from Cook, Representative Lang."

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. I move that the House concur in Senate Amendment #1 which is basically a technical Amendment."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass... concur in Senate Amendment 1 to House Bill 60?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Biggins. Saviano. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 60. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 13 we have House Bill 62. Representative Lang. The Gentleman from Cook..."

Lang: "Thank... thank you, Mr. Speaker, Ladies and Gentlemen. I move to concur in Senate Amendment #1 to House Bill 62. This is a Bill regarding the study of local governments and which ones could be consolidated. Senate Amendment #1 specifies different categories from which the Governor can make his appointments to the... to the committee. It's a simple Amendment. I would ask for your support."

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Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur with Senate Amendment #1 to House Bill 62?' All those in favor should signify by voting 'aye'; all those opposed should vote 'no'. And the voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Graham. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 62. And this Bill, having received the Constitutional Majority, is hereby declared passed. We have House Bill 112. Representative Feigenholtz."

Feigenholtz: "Thank you... thank you, Mr. Speaker. Senate Bill 112 is a biodiesel Bill that was passed unanimously out of the House. I Motion to Concur with Senate Amendments 1 and 2."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendments 1 and 2 to House Bill 112?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendments 1 and 2 to House Bill 112. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 13 of the Calendar we have House Bill 132. Representative Millner."

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Millner: "Thank you, Mr. Speaker. House Bill 132 was heard in this chamber before it went to the Senate. The Amendment was an addition that the Cook County State's Attorneys Office asked for and we put it on the Amendment. In essence it provides that a separate violation of possession by a felon of a firearm for each and every firearm the felon possesses. And I ask for your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendment 1 to House Bill 132?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Hoffman. Reis. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received.. this Bill, having received the Constitutional Majority, is hereby declared passed. And the House does concur in Senate Amendment 1 to House Bill 132. On page 13 we have House Bill 188. Representative Lang."

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. Bear with me one moment. This is the Bill that deals with prevailing wage and the Senate made a minor change clarifying that a unit of local government must accept reasonable submissions by the contractor regarding the payroll information. It clarifies what documentation meets the requirement of the Act. It's really a technical and minor Amendment. I would ask your support."

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

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in opposition to the Gentleman's Motion. As amended in the Senate, it is not a technical Amendment. As amended in the Senate, almost every construction of industry, NFIB, anybody involved in the construction business is opposed to this Bill. I spoke against this Bill when it left the House. Why would you want to require anybody in the construction business to give to a city or county or township a certified copy of their payroll records on... what is it now, is it a monthly basis? Now, if... if the Sponsor could assure me that that is absolutely going to be kept sacrosanct and you can't get in and see that... ya know, we've already had trouble with competitive bidding in this state. Now, if I... if I have a friend in a city, a county, or a township government who could get into these records and see what my competitor is paying for every trade or every job classification, don't you think I might have an advantage in bidding? I... I'll guarantee you I'd have. An absolute advantage in the bidding process, unless those monthly payroll reports were so secret. And what is ever secret in government today? So, I can send somebody into a city government, get into the payroll reports, find out that... my competitors what they're paying each tradesperson, the... figure up the fringe benefits, adjust my bid accordingly and I can win the bid. When are we ever gonna learn in Illinois? Haven't we read

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enough about bidding scandals? Low bidder not often getting the bid, minority-owned businesses that aren't. I, for one, am tired of that. It's time for us to change how we do business in Illinois and making business list and certify their monthly payroll records where somebody, I'll guarantee you, is going to get in it and use it for their own personal gain. This is just not a good idea. I urge a 'no' vote."

Speaker Turner: "Representative Lang to close."

Lang: "Well, thank you, Mr. Speaker. To the prior Gentleman who spoke, that's what the Bill did when it left the House. That's the Bill that got 74 votes in the House. That's what we already debated on the House Floor. The Amendment does nothing about that. The Amendment simply says that the information can be provided to the public body in any reasonable way. That's all the Amendment does. What Mr. Black was talking about was the original Bill. And I recognize that he didn't like the original Bill, but we voted for the original Bill. This is a minor change... Senate Amendment 1 is a minor change in the Bill. The Bill, I might add, deals with making sure that prevailing wage is paid to workers on projects that deal with public money. So, this is a protection of taxpayer dollars. This is to make sure that the employees are being paid what the law requires them to be paid. This Amendment has nothing to do with that, it's a minor change. I would recommend 'aye' votes."

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Speaker Turner: "So, the question is, 'Shall the House concur in Senate Amendment 1 to House Bill 188?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? This is final action. Have all voted who wish? Bost. Moffitt. The Clerk shall take the record. On this question, there are 66 voting 'aye', 47 voting 'no', 1 voting 'present'. And the House does concur in Amendment... Senate Amendment 1 to House Bill 188. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 14 of the Calendar we have House Bill 190. Representative Beaubien."

Beaubien: "Yes, thank you, Mr. Speaker. This is a technical Amendment added in the Senate as requested by the Bar Association to make the people covered by the Act... the health care providers going forward prospectively. In other words, apply the causes of action occurring on or after the effective date of the Amendatory Amendment... the Amendatory Act. I'd urge your 'aye' vote. It had absolutely no opposition. I think there's one 'no' vote in the whole process. So, I'd urge its adoption."

Speaker Turner: "So, the question is, 'Shall the House concur in Senate Amendment 1 to House Bill 190?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Verschoore. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill... 0

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'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 190. And this Bill, having received the Constitutional Majority, is hereby declared passed. We have House Bill 212. Representative Sullivan."

Sullivan: "Thank you, Mr. Speaker. House Bill 212 is a Bill that we passed out of here with 101 votes. Coming back, Amendment #3 ensures that the training conference will be approved by the state's Law Enforcement Training and Standards Board as opposed to just a board. It also requires the attendee does not have to attend the entire conference, only training sessions. The attendee must follow all local reimbursement procedures of the municipality. The attendee must get prior approval of the municipality they work for. This also... this Amendment will... removes Home Rule preemption, thereby removing the opposition of the IML. So, I ask for a favorable Roll Call."

Speaker Turner: "So, the question is, 'Shall the House concur in Senate Amendment 3 to House Bill 12(sic-212)?' All those in favor... the Gentleman from Cook, Representative Lang."

Lang: "Thank you. Will the Sponsor yield for a quick question?"

Speaker Turner: "He indicates he will."

Lang: "Thank you. Where is he? Who am I talking to? Oh, over there. The light was behind you, Representative. So, we passed the Bill previously regarding training with

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firearms. Does... does this Bill conflict with that in any way?"

Sullivan: "Not to the best of my knowledge."

Lang: "So, they couldn't satisfy the gun training requirement by going to this conference?"

Sullivan: "I think you have something completely different. We're talking about training on the rules that we have put forth on the local law enforcement agencies. The other Bill that we're talking about is a federal standard of require... to satisfy a federal standard."

Lang: "All right. So..."

Sullivan: "By the same boards, of course, but separate issues."

Lang: "All right. So, for legislative intent, there's no conflict and you don't intend this to preempt the other Bill in any way?"

Sullivan: "Not at all."

Lang: "Thank you."

Sullivan: "Thank you."

Speaker Turner: "So, the question is, 'Shall the House concur in Senate Amendment 3 to House Bill 212?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 101 voting 'aye', 13 voting 'no'. And the House does concur in Senate Amendment 3 to House Bill 212. And this Bill, having received the Constitutional Majority, is hereby declared

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passed. On page 14 of the Calendar we have Representative Reitz on House Bill 295."

Reitz: "Thank you, Mr. Speaker. House Bill 295, the only change in this in the Senate Amendment was to take the language that we had in the... in the House Bill and put it in another Section to make it compatible. And I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Does the House concur in Senate Amendment 1 to House Bill 295?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take... Boland... take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill... the House does concur in Senate Amendment 1 to House Bill 295. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 14 of the Calendar we have House Bill 360. Representative Rose."

Rose: "Good afternoon, Speaker. House Bill 360, the concurrence... move concurrence in Senate Amendment #1. All this does is bring us into compliance with the case in re Bates that the Supreme Court... Illinois Supreme Court held October 20, 2004. The Senate filed this in a way of cleaning up the child representative standard that was prior Illinois law before the Illinois Supreme Court case ruled it unconstitutional. I'd ask for the concurrence of Senate Amendment #1."

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Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendment #1 to House Bill 360?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Leitch. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 360. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 14 of the Calendar we have House Bill 316. Representative Osmond."

Osmond: "Thank you, Mr. Speaker. I'm sorry, I didn't realize this was coming up. This... I would like to have a Motion to Concur with the Senate Amendments. The Senate Amendment first changes line 5... I'm sorry, page 5 line 20 of the Senate Amendment #1 changes preposition used from 'of' to 'to'. Second change, on page 6 is line 5 of Senate Amendment removes 'conservator'. And the final change is on page 7 line 19 adds the word 'only'."

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

Lang: "Thank you, Mr. Speaker. Inquiry of the Clerk. I... I don't wanna stop the Bill, I'm for the... the Lady's Motion. But the Calendar does not indicate that this was referred to the floor by Rules unless... unless it's on the most recent Rules Report. I just want to make sure we're straight."

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Speaker Turner: "Representative, it was read on the earlier Rules Report that the Clerk read out."

Lang: "Thank you very much."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House adopt... concur with Senate Amendment 1 to House Bill 316?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur with Senate Amendment 1 to House Bill 316. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 15 in the Calendar, Representative Lang, we have House Bill 398. No. Out of the record. We have House Bill 433. Representative Scully."

Scully: "Thank you, Mr. Speaker. I move that we concur with Senate Amendment #1 to House Bill 433. The underlying Bill is an Amendment to the Environmental Protection Act to make it a felony to illegally dispose of asbestos. That underlying Bill passed this House 115-0. Senate Amendment #1 takes the same substantive language and inserts it at a different place within the Environmental Protection Act. I consider this to be merely a technical Amendment. And I'd ask for your support on my Motion to Concur."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur with Senate Amendment 1 to House Bill 433?' All those in favor should vote 'aye'; all those

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opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? McGuire. The Clerk shall take the record. On this question, there are 113 voting 'aye', 0 'noes', 1 voting 'present'. And the House does concur in Senate Amendment 1 to House Bill 433. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 15 in the Calendar, Representative Biggins, we have House Bill 457."

Biggins: "Thank you, Mr. Speaker. At this time, I would like to move that we concur with Amen... Amendment #1 to House Bill 457. The Bill that deals with the crime of identity theft. The previous Bill that came out of the House unanimously did not have a statute of limitations on it and the time... for the prosecution to begin. This now establishes one in 5 years. It's an Amendment that I concur in as... as put on by the Senate."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendment 1 to House Bill 457?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 457. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 14 of the Calendar, Representative Monique Davis, we have House Bill 383."

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Davis, M.: "Thank you, Mr. Speaker. I concur with the Senate Amendment. And what the Senate Amendment does, it says that the commission will provide for the school board the curriculum that they develop. And the other issue, I think, is that currently Black History is mandatory in schools and it just asks that they include information on the Black Slave Trade. And allows information and materials gathered by the commission to be used as instructional materials."

Speaker Turner: "Seeing no questions, the question is, 'Does the House concur in Senate Amendment 1 to House Bill 383?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 383. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Concurrences we have House Bill 480. Representative Bradley."

Bradley, J.: "Thank you, Mr. Speaker, Members of the House. The Motion to Concur in Senate Amendment to the Newborn Eye Pathology Act. I know of no opposition to this. And it's a change which... basically all it does is change the... the time of reporting requirement for the hospital in a case of a newborn that has an eye pathology. And ask for an 'aye' vote."

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Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendments 1 and 2 to House Bill 480?' All those in favor should vote oh... vote... all those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Colvin. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And this... and the House does concur in Senate Amendments 1 and 2 to House Bill 480. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 15 in the Calendar, Representative Holbrook, we have House Bill 515."

Holbrook: "Thank you, Speaker. I move for concurrence with Senate Amendment #1. It's a clarification in case this abandoned property's located in a mobile home park. Passed out of here unanimously, amended out of the Senate, passed unanimously. Know of no opposition. Would ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass... shall the House concur in Senate Amendment 1 to House Bill 515?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Bost. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 515. And all... And this Bill, having

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received the Constitutional Majority, is hereby declared passed. On page 15 of the Calendar, Representative Ryg, we have House Bill 528."

Ryg: "Thank you, Mr. Speaker. I move to concur in Senate Amendment #1 which provides that any surplus township open space funds be maintained in a separate fund."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House concur in Senate Amendment 1 to House Bill 528?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Washington. Nekritz. The Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 0 'presents'. And the House does concur in Senate Amendment 1 to House Bill 528. And this Bill, having received the Constitutional Majority, is hereby declared passed. We're going to Supplemental Calendar #1. And the first Bill on that Order of Senate Bills-Second Reading is Senate Bill 208. Representative Chavez. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 208, a Bill for an Act concerning children. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. We have Senate Bill 1623. Representative Burke. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1623, a Bill for an Act concerning identification. Second Reading of this Senate Bill. No

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Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. We have Senate Bill 1832. Representative Graham. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1832, a Bill for an Act concerning criminal law. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions... Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. We have Senate Bill 1912. Representative Scully. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 1912, a Bill for an Act concerning regulation. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. Senate Bill 2038. Representative Schmitz. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2038, a Bill for an Act concerning properties. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. No Floor Amendments have been approved for consideration. No Motions filed."

Speaker Turner: "Third Reading. I'd like to remind the Members that each of you should have gotten on your desk today a report from the Joint Committee on Legislative Support Services. It's regarding the employees' ethics handbook, ethics training handbook. Each of you should have this on your desk. I think it's important that all of you take a look at this. And if you have any questions, you may come

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down to the podium and we'll try to address those. This is on our new ethics rules. So, you should all review this document, the Joint Committee on Legislative Support. Representative Hoffman. Mr. Clerk... Mr. Clerk, what's the status of Senate Bill 208?"

Clerk Bolin: "Senate Bill 208 is on the Order of Senate Bills-Third Reading."

Speaker Turner: "The Sponsor asks leave to bring the Bill back to Second. The Bill shall remain on Second Reading. Mr. Clerk, would you read the committee schedule."

Clerk Bolin: "...Committee will meet at 5:30... the Judiciary I-Civil Law Committee will meet in Room 114. Tomorrow morning at 10:00 the Human Services Committee will meet in Room 122-B and the State Government Administration Committee will meet in Room 114. Tomorrow at 10:30 the Personnel & Pensions Committee will meet in Room 118 and the Child Support Enforcement Committee will meet in Room C-1. Tomorrow at 11:00 a.m. the Gaming Committee will meet in Room 118; Judiciary II-Criminal Law will meet in Room C-1 and the Labor Committee will meet in Room 122-B."

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

Clerk Bolin: "Agreed Resolutions. House Resolution 495, offered by Representative Brauer. House Resolution 496, offered by Representative Daniels. House Resolution 497, offered by Representative Jenisch. House Resolution 498, offered by Representative Chapa LaVia. House Resolution 500, offered by Representative Sacia. House Resolution 501, offered by Representative Tryon. House Resolution 503, offered by

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Representative Meyer, Jim. House Resolution 504, offered by Representative Brady."

Speaker Turner: "You've heard the Agreed Resolutions. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair is the 'ayes' have it. And the Agreed Resolutions are adopted. Brad. Mr. Clerk, could you punch up House... Senate Bill 196... And now, allowing perfunctory time for the Clerk, Representative Currie moves that the House stands adjourned until the hour of 12:00 noon tomorrow. So, the House does stand adjourned until 12:00 noon on Friday."

Clerk Mahoney: "House Perfunctory Session will come to order. Reading in Committee Reports. Representative Fritchey, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measure/s was/were referred, action taken on May 26, 2005, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' Senate Bill 475. Referred to the House Rules Committee is House Resolution 499, offered by Representative Winters and House Resolution 502, offered by Representative May. Reading of the Senate Bills-Second Reading. Senate Bills-Second Reading. Senate Bill 17, a Bill for an Act in relation to economic development, offered by Representative Bradley... John Bradley. Senate Bill 62, a Bill for an Act in relation to vehicles, offered by Representative Fritchey. Senate Bill 92, a Bill for an Act concerning criminal law, offered by Representative Joyce. Senate Bill 176, a Bill for an Act concerning

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education, offered by Representative Smith. Senate Bill 193, offered by Representative Graham, a Bill for an Act concerning transportation. Senate Bill 19... Senate Bill 229, offered by Representative Graham, a Bill for an Act concerning transportation. Senate Bill 239, offered by Representative Saviano, a Bill for an Act concerning regulation. Senate Bill 277, offered by Representative Froehlich, a Bill for an Act concerning schools. Senate Bill 482, offered by Representative William Davis, a Bill for an Act concerning regulation. Senate Bill 502, offered by Representative Parke, a Bill for an Act concerning local government. Senate Bill 506, offered by Representative Hoffman, a Bill for an Act concerning children. Senate Bill 575, offered by Representative Monique... Representative Giles, a Bill for an Act concerning education. Senate Bill 611, offered by Representative Molaro, a Bill for an Act concerning local government. Senate Bill 613, offered by Representative Molaro, a Bill for an Act concerning local government. Senate Bill 764, offered by Representative Fritchey, a Bill for an Act concerning property. Senate Bill 1124, offered by Representative Hassert, a Bill for an Act concerning transportation. Senate Bill 1446, offered by Representative Hamos, a Bill for an Act concerning public employee benefits. Senate Bill 1821, offered by Representative Mautino, a Bill for an Act concerning regulation. Senate Bill 1930, offered by Representative Scully, a Bill for an Act concerning civil law. Senate Bill 1977, offered by Representative Verschoore, a Bill for

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an Act concerning finance. Senate Bill 475, offered by Representative Reitz, a Bill for an Act concerning insurance. There being no further business, the House Perfunctory Session will stand adjourned."