

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

10th Legislative Day

2/8/2007

Speaker Madigan: "The House shall come to order. The Members shall be in their chairs. We ask the Members and our guests in the gallery to turn off laptop computers, cell phones and pagers. And we ask our guests in the gallery to rise and join us for the invocation and the Pledge of Allegiance. We shall be led in prayer today by Lee Crawford, the Pastor of the Cathedral of Praise Christian Center in Springfield."

Pastor Crawford: "Let us pray. Oh most gracious and most kind God, the author and finisher of our faith, we pray that You would bestow Your most precious blessings upon this House, upon its Leader and all of its Members, the Members that You have chosen to serve here. I pray that this Body would be even as You are, thoughts like Yours, ways like Yours, a servant's heart like Yours and an unconditional love just like Yours. This we pray in Your name, amen."

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

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

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

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

Speaker Madigan: "Mr. Bost."

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

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

Clerk Mahoney: "Committee Reports. Representative Molaro, Chairperson from the Committee on Judiciary II-Criminal Law, to which the following measure/s was/were referred, action taken on February 08, 2007, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 281, House Bill 194, House Bill 222, House Bill 328, House Bill 9, House Bill 6, House Bill 239, and House Bill 162. Representative Lang, Chairperson from the Committee on Gaming, to which the following measure/s was/were referred, action taken on February 08, 2007, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 24; 'do pass Short Debate' House Bill 25."

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

Black: "Thank you very much, Mr. Speaker. An inquiry of the Chair."

Speaker Madigan: "State your inquiry."

Black: "Yes. Mr. Speaker, if you could help me out. There were so many wagers on the Super Bowl made by various Constitutional Officers, but you and I, on the other hand, would not engage in anything that might be considered a wager on an athletic event. However, my memory seems to serve me that if the Colts won the Super Bowl Governor Blagojevich would then have to become the Governor of Indiana. Was... I... Does my memory... is my memory faulty or was that not one of the wagers? The reason I ask, Governor

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Daniels from Indiana, a fine... they're both fine men... but Governor Daniels called me this morning and said that he was ready to assume the Governorship of Illinois since the Colts won and the Bears lost. But I was not able to find that information today. Perhaps you could look into that prior to the Budget Address, which I... I know I am waiting for with... well, I can hardly restrain my excitement. But if... if because the Colts lost, the Governor is now the Governor of Indiana perhaps that... that we could change our Calendar. Do... I..."

Speaker Madigan: "You'll give us an opportunity to research all of this."

Black: "Yes. If you could get back to me on that, I'd appreciate it."

Speaker Madigan: "Good enough. Than..."

Black: "Okay. Thank you."

Speaker Madigan: "Thank you. Representative Yarbrough."

Yarbrough: "Point of personal privilege, Mr. Speaker."

Speaker Madigan: "State your point."

Yarbrough: "February is Black History Month and as we go throughout the month and we're here for Session days, some of our Members are gonna be sharing some historical figures with you. But I wanted to start the month out by saying that we owe the history, the celebration of black history and more importantly, the study of black history, to Dr. Carter G. Woodson, born to parents who were former slaves, he spent his childhood working in Kentucky coal mines and enrolled in high school at age 20. He graduated within 2 years and later went on to earn a Ph.D. from Harvard

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University. The scholar was disturbed to find in his studies that history books largely ignored the black American population and when blacks did figure into the picture it was generally in ways that reflected an inferior social position that they were assigned at the time. Woodson always wanted to act on his ambitions decided to take on the challenge of writing black Americans into the nation's history. He established the Association for the Study of Negro Life and History, now called the Association for the Study of Afro-American Life and History in 1915 and later founded the widely respected Journal of Negro History. In 1926, he launched Negro History Week as an initiative to bring national attention to the contribution of black Americans throughout American history. Woodson chose the second week of February for Negro History Week because it marks the birthdays of two men who greatly influenced the black American population: Frederick Douglass and Abraham Lincoln. However, February, much more than Douglass and Lincoln, to show for its significance in black American history. So, I ask all of you will be getting... we ask that you wear your stoles this month. I see the Speaker is leading with example wearing his stole today, I have forgotten my own, but you'll hear from other Members throughout the month. Thank you."

Speaker Madigan: "Representative Cultra."

Cultra: "A point of personal privilege."

Speaker Madigan: "State your point."

Cultra: "I would like to thank Marlow Colvin and Art Turner and the Black Caucus for these nice little State seals that they

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passed out. Every time I go outside with my suit on, I certainly appreciate this gesture of friendship that they have given us. And I just want to say, thank you publicly for... for these pins."

Speaker Madigan: "On page 2 of the Calendar, on the Order of House Bills-Second Reading, there appears House Bill 3. Representative Bassi. Bassi. Do you wish to call the Bill? Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 3, a Bill for an Act concerning finance. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 4, Mr. Brady. Do you wish to move the Bill? Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 4, a Bill for an Act concerning local government. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 12. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 12, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 18, Mr. Fritchey. Mr. Clerk, on House Bill 12, put that Bill on the Order of Second Reading. 18, Mr. Lang. Mr. Clerk, what is the status of the Bill?"

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Clerk Mahoney: "House Bill 18, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 28, Mr. Black. Mr. Black, do you wish to move the Bill? Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 28, a Bill for an Act concerning State Government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 167, Mr. Moffitt. Take the Bill out of the record. House Bill 169, Representative Osmond. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 169, a Bill for an Act concerning local government. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 250, Mr. Franks. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 250, a Bill for an Act concerning children. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 257, Representative Yarbrough. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 257, a Bill for an Act concerning human rights. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

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Speaker Madigan: "Third Reading. House Bill 264, Representative Coulson. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 264, a Bill for an Act concerning government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 272, Mr. Wait. Wait. Mr. Wait. House Bill 305, Representative Hamos. 305, do you wish to move the Bill? Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 305, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 310, Representative Winters. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 310, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 316, Mr. Holbrook. Mr. Clerk, take that Bill out of the record. House Bill 330, Mr. Miller. Miller. Mr. Fritchey, is Mr. Miller not in his chair? Does anybody know where Mr. Miller is? House Bill 334, Representative Fortner. Mr. Clerk, take the Bill out of the record. House Bill 357, Representative Chapa LaVia. Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 357, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

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Speaker Madigan: "Third Reading. House Bill 382, Representative Flowers. 382, do you wish to move the Bill? Mr. Clerk, what is the status of the Bill?"

Clerk Mahoney: "House Bill 382, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. On page 3 of the Calendar, on the Order of House Bills-Third Reading, there appears House Bill 201, Mr. Reitz. Mr. Reitz. Is Mr. Reitz in the chamber? Do you wish to call the Bill? Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 201, a Bill for an Act concerning wildlife. Third Reading of this House Bill."

Speaker Madigan: "Mr. Reitz."

Reitz: "Thank you, Mr. Speaker. House Bill 201 would prohibit computer-assisted remote hunting. There's been situations across the country where they've had... used a computer to actually do a live shoot and shoot animals and we think this is a... the wrong thing to do. It's a... it gives a black eye to all sportsmen and we'd just like to prohibit this in the State of Illinois. And we're hopeful that they'll follow up with federal legislation sometime in the future."

Speaker Madigan: "The Gentleman has moved for the passage of the Bill. Is there any discussion? Mr. Black. Mr. Black."

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

Speaker Madigan: "Sponsor yields."

Black: "Representative, I've read a little bit about this in the last two weeks, but for the benefit of those who have never

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been hunting period, what exactly is remote control hunting?
Are you doing this through a web cam, a computer or..."

Reitz: "Yes, that's correct. It's computer-assisted. There's
a... as you said, a web cam, that they'll have that and
actually allow you to move the weapon for the kill."

Black: "So, the web cam is actually then affixed to a firearm."

Reitz: "Correct."

Black: "And so, if the computer, I assume, has some sighting
device and once you get the animal in the sights, what, you
push a button on the computer which in turn fires the..."

Reitz: "I would assume click the mouse... click the mouse, push a
button, basically the same thing I think you could probably
do in any computer game. So, if they wanna do that, I would
just recommend they use computer games to do that and not..."

Black: "Yeah. In other words, a computer game but in this case
you're actually hunting wild game, you're not on site.
Would it be possible for you to be 200 miles away?"

Reitz: "Yes, definitely. It could be anywhere in the world the
way... with the Internet."

Black: "Okay. And... and I assume that this would be in a
confined area because obviously if you were in hunting on 5
thousand acres the chances of getting a trophy deer, a buck,
in your sights would be rather difficult, so is... does remote
con... remote control hunting take place in a rather confined
area, in other words, a fenced preserve?"

Reitz: "I would assume it does. Or do you... like you say, you
have to be able to control the... that the animal would be
there."

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Black: "Well, I... I certainly don't hunt as much as I used to, but this doesn't sound like hunting to me at all. But as I recall the article, it was packaged as a way for the disabled community to be able to hunt if the wheelchair or their disability would not allow them to go out into the wild. But I... I thought DNR made provisions for the disabled community, if they want to hunt, we have places and the ability to do that, don't we?"

Reitz: "No, that's correct. DNR does through the Conservation Foundation and another... a number of other entities that try to help handicap people and I think in that respect they would still rather hunt the wild... the animal not do it on a computer screen."

Black: "All right. I... I appreciate your indulgence. You haven't heard from any of the disabled community that they have problems with the Bill?"

Reitz: "No. As far as I know, everyone, I mean, even the... well, a number of different groups are in support of this. This was an initiative of the National Assembly of Sportsmen's Caucuses. We actually passed it out 2 years ago but didn't get through the Senate because of the time deadline."

Black: "Okay. Thank... thank you very much, Representative. Mr. Speaker, and Ladies and Gentlemen of the House, to the Bill. For those of you who have not read about this, this is taking the high technology to a degree that I don't think was ever intended. It's one thing to play a computer game or a simulation, but as the Representative pointed out, this you can access through your computer but the web cam is actually attached to a firearm and if you get the animal in

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the sights, you can activate the trigger by a button on the computer. I don't think this is hunting in anyone's definition. I don't think it's something that we need to get started in Illinois. And it's certainly my pleasure to join with the Gentleman in asking for a favorable vote on the Bill."

Speaker Madigan: "The question is, 'Shall this Bill pass?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 117 people voting 'yes', 1 person voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 228, Mr. John Bradley. The Gentleman request that the Bill be taken out of the record. House Bill 352, Mr. Holbrook. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 352, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Holbrook: "Thank you, Mr. Speaker. House Bill 352 is a fairly simple Bill. It allows our state chartered credit unions to amend their bylaws... it's permissive... to allow the one-man, one-vote rule like the federally chartered credit unions already do. And it... This has come up first in my district and now throughout the state where many of the credit unions are merging and some of the mergers are with federal credit unions that have this standard. So, I think this is in the best interest of our state to keep these state chartered credit unions. I know of no opposition to the Bill and the

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credit unions are in full support. Be glad to take any questions."

Speaker Madigan: "The Gentleman moves for the passage of the Bill. There being no discussion, the question is, 'Shall this Bill pass?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. The Clerk shall take the record. On this question, there are 117 people voting 'yes', 0 voting 'no'. This Bill, having received a Constitutional Majority, is hereby declared passed. The Chair recognizes Mr. McGuire for a Motion on House Bill 482. Mr. McGuire."

McGuire: "Thank you, Mr. Speaker. Excuse me. I'd like to table House Bill 482, please. Thank you."

Speaker Madigan: "The Gentleman moves to table House Bill 482. Is there leave? Leave is granted. And the Bill is tabled. Is there any... Agreed Resolutions."

Clerk Mahoney: "On the Order of Agreed Resolutions. House Resolution 74, offered by Representative Black. House Resolution 75, offered by Representative Black. House Resolution 77, offered by Representative McAuliffe. And House Resolution 79, offered by Representative Currie."

Speaker Madigan: "The Clerk has read the Agreed Resolutions. Representative Currie moves for the adoption of the Agreed Resolutions. Those in favor say 'aye'; those opposed say 'no'. The 'ayes' have it. The Agreed Resolutions are adopted. Is there anything further to come before the Body? Ladies and Gentlemen, if I could have your attention for the purpose of two announcements. So, if we could have your attention, please. I think that all of you are aware of

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this, but for safety sake let me say again, 1) concerning food on the floor; going forward it shall be the policy of the House that no longer will there be cakes, cookies and popcorn on the floor of the House. Further, if food is in a closed container and not on an open plate, again, if food is in a closed container, not on an open plate, then the food can be consumed in the two rooms at the rear of the chamber which are called the annex rooms. There's one on each side of the chamber; they're small rooms. There'll be some chairs and some tables and again, food in closed containers not on open plates can be consumed in the annex rooms. Drinks will be permitted on the floor with a lid. So, drinks with a lid will be permitted on the floor; that concerns food. Next, concerning the calling of Bills: from now until the committee deadline for House Bills in the House, we will simply call Bills as we did today. We'll go right down the Calendar and call the Bills. After the committee deadline for House consideration of House Bills, we will call the Bills alphabetically. So, beginning on the day after that deadline, it's usually a Tuesday, we'll recognize Mr. Acevedo and then we'll go right down the list alphabetically and when we get to the bottom, we'll go back up to Acevedo. And we will follow that procedure until we reach the deadline for House... for consideration of House Bills. Any questions? Representative Mulligan."

Mulligan: "Thank you, Mr. Speaker. I can understand your new rules, but I honestly think that scheduling should be taken into consideration. This place is the least heart healthy of any place I have ever been or worked in my whole entire

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life. If you have committees that run from 8 until 12 and we're in Session on 12, it kinda leaves the person, who has those committees that go that long, with no alternative. Plus, we have such inadequate sources of food that are as any kind of heart healthy. So, maybe what you ought to do is start taking into consideration some scheduling so that it leaves Members at least some time to adequately go somewhere or pick up something that is... that is a little better for your body or if you have committees, I mean, we certainly didn't know that when we scheduled committees, but you can't overlap like that and expect people to be able to handle this. And I also understand that you're gonna allow us to have cakes in your office."

Speaker Madigan: "Maybe. Representative, we're aware of those problems and we're gonna continue to try and work through accommodations in that respect. I think we all recognize that our basic problem is that we're a part-time Legislature and that we only come here for a few days and consequently we try to pack in a lot of things in those days that we are in Springfield at the Capitol building. So, to the best of our ability we'll work to accommodate all of that. Mr. Hannig in the Chair."

Speaker Hannig: "Representative Black, for what reason do you rise?"

Black: "Inquiry of the Chair, Mr. Speaker."

Speaker Hannig: "State your inquiry."

Black: "Yes. I noticed the legal counsel to the Speaker and Parliamentarian Mr. Uhe is sitting in the gallery. Is that something new, the legal counsel and parliamentarian will

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now be sitting in the gallery. What you'd forget to put a chair up there for him or what?"

Speaker Hannig: "Is... He has since gone on to greener pastures and I think he's here to observe how the House of Representatives operates now."

Black: "If he's gone on to greener pastures and he's back observing how the House operates, I'm not sure he went on to greener pastures. Is... is he no longer the Speaker's counsel?"

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

Black: "Well, it's... I'm sad to hear that. I wish him the best. He... he served the Speaker well. He gave many a creative interpretation of the rule, but he did so in good spirit and good humor and I enjoyed working with him. And on behalf of my colleagues, we wish Mr. Uhe the very best. He did an excellent job while he was here. Thank you, Rob."

Speaker Hannig: "Representative Molaro, for what reason do you rise?"

Molaro: "Just real... real quick. A point of... Well, a question actually of the Chair."

Speaker Hannig: "State your point."

Molaro: "Yeah. I caught the tail-end of the Speaker talking about the food. Was that gonna be in the form of Resolution that we're gonna vote on? I didn't... I didn't catch that part. Are we gonna vote on the food Resolution? I..."

Speaker Hannig: "I think that the Speaker just told us what the rules were, Representative."

Molaro: "Well, for a good minute I talked to... to Reverend Dr. Black about this. This place looks so nice we should just

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use this to open it up to the public make this ceremonial and we'll find a place somewhere to actually do the business, if we have a problem. So..."

Speaker Hannig: "So, we're going to do a Death Resolution at this time. So, I would ask the... I would ask the staff on both sides of the aisle to retire to the rear of the chamber. I'd ask our Members to pay attention as the Clerk reads the Resolution. Mr. Clerk, would you read the Resolution, please."

Clerk Mahoney: "House Resolution 63, offered by Representative Madigan.

WHEREAS, The members of the Illinois House of Representatives wish to express their sincere condolences to the family and friends of Thomas G. Lyons of Chicago, who passed away on January 12, 2007; and

WHEREAS, Thomas Lyons was born May 24, 1931 in Chicago; he was raised on Chicago's Northwest Side in our Lady of Victory Parish; he was the son of Marian (Daniels) and Thomas V. Lyons, the former Chicago Chief of Uniformed Police; and

WHEREAS, Mr. Lyons was a graduate of Campion Jesuit High School, Xavier University, Loyola University Chicago, and the Loyola University Chicago School of Law; and

WHEREAS, Mr. Lyons followed in his father's footsteps as a Chicago Police officer; he became an attorney in 1957 and served as the chief attorney for the Cook County Assessor's Office from 1958 to 1960 before joining the office of the Illinois Attorney General; and

WHEREAS, Mr. Lyons was elected State Senator in 1964; the next year he was elected to serve in a leadership role for the

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State commission studying the need for a new State constitution; he was later elected a delegate to the 1970 Constitutional Convention, serving as vice president during the drafting of the 1970 Illinois Constitution; and
WHEREAS, While a member of the Illinois Senate Mr. Lyons served as chairman of the Appropriations and the Constitutional Implementation committees; and
WHEREAS, Mr. Lyons, the 45th Ward Democratic Committeeman since 1968, was first elected chairman of the Cook County Democratic Party in 1990, a position he held for nearly seventeen years; he also served as a delegate to every Democratic National Convention from 1968 to 2000; and
WHEREAS, Mr. Lyons was named a Knight of the Holy Sepulchre by the late Joseph Cardinal Bernardin and was awarded a Medal of Excellence by his alma mater, the Loyola University Chicago School of Law; and
WHEREAS, Mr. Lyons was named by former President Bill Clinton to the American Battle Monuments Commission as a reflection of his dedication to military service and to the men and women who have worn our country's uniform; Mr. Lyons served in the United States Army achieving the rank of Captain in the Army Rangers; and
WHEREAS, Mr. Lyons was a practicing attorney as a named partner in the firm of O'Keefe, Ashenden, Lyons & Ward, later O'Keefe, Lyons and Hynes; a man of many diverse interests, Mr. Lyons was an avid scholar of American history, as well as a devout fan of Notre Dame, the Chicago White Sox and the Chicago Bears (and in that order!); and

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WHEREAS, Mr. Lyons is survived by his loving wife, Ruth (Tobin); his children, Alexandra (Thomas) Cooney, Thomas V. (Margo), Francis X. (Mary Pat), and Rachel (James) Cooper; his grandchildren Anne Marie, Thomas and Sheila Lyons, Caroline, Elizabeth and Frances Lyons, and Alexandra and William Cooper; his sister, Patricia Breen; his cousin and dear friend, State Representative Joseph Lyons; and his many good friends and admirers; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn, along with his family and friends, the passing of Thomas G. Lyons; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Thomas G. Lyons as an expression of our deepest sympathy for their loss."

Speaker Hannig: "And on the Resolution, Speaker Madigan."

Madigan: "Mr. Speaker and Ladies and Gentlemen of the House, I served with Tom Lyons at the Illinois Constitutional Convention of 1969 and 1970 and then maintained a personal and professional relationship with Tom from that point until the day of his death. Most of you know Tom as the chairman of the Democratic Party of Cook County where, given modern politics, he did a wonderful job in terms of working with all elements of the local Party, striving to bring everybody together and to the best of his ability, providing for a good, productive Democratic turnout in that county which, of course, is the most Democratic county in the State of Illinois. Tom Lyons was a man of honesty and straightforward thinking and action, always acting with

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total integrity. And as I have said previously in other forums, over all the years that I knew Tom, working through some very contentious situations that involved items such as slate making and contested primary elections, I never knew Tom to show any anger, never. And to me, that spoke to what type of a person he was because he combined the attributes of honesty and straightforwardness working contentious situations, working with contentious personalities, never seemed to bother him. He'd go item by item, person by person, get the job done and never even appear as if he was under any stress or strain in terms of what he was doing. He was a wonderful family man. And at his funeral mass, one of his sons spoke to how Tom treated his family and I forget the exact expression, but the idea was that Tom taught his children and in terms of family, is your family should be surrounded by steel bars and that inside those bars was your family and that's how you should treat your family and think about your family and that's clearly what he did because he and his wife, Ruth, a... raised four wonderful children and then there are also wonderful grandchildren in the family. So, it is with deep regret that I mourn the passing of a person who was a close personal friend and an outstanding public servant, Tom Lyons."

Speaker Hannig: "Is there any discussion? And then Representative Joe Lyons is recognized to close."

Lyons: "Thank you, Speaker, for those very kind and from the heart comments on Tom. When I think of my cousin, I just think of somebody who... the first word that comes to my mind is bright. He had one of those fabulous minds that you meet

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rarely in your lifetime who could hear something once or capture a conversation or capture and remember things that most of us would never remember, not unlike our Speaker. He had a lot of love as we talked about in the Resolution. His love, first and foremost, his family: a devoted father. We will... the Lyons' clan on the northwest side is a typical Irish Catholic family. When we had family parties, they were something to look forward to and they would last 'til the wee hours of the night. We had some fabulous memories, me growing up, he being my senior and me as a little kid walking out with some of his military uniforms on when I was little. We had a great family makeup that created a lifetime full of memories for us both. He loved the military. He had a fabulous, that fabulous bright retention of his; he could name every battle commander of World War II, of the First World War, of the Civil War. He had a tremendous retention, a real student of history as many of us in this Legislature are. He... he loved his Catholic faith. He was a devout Catholic. Lived his faith, walked the talk. He loved the Democratic Party. As a kid who grew up during Franklin Delano Roosevelt, Harry Truman, Adlai Stevenson, the State of Illinois, Richard J. Daley, those are the people that molded Tom's view of how the Democratic Party could certainly do so much for so many people, to be a voice for people who needed a voice and he had the privilege to lead that Party in Cook County for many years, something he was proud of but not as proud of his being the ward committeeman of the 45th Ward, our home base on the northwest side of Chicago. I could go on, but I won't. I

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just wanna let you know, Tom was my cousin by birth but my friend by choice. And all of us come down here with a certain amount of talent that gets us into this hallowed chamber, but for many of us somebody opened the door for us to be able to be here. And I would not be here if it wouldn't have been for my cousin, Tom Lyons. And I'll close with a remark that was made at the funeral by Father John Smyth, of course, from... ran Maryville for many, many years. And it's just a great way to put everything in perspective for Tom's life. He says, 'I'm not gonna pray for Tom, I'm gonna pray to him.' Thank you, Speaker."

Speaker Hannig: "Representative Madigan moves for the adoption of the Resolution. All in favor say 'aye'; opposed 'nay'. The 'ayes' have it. And the Resolution is adopted. Representative Currie now moves that, allowing perfunctory time for the Clerk, that the House stand adjourned until Wednesday, February 14 at the hour of noon. All in favor say 'aye'; opposed 'nay'. The 'ayes' have it. And the House stands adjourned."

Clerk Mahoney: "House Perfunctory Session will come to order. Referred to the House Committee on Rules is House Resolution 71, offered by Representative Winters. House Resolution 72, offered by Representative Art Turner. House Resolution 76, offered by Representative Osterman. House Resolution 78, offered by Representative Pritchard. And House Joint Resolution 14, offered by Representative Yarbrough. Introduction and reading of House Bills-First Reading. House Bill 924, offered by Representative Moffitt, a Bill for an Act concerning finance. House Bill 925, offered by

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Representative Moffitt, a Bill for an Act concerning revenue. House Bill 926, offered by Representative Moffitt, a Bill for an Act concerning fire safety. House Bill 927, offered by Representative Hoffman, a Bill for an Act concerning local government. House Bill 928, offered by Representative Hoffman, a Bill for an Act concerning employment. House Bill 929, offered by Representative Joyce, a Bill for an Act concerning revenue. House Bill 930, offered by Representative Joyce, a Bill for an Act in relation to public employee benefits. House Bill 931, offered by Representative Joyce, a Bill for an Act in relation to public employee benefits. House Bill 932, offered by Representative Joyce, a Bill for an Act in relation to public employee benefits. House Bill 933, offered by Representative Joyce, a Bill for an Act in relation to public employee benefits. House Bill 934, offered by Representative Joyce, a Bill for an Act concerning public employee benefits. House Bill 935, offered by Representative Holbrook, a Bill for an Act concerning safety. House Bill 936, offered by Representative Black, a Bill for an Act concerning finance. House Bill 937, offered by Representative Will Davis, a Bill for an Act concerning safety. House Bill 938, offered by Representative Beaubien, a Bill for an Act concerning insurance. House Bill 939, offered by Representative Arroyo, a Bill for an Act concerning State Government. House Bill 940, offered by Representative Arroyo, a Bill for an Act concerning elections. House Bill 941, offered by Representative Arroyo, a Bill for an Act concerning

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education. House Bill 942, offered by Representative Arroyo, a Bill for an Act making appropriations. House Bill 943, offered by Representative May, a Bill for an Act concerning public safety. House Bill 944, offered by Representative Saviano, a Bill for an Act concerning regulation. House Bill 945, offered by Representative Flider, a Bill for an Act concerning public aid. House Bill 946, offered by Representative Flider, a Bill for an Act concerning transportation. House Bill 947, offered by Representative Flider, a Bill for an Act concerning schools. House Bill 948, offered by Representative Jefferies, a Bill for an Act concerning aging. House Bill 949, offered by Representative Jefferies, a Bill for an Act concerning public aid. House Bill 950, offered by Representative Turner, a Bill for an Act concerning revenue. House Bill 951, offered by Representative Turner, a Bill for an Act concerning State Government. House Bill 952, offered by Representative Lang, a Bill for an Act concerning local government. House Bill 953, offered by Representative Lang, a Bill for an Act concerning insurance coverage. House Bill 954, offered by Representative Bill Mitchell, a Bill for an Act concerning veterans. House Bill 955, offered by Representative Black, a Bill for an Act concerning animals. House Bill 956, offered by Representative Bost, a Bill for an Act concerning criminal law. House Bill 957, offered by Representative Brady, a Bill for an Act concerning regulation. House Bill 958, offered by Representative Bost, a Bill for an Act concerning criminal law. House Bill 959, offered by Representative Lyons, a Bill for an Act

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concerning local government. House Bill 960, offered by Representative Lyons, a Bill for an Act concerning local government. House Bill 961, offered by Representative Tryon, a Bill for an Act concerning local government. House Bill 962, offered by Representative Tryon, a Bill for an Act concerning vacancies in public office. House Bill 963, offered by Representative Chapa LaVia, a Bill for an Act concerning criminal law. House Bill 964, offered by Representative Chapa LaVia, a Bill for an Act concerning appropriations. House Bill 965, offered by Representative Chapa LaVia, a Bill for an Act concerning criminal law. House Bill 966, offered by Representative Chapa LaVia, a Bill for an Act concerning State Government. House Bill 967, offered by Representative Chapa LaVia, a Bill for an Act concerning sports facilities. House Bill 968, offered by Representative McAuliffe, a Bill for an Act in relation to public employee benefits. House Bill 969, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 970, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 971, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 972, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 973, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 974, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 975, offered by

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Representative Coladipietro, a Bill for an Act concerning criminal law. House Bill 976, offered by Representative Leitch, a Bill for an Act concerning local government. House Bill 977, offered by Representative Fritchey, a Bill for an Act concerning criminal law. House Bill 978, offered by Representative Hannig, a Bill for an Act concerning finance. House Bill 979, offered by Representative Hannig, a Bill for an Act concerning State Government. House Bill 980, offered by Representative Ford, a Bill for an Act concerning public health. House Bill 981, offered by Representative Coulson, a Bill for an Act concerning State Government. House Bill 982, offered by Representative Coulson, a Bill for an Act concerning public aid. House Bill 983, offered by Representative Coulson, a Bill for an Act concerning revenue. House Bill 984, offered by Representative Beiser, a Bill for an Act concerning State Government. House Bill 985, offered by Representative Beiser, a Bill for an Act concerning employment. House Bill 986, offered by Representative May, a Bill for an Act concerning business. House Bill 987, offered by Representative Phelps, a Bill for an Act concerning local government. House Bill 988, offered by Representative Phelps, a Bill for an Act concerning local government. House Bill 989, offered by Representative Phelps, a Bill for an Act concerning local government. House Bill 990, offered by Representative Brady, a Bill for an Act concerning revenue. House Bill 991, offered by Representative Brady, a Bill for an Act concerning coroners. House Bill 992, offered by Representative Brady, a Bill for an Act

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concerning labor. House Bill 993, offered by Representative Sacia, a Bill for an Act concerning criminal law. House Bill 994, offered by Representative Sacia, a Bill for an Act concerning transportation. House Bill 995, offered by Representative Sullivan, a Bill for an Act concerning revenue. House Bill 996, offered by Representative Dugan, a Bill for an Act concerning public accommodations. House Bill 997, offered by Representative Rich Bradley, a Bill for an Act concerning public employee benefits. House Bill 998, offered by Representative Dugan, a Bill for an Act concerning State Government. House Bill 999, offered by Representative Dugan, a Bill for an Act concerning State Government. House Bill 1000, offered by Representative Richard Bradley, a Bill for an Act concerning public employee benefits. House Bill 1001, offered by Representative Dugan, a Bill for an Act concerning State Government. House Bill 1002, offered by Representative Rich Bradley, a Bill for an Act concerning public employee benefits. House Bill 1003, offered by Representative Bradley, a Bill for an Act concerning public employee benefits. House Bill 1004, offered by Representative Mautino, a Bill for an Act concerning insurance. House Bill 1005, offered by Representative Mautino, a Bill for an Act concerning public employee benefits. House Bill 1006, offered by Representative Mautino, a Bill for an Act concerning public aid. House Bill 1007, offered by Representative Mautino, a Bill for an Act concerning education. House Bill 1008, offered by Representative Boland, a Bill for an Act concerning taxes. House Bill

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1009, offered by Representative Hernandez, a Bill for an Act concerning public aid. House Bill 1010, offered by Representative Boland, a Bill for an Act concerning taxes. House Bill 1011, offered by Representative Jakobsson, a Bill for an Act concerning regulation. House Bill 1012, offered by Representative Boland, a Bill for an Act concerning taxes. House Bill 1013, offered by Representative Hernandez, a Bill for an Act concerning government. House Bill 1014, offered by Representative Boland, a Bill for an Act concerning elections. House Bill 1015, offered by Representative Boland, a Bill for an Act concerning revenue. House Bill 1016, offered by Representative Graham, a Bill for an Act concerning vehicles. House Bill 1017, offered by Representative Reitz, a Bill for an Act concerning local government. House Bill 1018, offered by Representative Reitz, a Bill for an Act concerning animals. House Bill 1019, offered by Representative Reitz, a Bill for an Act concerning animals. House Bill 1020, offered by Representative Reitz, a Bill for an Act concerning animals. House Bill 1021, offered by Representative Reitz (sic-Howard), a Bill for an Act concerning finance. House Bill 1022, offered by Representative Howard, a Bill for an Act concerning courts. House Bill 1023, offered by Representative Poe, a Bill for an Act in relation to public employee benefits. House Bill 1024, offered by Representative Myers, a Bill for an Act concerning transportation. House Bill 1025, offered by Representative Boland, a Bill for an Act concerning elections. House Bill 1026, offered by Representative Smith, a Bill for an Act

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concerning local government. House Bill 1027, offered by Representative Boland, a Bill for an Act concerning elections. House Bill 1028, offered by Representative Hassert, a Bill for an Act concerning transportation. House Bill 1029, offered by Representative Hassert, a Bill for an Act concerning transportation. House Bill 1030, offered by Representative Pihos, a Bill for an Act concerning education. House Bill 1031, offered by Representative Boland, a Bill for an Act concerning local government. House Bill 1032, offered by Representative Phelps, a Bill for an Act in relation to public employee benefits. House Bill 1033, offered by Representative Hamos, a Bill for an Act concerning regulation. House Bill 1034, offered by Representative Hamos, a Bill for an Act concerning State Government. House Bill 1035, offered by Representative Boland, a Bill for an Act concerning local government. House Bill 1036, offered by Representative Hamos, a Bill for an Act concerning local government. House Bill 1037, offered by Representative Hamos, a Bill for an Act concerning transportation. House Bill 1038, offered by Representative Boland, a Bill for an Act concerning elections. House Bill 1039, offered by Representative McGuire, a Bill for an act concerning elections. House Bill 1039, offered by Representative McGuire, a Bill for an Act making appropriations. House Bill 1040, offered by Representative Joyce, a Bill for an Act concerning State Government. House Bill 1041, offered by Representative Joyce, a Bill for an Act concerning local government. House Bill 1042, offered by Representative Joyce, a Bill for an

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Act concerning aging. House Bill 1043, offered by Representative Joyce, a Bill for an Act concerning State Government. House Bill 1044, offered by Representative Joyce, a Bill for an Act concerning education. House Bill 1045, offered by Representative Joyce, a Bill for an Act concerning finance. House Bill 1046, offered by Representative Joyce, a Bill for an Act concerning government. House Bill 1047, offered by Representative Joyce, a Bill for an Act concerning public employee benefits. House Bill 1048, offered by Representative Joyce, a Bill for an Act concerning public employee benefits. House Bill 1049, offered by Representative Joyce, a Bill for an Act concerning transportation. House Bill 1050, offered by Representative Collins, a Bill for an Act concerning courts. House Bill 1051, offered by Representative Collins, a Bill for an Act concerning revenue. House Bill 1052, offered by Representative Burke, a Bill for an Act concerning civil law. House Bill 1053, offered by Representative Burke, a Bill for an Act concerning local government. House Bill 1054, offered by Representative Burke, a Bill for an Act concerning education. House Bill 1055, offered by Representative Burke, a Bill for an Act concerning regulation. House Bill 1056, offered by Representative Burke, a Bill for an Act concerning gaming. House Bill 1057, offered by Representative Burke, a Bill for an Act concerning criminal law. House Bill 1058, offered by Representative Burke, a Bill for an Act concerning State Government. House Bill 1059, offered by Representative Burke, a Bill for an Act concerning local government. House

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Bill 1060, offered by Representative Burke, a Bill for an Act concerning regulation. House Bill 1061, offered by Representative Burke, a Bill for an Act concerning health care. House Bill 1062, offered by Representative Rita, a Bill for an Act concerning local government. House Bill 1063, offered by Representative Moffitt, a Bill for an Act concerning local government. House Bill 1064, offered by Representative Moffitt, a Bill for an Act concerning local government. House Bill 1065, offered by Representative Berrios, a Bill for an Act concerning employment. House Bill 1066, offered by Representative Bassi, a Bill for an Act concerning regulation. House Bill 1067, offered by Representative Chapa LaVia, a Bill for an Act concerning revenue. House Bill 1068, offered by Representative Colvin, a Bill for an Act concerning local government. House Bill 1069, offered by Representative Colvin, a Bill for an Act concerning civil law. House Bill 1070, offered by Representative Colvin, a Bill for an Act concerning business. House Bill 1071, offered by Representative Nekritz, a Bill for an Act concerning property. House Bill 1072, offered by Representative Will Davis, a Bill for an Act concerning regulation. House Bill 1073, offered by Representative Will Davis, a Bill for an Act concerning education. House Bill 1074, offered by Representative Will Davis, a Bill for an Act concerning regulation. House Bill 1075, offered by Representative Granberg, a Bill for an Act concerning regulation. House Bill 1076, offered by Representative Feigenholtz, a Bill for an Act concerning criminal law. House Bill 1077, offered by Representative

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Feigenholtz, a Bill for an Act concerning regulation. House Bill 1078, offered by Representative Arroyo, a Bill for an Act concerning criminal law. House Bill 1079, offered by Representative Saviano, a Bill for an Act concerning regulation. House Bill 1080, offered by Representative Fortner, a Bill for an Act concerning transportation. House Bill 1081, offered by Representative Schock, a Bill for an Act concerning local government. House Bill 1082, offered by Representative Schock, a Bill for an Act concerning health. House Bill 1083, offered by Representative Acevedo, a Bill for an Act concerning government. House Bill 1084, offered by Representative Lang, a Bill for an Act concerning business. House Bill 1085, offered by Representative Hoffman, a Bill for an Act concerning tourism. House Bill 1086, offered by Representative Holbrook, a Bill for an Act concerning revenue. House Bill 1087, offered by Representative Holbrook, a Bill for an Act concerning civil law. House Bill 1088, offered by Representative Smith, a Bill for an Act concerning regulation. House Bill 1089, offered by Representative Smith, a Bill for an Act concerning aging. House Bill 1090, offered by Representative Smith, a Bill for an Act concerning revenue. House Bill 1091, offered by Representative Acevedo, a Bill for an Act concerning transportation. House Bill 1092, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1093, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1094, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House

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Bill 1095, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1096, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1097, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1098, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 1099, offered by Representative Acevedo, a Bill for an Act concerning criminal law. And House Bill 1100, offered by Representative Acevedo, a Bill for an Act concerning transportation. House Joint Resolution Constitutional Amendments-First Reading. Representative Boland offered House Joint Resolution Constitutional Amendment #13.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 2 of Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the

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second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) Each Legislative District shall be divided into two Representative Districts. In 1982 and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) If a vacancy in the office of Senator or Representative occurs 180 or fewer days before the next general election, the vacancy shall be filled at the next general election. If a vacancy in the office of Senator or Representative occurs more than 180 days before the next general election, the vacancy shall be filled at a special election as provided by law. A person elected to fill a vacancy in office shall serve for the remainder of the term.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other

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governmental entity for time during which he is in attendance as a member of the General Assembly. No member of the General Assembly during the term for which he was elected shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. Representative Boland offered the following House Joint Resolution Constitutional Amendment 14.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 3, 7, and 18 and by repealing Section 17 as follows:

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, Lieutenant Governor, Attorney General, Secretary of State, and State Fiscal Officer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

SECTION 3. ELIGIBILITY

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To be eligible to hold the office of Governor, Lieutenant Governor, Attorney General, Secretary of State, or State Fiscal Officer a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, or State Fiscal Officer fails to qualify or if the office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. If the Lieutenant Governor fails to qualify or if the office becomes vacant, it shall remain vacant until the end of the term.

SECTION 17. COMPTROLLER - DUTIES (REPEALED)

SECTION 18. STATE FISCAL OFFICER - DUTIES

The State Fiscal Officer, in accordance with law, shall (i) maintain the State's central fiscal accounts, and order payments into and out of the funds held by him or her, (ii) be responsible for the safekeeping and investment of monies and securities deposited with him or her, and for their disbursement upon his or her order, and (iii) have the duties and powers that may be prescribed by law.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. A State Fiscal Officer, but not a Comptroller or Treasurer, shall be

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elected in 2010 and thereafter. This Constitutional Amendment otherwise applies upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2006. There being no further business, the House Perfunctory Session will stand adjourned."