

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "The hour of 10:00 having arrived, today March 19, 2009, good morning, Illinois. We shall be led in prayer today by the Reverend, Doctor Donald Evans, who is the Pastor of Southern Baptist Church of Sullivan, in Sullivan, Illinois. Reverend Evans is the guest of Representative Flider. 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 Evans."

Reverend Evans: "Representative Turner, Representatives, it's good to be here this morning. Good morning. Shall we bow our heads and pray. Father God, I bow before You today to acknowledge Your sovereignty over the affairs of man. I recognize Your holiness, Your honor, Your glory, Your power and Your wisdom. I also recognize the cross on which Jesus bled and died that we may have life abundant and life eternal. I am grateful to You, Almighty God, for... for the liberties that You have permitted us to enjoy in this state and country. And we seek Your blessings upon every endeavor. Father, You have established this chamber of power that we might live orderly and peaceably together in the fear of God under just and righteous laws. The... the author of Proverbs states that 'righteousness exalts a nation, but sin is a shame to any people.' Almighty God, I pray for the men and the women of the Illinois House of Representatives, knowing that they are taking their responsibilities very seriously. Help them to embrace godly values, that this great state may prosper in these difficult times. We acknowledge that You govern the hearts

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

and the minds of the ones You have chosen for this special task. These men and women are even called God's ministers for good in the Bible. I pray that You give wisdom in every decision they make and in every vote they cast. I pray for the health and well being of each of these Representatives. Protect them in their daily activities, in their travels and in every endeavor. I pray for the families of each of these Representatives, the challenges they experiences... experience. And may they have wisdom in balancing time between family, family activities, and other duties as Representatives. May this Session of the 96th General Assembly be honorable before God and very productive in meeting the needs of the people of Illinois. It's in the name of Jesus Christ that I pray, Amen."

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

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

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

Currie: "Thank you, Speaker. Please let the record reflect that Representative Crespo is excused today."

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

Bost: "Thank you, Mr. Speaker. Let the record reflect that Representatives Black and Mulligan are excused on the Republican side of the aisle today."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "The record will so reflect. There are 113 Members present, a quorum is present and we shall proc... the Gentleman from Jackson, Representative Bost."

Bost: "Also, Representative Senger needs to be excused today as well, please. Thank you."

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

Clerk Mahoney: "Representative Burke, Chairperson from the Committee on Executive, to which the following measure/s was/were referred, action taken on March 19, 2009, reported the same back with the following recommendation/s: 'do pass Short Debate' is House Bill 579, House Bill 663, House Bill 715, House Bill 3820, House Bill 3936, House Bill 3948; 'do pass as amended Short Debate' is House Bill 261."

Speaker Turner: "Ladies and Gentlemen, I have a couple of Bills that we want to move from Second to Third and then we were going to go to the Order of Third Readings. We'd like to get as much work done today as humanly possible. And with that in mind, we're going to start with... Representative Pihos, would you like to move House Bill 821? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 821, a Bill for an Act concerning civil law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Turner: "Third Reading. Representative Tryon, we have House Bill 35, would you like to move that Bill? Out of the record. Representative Winters, would you like to move House Bill 2470? Read the Bill, Mr. Clerk."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 2470, a Bill for an Act concerning revenue. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Turner: "Third Reading. Representative Froehlich, would you like to move House Bill 1075? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1075, a Bill for an Act concerning transportation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Turner: "Third Reading. Want to remind or I should say, happy St. Joseph's Day to all of the Members and thank the Members of the Italian Caucus for the corsages today. Happy St. Joseph's Day. We're moving to the Order of Third Reading. And the first Bill we'll hear under that order is House Bill 402, Representative Beaubien. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 402, a Bill for an Act concerning professional regulation. Second... Third Reading of this House Bill."

Speaker Turner: "Gentleman from Lake, Representative Beaubien."

Beaubien: "Thank you, Mr. Speaker. This Bill amends the Sewage Disposal Licensing Acts, provides that all fees collected under this Act must be deposited into a Private Sewage Disposal Program Fund. It amends the Act that provides the Private Sewage Disposal Program Fund is listed among the special funds which cannot be swept. The Amendment provides that the grants to local communities could also include training. Thank you very much."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

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

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

Speaker Turner: "State your question."

Biggins: "Well, I know... I agree with your comment that at the start of the day here it'll helpful to move as many Bills as possible. So, I thought if you told us when the day would end it would be very helpful for us to kind of target that time and keep in mind the number of questions we may ask and, you know, facilitate our activities as efficiently as possible. So, the adjournment time would be useful to our Members and the media. And so you know, maybe you could help us with that?"

Speaker Turner: "Representative, this day ends like every other day. Today is March 13... no March 19 and it will end at 11:59 P.M. today."

Biggins: "Oh."

Speaker Turner: "Then we go to March 20."

Biggins: "Okay."

Speaker Turner: "Things haven't changed."

Biggins: "Okay. I'm going to... I'm going to get my pillow. Thank you."

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

Franks: "A point of personal privilege, Speaker."

Speaker Turner: "We're in the middle of debate, but go ahead."

Franks: "Oh, I'm sorry. I should pay more attention. Want me to wait until after the debate?"

Speaker Turner: "If you'd wait, please."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Franks: "Thank you."

Speaker Turner: "Representative Beaubien wants a quick... wants to go ahead while he's ahead. There are not further questions, the question is, 'Shall the House pass House Bill 402?' 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? The Clerk shall take the roll. On this question, there are 93 voting 'aye', 19 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from McHenry, Representative Franks, for what reason do you rise?"

Franks: "Thank you, Mr. Speaker. A point of personal privilege."

Speaker Turner: "State your point."

Franks: "Well, I want to thank our friends in the Italian Caucus for the carnation and wish them a happy St. Joseph's Day as well. And I'd like to know where the food is, I think that's very important. We need that. I also would like to... to introduce a group of special students from the Alden-Hebron High School, it's the senior class. And for those of you that don't know, 50... 51 years ago I think it was, the smallest school in the State of Illinois won the state basketball tournament out of Alden-Hebron. And we have their eighth grade class here with their teacher, Mrs. Qualls, right here. I'd like to recognize them and welcome them to Springfield."

Speaker Turner: "Welcome to Springfield. Was that 51 years ago, Representative?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Franks: "I believe it was... was it 51 years ago? Fifty-seven years ago, I lost six years. It was..."

Speaker Turner: "Yeah, I thought that was right."

Franks: "Thank you."

Speaker Turner: "Yeah."

Franks: "Thank you."

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

Sacia: "Personal privilege, Mr. Speaker."

Speaker Turner: "State your point."

Sacia: "Ladies and Gentlemen of the Body, would you join me in congratulating our colleague, Mike Smith? I... Mike disappeared and that isn't easy. There he is. Bear with me. Mike was honored last night by a group of reading specialists throughout the state for his tremendous work on education. And we all know that he is the chairman of the Education Approp Committee. And he's a tremendous guy. Join me in giving him a nice warm round of applause for this wonderful award."

Speaker Turner: "Congratulations, Mike. Gentleman from DuPage, Representative Fortner, for what reason do you rise?"

Fortner: "Point of personal privilege."

Speaker Turner: "State your point."

Fortner: "I would like to bring everyone's attention up to the Speaker's Gallery where we have a fine group of young men. This is the Wheaton St. Francis High School boys football team, last year's Class 5A champions, with a 12-1 record under Coach Greg Purnell. They had a fabulous season and I'm delighted to have them down, would like to have

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

everyone give them some warm recognition for their great achievement last fall."

Speaker Turner: "Congratulations. And while we're on that order, could..."

Fortner: "I'd... and just to... as a quick follow up, I know they're off to the Senate, Senate President Cullerton is actually an... is a graduate of Wheaton St. Francis High School."

Speaker Turner: "Representative Fortner moves that we adopt House Resolution 188, which is to congratulate the St. Francis boys football team. All those... all those in favor of the adoption of the Resolution say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. Congratulations, again. Mr. Clerk, Rules Report."

Clerk Mahoney: "Rules Report. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following legislative measures and/or Joint Action Motions were referred, action taken on March 19, 2009, reported the same back with the following recommendation/s: 'approved for floor consideration' is Amendment #1 to House Bill 2271."

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

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

Speaker Turner: "State your point."

Coladipietro: "In response to Representative Franks and on behalf of the Italian Caucus, we will be having food."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

We're going to do a fest, probably sometime in May, Jack, just so you know. And peppers and sausage, we may.. Jack and I may do something together, a combo ethnic party. But I just wanted to let you know, the food is coming."

Speaker Turner: "And that's in May? The Lady from DuPage, Representative Bellock, for what reason do you rise?"

Bellock: "Thank you very much, Mr. Speaker. This is Women's History Month and I've been asked to read something about Jane Addams. Would you like that now? After graduating from Rockford Female Seminary in 1881, Jane Addams attended Women's Medical College in Pennsylvania. Upon leaving due to ill health, she toured Europe for several years. Upon her return to Illinois she chose Hull House Mansion which was a warehouse at the time to start a settlement house. As Hull House became an institution known worldwide, Addams wrote articles, lectured widely and did most of the fundraising personally. She became involved in wider efforts of social reform including housing and sanitation issues, factory inspection, rights of immigrants, women and children, pacifism, and the eight-hour day. She served as Vice President of the National Women's Suffrage Association. She worked for the Peace Party, helped found and served as President of the Women's International League for Peace and Freedom and was founding member of the American Civil Liberties Union. In 1931, Jane Addams was awarded the Nobel Peace Prize, only the second woman to be awarded that honor. Thank you."

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Lang: "Thank you, Mr. Speaker. I just wanted to inform the Body that I have no announcements whatsoever for anybody."

Speaker Turner: "They're all cheering. Representative Boland, are you prepared to move House Bill 934? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 934, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Turner: "Gentleman asks leave to take the Bill out of the record. Representative Dugan on House Bill 1055. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1055, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Turner: "The Lady from Kankakee, Representative Dugan."

Dugan: "Thank you, Speaker. House Bill 1055 extends the state's obligation to reimburse Will County taxing districts for losses in property tax revenues caused by the development of the Peotone Airport site. Back in 2004 there was a law created, the Tax Recovery Fund for Will County. And since the airport still has not developed, we still want to make sure that the taxing bodies continue to receive on leased property. And IDOT's always been a strong supporter of this. So, I would just like to ask that we extend the sunset until 2020 as this proceeds with a third airport."

Speaker Turner: "Seeing no questions, the question is 'Shall the House pass House Bill 1055?' 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? The Clerk shall take the record. On this question, there

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

are 109 voting 'yes', 3 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Yarbrough, on the Order of Second Readings, we have House Bill 2542. Would you like to move that Bill? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2542, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Turner: "Third Reading. Representative Fritchey, you have House Bill 288. Out of the record. Representative Durkin. Representative McAuliffe, you have House Bill 2540. Out of the record. Representative Bill Mitchell, you have House Bill 268. Out of the record. Representative Osmond we have House Bill 1115. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1115, a Bill for an Act concerning insurance. Third Reading of this House Bill."

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

Osmond: "Thank you, Mr. Chairman, Members of the House. I come before you today with House Bill 1115. This Bill amends the Department of Insurance Law of Civil Administrative Code, abolishes the Division of... abolishes the Division of Insurance within the Department of Financial and Professional Regulations. It creates an independent Department of Insurance, which is a stand-alone department prior to 2004. When this was consolidated within the Department of Financial and Professional Regulations it was to save money, but what it has done is to remove the department's status as one of the premiere insurance departments in the nation. Following the merger, funds

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

were collected to oversee the financial solvency and market of the conduct of insurance industry, but it was repeatedly raided. I believe as the former owner of an insurance agency that there must be oversight as to all areas to protect those who purchase insurance. I would like you to support this effort and I'll be happy to answer any questions."

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

Hamos: "Question of the Sponsor, please."

Speaker Turner: "Indicates she'll yield."

Hamos: "Representative Osmond, usually Legislators don't create State Departments, especially from the opposite Party? So, does the... does the Division of Insurance director support this Bill?"

Osmond: "Yes. Yes."

Hamos: "Is... does the Governor's Office support this Bill?"

Osmond: "Yes."

Hamos: "And they've told you this directly?"

Osmond: "Yes."

Hamos: "Have they asked you to do this?"

Osmond: "Indirectly. They did not start it; it was that they came on and slipped in favor of it."

Hamos: "Well, you know, one of the reasons that we had a consolidation of departments, and in fact, the new Governor is supporting more of those, is to reduce some administrative costs. And at a time that we have this looming deficit, is this the time to be disassembling

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

departments and creating new departments? Isn't there an administrative component to this, a cost component?"

Osmond: "Well, the... the reason that this was done originally was for consolidation. The problem is here that in the consolidation the fees that were paid by every one of us on insurance policies were to put into a fund to protect the industry and to police the industry and you know, oversight. That was... it is now thinner than ever. There are minimal investigators out there, because the funds have been raided over and over again. So, what we're trying to do is go back to the way it was and make sure that the insurance industry is solid and... and looked at. So many of the times... your hearing in different states how we have so many problems with the insurance industry. We need to bring that back into the focus and make sure that our department is a solid one."

Hamos: "Well, you know, Representative Osmond, I... I happen to think that the director of the Division of Insurance is one of the best administrators we have in State Government. And I think... I don't want to... this vote to be seen as like casting aspersions on him, because I actually think he's done a great job. So, I'm trying to understand what's really going on here. And what you just said has to do more with insurance company fees and with raiding insurance company funds, which we can resolve another way than to create a new department that also could look like we're criticizing the fact that the Division of Insurance director has not done a good enough job in focusing on the insurance industry."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Osmond: "Well, I don't think that's exactly correct. I think that he is limited with the funds that he's given. And when you don't hire the necessary people to be out there policing the profession, I think that that is a problem."

Hamos: "So, are you just really proposing that we increase the head count at the new Department of Insurance? Is that your goal here? Because, again, the Department of Corrections is a freestanding department, but we certainly, many of us, believe that they don't have adequate staffing right now. In fact, the head count throughout the state agencies is very much down. And I think creating new departments right now is not necessarily the approach. Maybe passing some new revenues would do it, but I don't know what this Bill has to do with head count."

Osmond: "I'm not talking about head count, per se."

Hamos: "Well, you are."

Osmond: "I'm not expanding it. I am trying to focus and leave the insurance industry whole and let their investigators do their job instead of pulling them over into the Department of Financial and Professional Regulations and having them do other aspects of that. So, if they would be one solid Department of Insurance, we can do a lot more in that area."

Hamos: "Well, it does sound... Representative Osmond, it does sound really like you're just trying to increase head count at the Department of Insurance as a legislative policy. And again, this is an area where I think we're encroaching on the Executive. I think we have a new Governor, the new Governor has stepped before us yesterday. I don't know

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

what your public comments have been about new revenues he's proposing, but the point is he is trying to increase revenues. He's taking a holistic approach to State Government. And for us to... for you to ask us as Legislators to decide which agencies we should have, I don't think this is good policy. And I urge a 'no' vote."

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

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

Speaker Turner: "She indicates she will."

Eddy: "Representative, I... I read the text and the analysis of the Bill and I was a little confused by the previous speaker's questions because they didn't seem to have anything to do with this Bill?"

Osmond: "Well, there's some confusion."

Eddy: "Well, does this have anything to do with the... the disassembling of a department?"

Osmond: "No, Sir."

Eddy: "It appears to me as... as if what you're doing is... is you're overturning an Executive Order by the former Governor whose administration apparently had a reputation for attempting to grab power. And you're attempting to renew the independence of the Department of Insurance with your legislation, isn't that..."

Osmond: "That's absolutely correct. Prior to this quote 'merger' we were looked at across that nation as being a good solid Department of Insurance. And I think that we've lost some of that recognition."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Eddy: "Well, you know, this Bill reminds me of a Bill that we... we discussed a few weeks ago regarding another state agency, the State Board of Education and... and someone brought forward a Bill to return that agency to an independent agency that would be advocates for children and education. And it appears as if what you're doing is... is the similar thing regarding another agency that was tainted and put in a situation and... and really damaged by this previous administration and you're effort to return it to it's prominence that it... that it held before that damage should be applauded."

Osmond: "That's exactly correct. Thank you."

Eddy: "It's a good piece of legislation. This is something that we should all support in here. Let's not get confused by arguments over revenue and whether or not this about revenue. This is about good government and returning a once very, very good and proud department to... to an independent nature where it can do its job again. I urge you to support this legislation."

Osmond: "Thank you."

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

Mautino: "Thank you. I rise in support of the Lady's legislation. This... this item is approved and has been brought forward in conjunction with the Department of Insurance, which up until the last six years was one of the most highly thought of and respected departments within the nation. We had people in the area of market conduct, market protection, financial solvency reviews that kept us

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

as one of the leading states with more... more companies choosing Illinois to domicile for, you know... than most of the states in the Union. We were one of the largest. And we've seen some of that change and the effectiveness of some of our regulation change. And so, it made sense to Governor Quinn, Director McRaith, and the department to return to the status where it can be a consumer protection agency that it was designed for. It brings back the respect. There is authorization for the auditors and the people who work within there that are paid for by fees assessed on industries and producers. The only thing that's stopped us in the past from hiring those people and bringing them in was the Bureau of the Budget wanted to drive down head count, and these are people that are paid for. And it's a sad situation when you have tens of thousands of agents and the State of Illinois only has three people who protect or look for fraud. There are only three, many people do not know that, that are out there. That's how far down that has gone. So, it makes sense if you want to provide for the level of consumer protection that we've had in the past and to do something that works in conjunction with the... with one of the best directors, McRaith, that I've seen of the past seven directors and with the Governor, who sees it as the ability to be a pro-consumer structure, given the basis we've historically had and would like to return. I rise in support of the Lady's Bill. I commend her for bringing it forward and ask for an 'aye' vote."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

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

Davis, M.: "Thank you, Mr. Speaker. I rise in support of the Motion. For a number of years, the Illinois Department of Insurance stood alone and we had no problem. And the supposed savings never occurred. There was supposed to be a savings by combining departments and that savings was never shown. The efficiency of two... of all of these departments coming together actually never occurred. So, I rise in support of the Lady's Motion. Thank you, Mr. Chairman... Mr. Speaker."

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

Dunkin: "Will the Lady yield?"

Speaker Turner: "Indicates she will."

Dunkin: "Okay. Representative, I'm just curious. What's the estimated cost of creating a new Department of Insurance?"

Osmond: "Well, I don't... I don't know that there... we've already... each policy you pay a fee into having a Department of Insurance. We're not creating a new department, we're just taking it out of what they consolidated it with and let it stand alone. Those funds are already created with the fees that we pay as our policies and therefore..."

Dunkin: "When you say we... when you speak of we, are you speaking of..."

Osmond: "Each insurance policy has a certain fee attached to it."

Dunkin: "Okay. Okay. So, an estimated cost of what amount exactly would it take to establish this department?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Osmond: "I'll have to get back you, I don't have the exact cost that you're relating to. I'll have to look it up for you."

Dunkin: "So, are you stating that the Division of Insurance is completely sponsored by insurance companies and their fee payments and there's no appropriations?"

Osmond: "No, I'm say... I'm... what I'm trying to say to you is that there are state dollars into this, okay? But we pay a..."

Dunkin: "How much is that, Representative?"

Osmond: "We've asked the department for that information, we have not received it yet."

Dunkin: "So, you don't know what the estimated cost is?"

Osmond: "No, I don't, Sir, I'm sorry."

Dunkin: "You don't know what we pay into it as a general revenue source. You don't have answers for either one of those?"

Osmond: "I can... I believe that it would be anymore than it is right now."

Dunkin: "Which is what?"

Osmond: "We don't think that there's any GRF to speak of, I'm sorry."

Dunkin: "There's no GRF to a division, a major division such as insurance? There's no cost coming from the General Revenue Fund?"

Osmond: "Well, there's a lot of state agencies that do not have that."

Dunkin: "What are the other state agencies?"

Osmond: "Environmental Protection."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Dunkin: "Okay. Again, no cost estimate. Do you have a sense of how large the staff is today of the Division of Insurance?"

Osmond: "I think it's about 200."

Dunkin: "Okay."

Osmond: "Oh, I'm sorry, I'm corrected. It's..."

Dunkin: "That's a big agency."

Osmond: "...just one moment, I'm corrected. It's... it was originally 400; it's down to 200."

Dunkin: "Okay. So, what's the estimated staff size if a Department of Insurance is created?"

Osmond: "Somewhere between, you know, right around 200. We're not asking them to increase, we're asking them to stand alone and take care of the responsibilities that they've been designated to handle."

Dunkin: "Representative, I respect your position. I know you are in the insurance business, correct?"

Osmond: "I'm sorry. This is... we're trying to make this more consumer friendly. We're trying to make sure that the industry is policed properly."

Dunkin: "Again, I appreciate and respect your position. I'm trying to just get a sense of... additional cost estimate if this is created."

Osmond: "I will have to get back to you."

Dunkin: "Okay. So, you'll pull the Bill out of the record until we find out?"

Osmond: "No, Sir. I'll just get you your answer."

Dunkin: "And you have no sense of what the staff size will be, Representative?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Osmond: "I would assume that if it... if we pass this successfully, it will come over as the same size."

Dunkin: "Well, can you answer what is going to be the distinct difference between the department and the division in terms of accomplishments and/or job fulfillments?"

Osmond: "Well, I think they'll be able to stand alone. Right now, some of those people are pulled over into the Department of Financial and Professional Regulations to do other things. They need to focus on the Department of Insurance and make sure that... that the companies are running well, that the agents are doing the right job. That's... that's what we want them to focus on. You've already seen the mortgage industry..."

Speaker Turner: "Representative Dunkin, bring your remarks to a close."

Dunkin: "Okay. Last question. What are they... what will they do differently as a division compared to a department, Representative? I'm trying to get a sense of the real cost need for this. Again, as my... as the previous colleague mentioned in terms of an increase in cost, increase in size, given that we're looking at reducing government and is the insurance agency... or excuse me, Division of Insurance less of an effective agency or division than it is as you anticipate it to be within... created as a department? I'm trying to get the real distinction, the cost and the distinction."

Osmond: "I was just informed that Governor Quinn does have this in his proposals with the budget making it a separate division."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Dunkin: "That's in the budget?"

Osmond: "Yes."

Dunkin: "A creation of a new department or an estimated cost, Representative?"

Osmond: "Creation of a separate, independent department."

Dunkin: "Well, if it's in the budget, can you tell me what the cost is?"

Speaker Turner: "Representative... Representative, your time has expired. The Lady from Cook, Representative Coulson, for what reason do you rise?"

Coulson: "Will the Sponsor yield?"

Speaker Turner: "Indicates she will."

Coulson: "Representative, you did state that the Governor as well as the department are in favor of this Bill?"

Osmond: "That is correct."

Coulson: "I would also just like to note... and to the Bill. I would like to note that the Department of Professional Regulations used to be separate. We used to have wonderful enforcement of our professions, physicians, dentists, physical therapists and everything. Now that everything's been consolidated we have a real hard time getting people to investigate and having enough staff for the professional regulation as well. And so I encourage your 'aye' vote on this Bill so that we can have good regulation of insurance as well as professions in this state. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 1115?' 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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

wish? Have all voted who wish? McAsey, Mautino? The Clerk shall take the record. On this question, there are 110 voting 'aye', 1 'no', 1 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Fritchey on House Bill 288. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 288, a Bill for an Act concerning education. Third Reading of this House Bill."

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

Fritchey: "Thank you, Speaker and Members of the Body. This issue is back once again. This chamber fixed this issue last year only to have it stalled in the Senate. A year ago we said that the mandate of a moment of silence in schools not only was bad policy, but was likely to be held unconstitutional, that's exactly what happened. A Federal Court struck down the law that was previously passed. This will simply remove the references to prayer, remove the mandate and make it optional. It takes it back to the way the law in this state was for countless years that schools, if they so choose to have a moment of silence, can do so. That we are not going to mandate what they do. We have countless groups in support of this from the IEA, the IFT, American Jewish Committee, ACLU, ED-RED, et cetera. I'd be happy to answer any questions. I believe everybody here in well-versed in this issue. I'd request an 'aye' vote."

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

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

Speaker Turner: "He indicates he will."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Reis: "Representative, a quick question. In committee, in Education, when you brought this Bill forward, there was a deadline that was looming on an appeal. What happened with that on the federal case striking this law down?"

Fritchey: "Let me answer the question carefully. To the best of my knowledge, and I actually tried to inquire yesterday, to the best of my knowledge that appeal had not been filed."

Reis: "Has the deadline passed then so where they can't appeal it or? I... I don't know either, so that's why I'm asking."

Fritchey: "The... No, no, no. The... I believe the 30-day period had run already."

Reis: "Okay."

Fritchey: "But again, I want to answer the question carefully. To the best of my knowledge, upon making an inquiry, no appeal has been filed."

Reis: "Okay. Answer accepted. And... and many of us disagree on this philosophically and... and... and maybe... to the Bill. Once this measure goes over to the Senate maybe we can continue to work on this and... and kind of meet halfway in between. I think it is important that students have a brief moment in the morning to silent... for silent reflection. We've offered proposals to take out the word 'prayer', any mention of the word 'prayer' and I think there's another Bill pertaining to that. So, I... I rise in opposition to your Bill. I understand we probably just disagree philosophically. I... I think that students should be given that moment of silence to think about whatever they want

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

to. I was hoping that by removing the word 'prayer' that we could agree to meet in the middle on this. Thank you."

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

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

Speaker Turner: "Indicates he will."

Eddy: "Representative Fritchey, just a point of a couple clarifications regarding the Bill. Is there anything in this Bill that would prohibit a student from voluntary prayer during the school day?"

Fritchey: "Absolutely not. As you and I have maintained in the past, in my mind this was not about prayer. And even the Sponsors of the previous legislation had maintained that it was not about prayer. Should a class, should a teacher, should a student want to have a voluntary moment of silence they could do so. Should they choose to pray during that moment of silence, they could do so. That is as it should be. This is really about local control and common sense and constitutionality."

Eddy: "So, anyone who would claim that... that this Bill is an attempt to ban prayer in school would be making an absolute un... unreasonable representation of this Bill in my opinion. Because the way this is written, it says very specifically, the teacher in charge may conduct a brief period of silence with the participation of all students. You're not banning anything."

Fritchey: "For... for anybody to claim that this would be a ban on prayer would reflect either a misunderstanding of the legislation or a misrepresentation of the legislation."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

What this would do is take us back to where we always were. And... and let's be real blunt about this. I don't believe that we need any law on the books to allow schools to permissively have a moment of silence. I think that common sense allows them to do that should they so choose. But this battle has been going on for years now. And what we want to do is say, school district, if you so choose to have a moment of silence, have at it. And if you so choose to have that moment of silence, your students can think about whatever they would like to, be it their home life, be it prayer, be it an upcoming test."

Eddy: "Well, and... and I... you know, I think there's been prayer in school as long as there's been tests in school to be honest. I mean, I have students that are praying all the time, every day. As they enter the Algebra classroom or whatever it is. Mr. Speaker, to the Bill very briefly. Last year school districts and classroom teachers across the state were put in an untenable situation. They had to make a decision as to implement a law that was clearly unconstitutional. To require students to participate in something that... that I think any... anyone was going to strike down or disregard a law. So, some school districts went ahead with the law at the time and they landed in court and they had to defend themselves against the... the action they had taken to... to implement a law. Thousands and thousands of dollars were... were used to defend school districts who had to simply enact a law that... that they really didn't have any choice in. This is a good commonsense approach to an issue that is very emotional.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

This is not about prayer. Even those who oppose this Bill say this isn't about prayer. So, let's make it not about prayer. We should support this legislation. We should take schools out of the situation they are now in, which is untenable. They... they need... and by the way, the State Board of Education, based on the judge's ruling, has already told school districts that they should stop the practice and not put themselves in that situation. So, I would... I would urge everyone in the Body to support the Gentleman's legislation, and take schools out of that... that very, very difficult spot they're in. Thank you."

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

Stephens: "Gentleman yield for a question?"

Speaker Turner: "He indicates he will."

Stephens: "Representative, under... under your Act if this is... should this Bill become law, do I understand correctly that the teacher would then have the... the privilege, they may have a moment of silence?"

Fritchey: "That's correct, Sir."

Stephens: "And would that be at the direction of their school board?"

Fritchey: "That would be actually up to the school board to decide. As I tried to indicate before, part of the intention here is to have a local control issue where a school district could adopt a districtwide policy or the school district could simply defer to the classroom. I'm not aware of any school district that has the intention of micromanaging every minute of a teacher's day. I think

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

they want to tell the teacher, hey, if you want to take a moment of silence on a daily basis, do that. If you feel you want to do it as needed, do that."

Stephens: "Okay."

Fritchey: "But I don't think that we want Legislators playing school managers or school superintendents or teachers."

Stephens: "Well, but we might. What if a school district adopts a policy that says we should have a moment of silence?"

Fritchey: "Then the..."

Stephens: "And then... and then the teacher refuses that moment of silence?"

Fritchey: "That... that then becomes an issue within actually the employment agreement between the teacher and the school district. Now, what I don't think the school district could do is mandate a moment of prayer. But the school district could mandate a moment of silence to be followed by their teachers. That make sense?"

Stephens: "Well, under... so, under your Bill, should it become law, if a school district says we're going to have a moment of silence and a teacher in the third grade says, not in my classroom you're not? That's a contractual issue or something?"

Fritchey: "Correct."

Stephens: "Very interesting. Well, I... I... I have never understood and it's probably just because of my lack of understanding of the Constitution, but when I read it as a child I remember that it said we had freedom of religion, not freedom from religion. You and I may not agree on the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

court's interpretation of that over the years, but it occurs to me that this whole discussion gets blown out of proportion because on occasionally someone who just refuses to accept that there is a power greater than man says that, well, I think that's what our Constitution says. And that we have to be free from religion, when in fact, our founding fathers believed just the opposite, that we were never free from religion. There was just no... always an issue that we shouldn't have a state religion, you shouldn't be forced to pray to my God or someone else's God, but our founding fathers understood clearly that there is a God. It is undeniable. And every time we've tried to mess with this as Legislators I just get... I get a little uneasy. So, I rise in polite opposition to your Bill."

Fritchey: "Well, and I... I appreciate the politeness. But, honestly, I don't think that your... that your opinion and mine are that different. I fully believe that the school district should have the choice to make that determination. Where I think we ran afoul of common sense and constitutionality was for us to impose that dictate upon them. And we... we can agree on the nuances of this, but I think on the general concept, we're really not that far apart."

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

Davis, W.: "Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Davis, W.: "Representative, I have a question. Why is this necessary?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Fritchey: "I apologize."

Davis, W.: "Oh no, I was just asking why do we need to do this?"

Fritchey: "Well, with... well, what we have right now has been... we had a law on the books for a long, long time. Then that law was changed and struck down by the courts recently. So, now we're really in a sense of flux. Candidly, common sense would dictate as I maintained years ago, and actually when you had presented the Bill a couple of years ago that for it to be voluntary there was really no need to have any law on the books, but there's been an expressed desire that we have some type of codification of what the state's policy is going to be. My belief is that the state's policy should be one that is in line with the Federal Courts and in line with what we had before, which was that we would leave it up to the schools to decide whether or not they want to have a moment of silence. And if they do have that moment of silence, it can be for whatever purpose that student so chooses. So, as you had advocated before whether it was going to be thinking about the upcoming activities of the school day or thinking about problems at home or thinking about upcoming homework or thinking about prayer, whatever that may be. The previous legislation, as drafted, had said that they could pray or they could think about the upcoming activities of the school day. Were they to think about anything else during that moment of silence, they actually would have been in violation of the law."

Davis, W.: "Okay. The... part of reason is, as you've illustrated and as I've read and heard over the past

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

several months, that the court struck this down. So, is it necessary when the court strikes something down that we have to come back and change it in our statutes? Is that... is that necessary that we have to come back and make the change here when the court strikes something down?"

Fritchey: "Well, I... I... I think the proper thing for us to do then when the court has said that the statute as written was unconstitutional..."

Davis, W.: "Correct."

Fritchey: "...and the Legislature in one of two forums has said, we want a statute on the books here. One that we had before that was permissive, one that was mandatory. So, let's rewrite this in a way that is in accordance with the court's ruling, that it cannot be mandatory and cannot dictate that prayer be held during the moment of silence. So, we simply went back to saying, okay, let's make it voluntary and let's clarify that if there is a moment of silence what... what that means."

Davis, W.: "Okay."

Fritchey: "That's all we've tried to do."

Davis, W.: "Well, I mean I understand your need... you wanted to clarify that, I just asked a question. I'm not a constitutional scholar in that respect. So, I'm just wondering that if something is passed and a court strikes it down is it necessary for us to come back and change it in statute?"

Fritchey: "Not... not... not in every case. If a law gets passed and the court strikes it down and therefore there's no law on the books, the state can simply go on without having a

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

law on the books. We happen to be a state that had a law on the books on this issue and there had been a desire to have clarification of what we think the law should be in this state. The school districts have looked for some clarification from us, since they had in the past. And this is simply our way of trying to give it to them."

Davis, W.: "All right. And just for clarification purposes as well, in the analysis it indicates that this was an identical Bill from last Session and it passed out of the House, but it didn't move in the Senate. Do you expect this to move in the Senate this time?"

Fritchey: "I... I... I believe that this Bill will get a fair hearing in the Senate this time."

Davis, W.: "You believe so? Okay. Thank you very much."

Fritchey: "Thank you."

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

Flider: "A question for the Sponsor. Will he yield?"

Speaker Turner: "Indicates he will."

Flider: "Thank you. Representative, when this Bill was presented in committee, I had voted against it because at the time it was my understanding that the court decision was still pending and I felt that, let's let the court decide, you know, before we start making some kind of judgment. And so, my question is more one of clarification. If I understand the discussion and the debate today, it seems as though the court has ruled, no appeal has been filed, so as a result we have a court decision that now would... could be construed as actually the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

law. So, what you're trying to do is pass legislation that essentially comports with the court's decision."

Fritchey: "That... that's exactly what I'm trying to do. The... the court found the law to be unconstitutional as previously passed. So, what I'm trying to do is actually take us back to where we were before that and actually clean it up a little bit. I think it... the statute that had been on the books for years was somewhat unartfully drafted itself. So, we've tried to make it very neutral, say it's permissive. You can think about whatever you want during that time. We're not mandating that you have to think about A, B, or C. You can think about whatever you want to do during that moment of silence, but it's up to the school districts to decide if there will be a moment of silence."

Flider: "So, maybe another way to say it is that if we were not to pass a law like this or similar law, we effectively would just have an unconstitutional law on the books?"

Fritchey: "We... we would... we would have a law that would be incapable of enforcement because it's unconstitutional, correct."

Flider: "Okay. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 288?' 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? Brady. The Clerk shall take the record. On this question, there are 79 voting 'aye', 33 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Gentleman from Kendall, Representative Cross, for what reason do you rise?"

Cross: "I have a personal... what do you call it? I just want to... personal privilege. Doesn't have anything to do with a Bill."

Speaker Turner: "You're entitled."

Cross: "Thank you. I would like all the Members of the House to give me one second as we say thank you in honoring a member of our staff who turns 50 years old on Saturday and has been a member of the House Republican staff for the last 26 years. He is... the good news is, he is a Harvard graduate, he's the historian for Mackinaw Island. The bad news is, he's a Sox fan. But he... yeah, oh, yeah, yeah. Frank Strauss has been with the House Republicans for 26 years and is an incredibly bright, I think brilliant, person who gives us incredible advice at all times, at any time of the day or night and will have an answer for us and it is always accurate. And so, we, as the House Republicans, but I think really all of us as Illinoisans, are lucky to have people like Frank Strauss working in State Government. Frank, happy 50 years old on Saturday."

Speaker Turner: "Happy birthday, Frank."

Cross: "Bob Biggins, thank you, Bob."

Speaker Turner: "Happy birthday, Frank."

Cross: "Bob is a hundred. Thank you. If everybody could give Frank their red flower today, I think he'd appreciate it. Thank you, Mr. Speaker."

Speaker Turner: "Representative Mautino in the Chair."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Mr. Clerk, on page 47 of the Calendar appears House Bill 658. Representative Froehlich. Read the Bill."

Clerk Mahoney: "House Bill 658, a Bill for an Act concerning safety. Third Reading of this House Bill."

Speaker Mautino: "Mr. Froehlich."

Froehlich: "Thank you, Mr. Speaker. House Bill 658 would create a task force collaborative in IEPA to address the issue of the responsible disposal of pharm... pharmaceuticals and other emerging contaminants. I've worked with IEPA on this; we had input from the pharmaceutical industry. I'm aware of no opposition. Be happy to answer questions."

Speaker Mautino: "And on House Bill 658, seeing no one recog... seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative May, Representative Pihos. Clerk... Mr. Clerk, please take the record. House Bill 658, having received 112 voting 'yes', 0 voting 'no', 0 voting 'present', is declared passed. Mr. Clerk, on page 2 of the Calendar appears House Bill 45. What is the status of this Bill?"

Clerk Mahoney: "House Bill 45, a Bill for an Act concerning criminal law. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Out of the record. Mr. Clerk, on the Calendar, page 8, appears House Bill 567. Representative Careen Gordon. Read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 567, a Bill for an Act concerning elections. Third Reading of this House Bill."

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

Gordon, C.: "Thank you, Mr. Speaker. House Bill 567 came at the request of a clarification. A call came into my office. It includes residents of a CILA, which is a community integrated living arrangement and it puts them into the provision that allows nursing home residents to vote so long as they meet the 30-day residency requirement. The State Board of Education, they... they didn't define CILA in that... in that specific part of the statute. So, we decided to add them so that the people who were living in those facilities were able to vote from those facilities. There's no... no one who is against this. And the Independent Voters of Illinois and Independent Precinct Organization is for it. I also have a wonderful facility in Morris, Illinois, Narvick House, who asked for this specifically. And I would be happy to answer questions and I would also ask for your 'aye' vote."

Speaker Mautino: "On House Bill 567, the Gentleman from Crawford, Representative Eddy is seeking recognition."

Eddy: "...ker. It was hard to hear, Representative Gordon. I know there's an absolute bedlam over Frank Strauss's birthday, as well there should be, but if we could get the Body... I'm... I'm not sure anybody heard the explanation. Will the Sponsor yield?"

Speaker Mautino: "Indicates she will."

Eddy: "Representative, yesterday we had a Bill that dealt with something similar, I think Representative Jackson. How

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

does this differ than... from his Bill regarding... it's a notification issue?"

Gordon, C.: "No, it has nothing to do with notification. This is... this just deals with residency requirements and people who live in CILAs. It has nothing to do with mental capacity, it has nothing to do with notification issues. It just deals with residency requirements and people who are living in CILAs. And putting them... putting them in the definition of the statute so that the State Board of Elections can let them vote depending on where they live."

Eddy: "So, if... if a person is a resident of a CILA..."

Gordon, C.: "Right."

Eddy: "...and they're otherwise totally qualified to vote, they can vote absentee. This legislation would allow them to submit that ballot by mail, in person or by their spouse, parent, child, brother or sister. Is that correct?"

Gordon, C.: "Well, they can... no, they can vote as a resident... they can vote within the district of the facility so long... as long as they declare it was their intention to... to become a resident of that... of that facility that they're living in."

Eddy: "So, if their legal residence is in a different voting district, but they are in that CILA they can... this legislation changes current practice in what manner? So, that they can then declare their residence is that CILA and does that then become their residence for voting purpose permanently?"

Gordon, C.: "Right. And... and... what it does is clarifies that the part of the problem was that some of them... I mean,

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

people were voting and... and they were already doing this, and right now, it just clarifies it for the State Board... for purposes of the State Board of Elections. So now, they're doing it legally as opposed to doing it kind of, you know, walking a real fine line about where they should and shouldn't be voting."

Eddy: "Okay. So... so, my question is, how... how do we know for sure that because their residence... their legal residence was perhaps somewhere else and now they're in the CILA that they haven't voted by absentee ballot in a different residence and then for whatever... maybe just out of confusion stated their residence later in the... the CILA territory. Is there some way to check that possible?"

Gordon, C.: "The county... the county clerk would have that information, Representative."

Eddy: "So, a county clerk in one area would have known if they've already voted by absentee ballot at their residence?"

Gordon, C.: "Well, when they're... that's who has the information."

Eddy: "Okay. I... I... I just... I'm not sure how... how they would and I'm not trying to trip you. I just... I just kind of wonder in a situation where an individual was the resident of a different voting district, voted absentee in that area, okay?"

Gordon, C.: "Right."

Eddy: "And now they're in a CILA and later in the voting cycle they declare that they're now a resident because of the CILA..."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Gordon, C.: "Well, I mean they also... they also have to sign an affidavit and fill out paperwork just like anyone else would have to do. So, I mean it's... it's all checked just like anyone else would have to do. Just like you or I or anything else. I mean, the rules are already in place. This just clarifies that specific section of the statute under the Election Code."

Eddy: "Okay. Well, I'm... I just want to make sure, I don't think that's your intention. I... I really... I understand what you're trying to do. You're trying to assist folks in those areas so that they can very easily become a qualified voter."

Gordon, C.: "Right."

Eddy: "And my concern is whether there's some cross checking that would... would make sure that inadvertently they wouldn't be voting in two different areas. And I... I don't know that that exists, but I certainly appreciate your answers to the questions. Just something to consider as this moves forward."

Gordon, C.: "Thanks."

Eddy: "Thank you."

Speaker Mautino: "Further questions? Representative Rose."

Rose: "Thanks. Will the Lady yield?"

Speaker Mautino: "Indicates she will."

Rose: "I guess I... you're not already allowed to do this under the Absentee Act?"

Gordon, C.: "Well, I'm sorry, it's the same as the nurse... I mean, it's the same as the nursing home or anything else like that that's already done. We're just adding CILAs to..."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

to that specific Act, under the statute it's already done that way."

Rose: "Right. And then, I guess..."

Gordon, C.: "So... and we're just..."

Rose: "...I'm a little surprised to know that this isn't already in it. So..."

Gordon, C.: "Well, it's not and so, that's why we're changing it, Representative. We're making sure that it is. So, we're clarifying it for the people who are in CILAs."

Rose: "But it..."

Gordon, C.: "And there's... it has nothing to do with mental capacity... that..."

Rose: "Right. No, I understand that."

Gordon, C.: "...it's completely out of it. That's... has nothing to do with it."

Rose: "But the Absentee Ballot Act says if you're unable to vote in person due to a medical complication, you don't... you can do absentee already."

Gordon, C.: "But people... people who are in CILAs don't necessarily have medical complications. These are people who work, sometimes they live on their own, they have jobs. For example, the people who live at Narvick House in Morris, they have jobs at some of my local... local businesses..."

Rose: "Then that's my point, why would..."

Gordon, C.: "...and everything else."

Rose: "I guess that's my point. Then, why wouldn't they be able to go ahead and vote just like any other citizen?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Gordon, C.: "Because... I'm just saying, because that's their legal residence now."

Rose: "Right."

Gordon, C.: "Right. So, they need to make that their legal residence as opposed to coming from someplace else."

Rose: "But I... but I... but what I'm saying is if they don't have a medical rationale for not being there on election day, because they are working just like any other citizen, then why wouldn't they go vote at the poll?"

Gordon, C.: "You don't... well... Representative Rose, they may not have... I mean, they... when you get in a CILA you may not necessarily have a lease, if you're living in like a two-person apartment or you don't get an electric bill or proof of residency or something like that. So, there's... you have to get some other way to like show where you live. And so, that's why we're... we're kind of changing this to show, you know..."

Rose: "But you're... you're... I guess what I'm getting at is, let's say you're..."

Gordon, C.: "...which is the same thing as a nursing home."

Rose: "...let's say you're from your district and you come to a CILA in my district to live..."

Gordon, C.: "Right."

Rose: "...you're still going to have them absentee voting in your district?"

Gordon, C.: "You can. But what you want to do is, obviously, you don't want to drive from Mahomet up to Morris to... to..."

Rose: "Right. But what I'm... my point is..."

Gordon, C.: "...to vote."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Rose: "...if they're working in Mahomet, why wouldn't they be voting in Mahomet?"

Gordon, C.: "Well, hopefully, they want to, you know, absentee vote up in Morris so they can cast a ballot for me... even though, you know, they'd love to cast a ballot for you. But what they would love to do is just go to their local voting booth and be able to vote in the... because their CILA is now their home and cast a ballot from their CILA because that is their legal residence and their home."

Rose: "But... but I guess I just don't under... Representative, I truly am trying to understand what this does. I..."

Gordon, C.: "Well, I don't know what I'm... I don't know what I'm not saying to make this clear."

Rose: "Well, don't get mad. I'm just asking a question."

Gordon, C.: "No, I'm not getting mad. I... I... I hope that I'm trying to explain this."

Rose: "Well, look... Representative, here's my point. If you're living in a CILA in Charleston, which I have... I think I have more DD/MI per capita than any other district in the State of Illinois, I've been told that by a number of the associations that represent that. If you're living in Charleston in a CILA, working in Charleston, why wouldn't you vote in Charleston? Why would you still be voting in Morris? That's the only thing... that's what I don't get."

Gordon, C.: "Because the CILA is your legal residence, correct?"

Mautino: "Please bring your remarks to... please bring your remarks to a close, Sir."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Rose: "Could I... could I just ask her to finish the sentence there so I could hear the... what she was trying to say?"

Speaker Mautino: "Yes."

Gordon, C.: "Your legal residence is your CILA. You'd live at the CILA. So, you want to..."

Rose: "So, why not just change your registration..."

Gordon, C.: "...so you want to vote..."

Rose: "...to your legal residence? That's the..."

Gordon, C.: "You want to vote... because it doesn't say that in the statute right now. It doesn't say that. That's why we have to put it in. It's... it's..."

Rose: "But they're still voting at home, where they don't live anymore."

Gordon, C.: "They can, but why would... why would you want to when your..."

Rose: "Okay."

Gordon, C.: "...legal residence is your CILA? It's the same... we're doing it for nursing homes, but we're not doing it for CILAs."

Rose: "Okay. Thank you."

Speaker Mautino: "Thank you, Representative. Further questions? Representative Bellock."

Bellock: "Thank you very much. Will the speaker (sic-Sponsor) yield?"

Speaker Mautino: "Yes, she will."

Bellock: "Oh, thank you. I think to clarify this... I think what the Representative is saying is that the person has changed their residence as their address to the CILA, is that correct?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Gordon, C.: "Yes."

Bellock: "Yes."

Gordon, C.: "It's their legal residence."

Bellock: "Right. I think that Representative Rose was thinking that their address, their permanent address was still in the hometown where they came from, but this is their permanent address now in this CILA, correct?"

Gordon, C.: "Yes."

Bellock: "And lots of people that are in CILAs or nursing homes, even if they are able to go out to work, usually go in some type of van or something. So, the majority of those people have a really hard time getting out to vote. So, that's why they need to absentee, except in large nursing homes where they bring in an election and you know have them vote right in the home. So, I applaud you for this. I think it really makes it accessible that these people who are in CILAs, which is their permanent residence, are allowed to absentee vote. Thank you very much."

Speaker Mautino: "Thank you. This Bill is on Short Debate. Two have spoken in response, one in support. The Gentleman from McLean, Representative Brady is seeking recognition."

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

Speaker Mautino: "Indicates she will."

Brady: "Representative, just a quick question. I think what you're attempting to do now is just codify the present way this registration system is... is happening..."

Gordon, C.: "Right. They're already..."

Brady: "...with residents in CILAs, is that correct?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Gordon, C.: "...they're already doing it; it's just not written down. And so, this... now there's some question as to how they're doing it. This... it's already being done; it's just not being... it's not written down. It's not in the statute."

Brady: "And the way it's presently being done... and I'm sorry I know you've had a little question on this, but the way it's presently being done..."

Gordon, C.: "It's in... it's in Section 10 of the Code, 5/3-3... Section 3-3 and it has to... and we're specifically adding or community integrated living arrangement."

Brady: "So, the residents mostly right now are either going to the polling place of that CILA where it falls within the jurisdiction or they're submitting by means of absentee ballot or something else, correct?"

Gordon, C.: "They're either... they're either by absentee ballot or... they're either voting by absentee ballot or not voting at all in some situations or they've registered to vote at their... as their residence and it's questionable of whether or not they should."

Brady: "Okay. The... but the... and the absentee part is where their former address was?"

Gordon, C.: "Where their former address was, where their parents live, where their... where their..."

Brady: "Okay."

Gordon, C.: "...where someone who used to take care of them was, something like that. Where they used to live may be in a nursing home where... where... and then they were able to get

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

out of the nursing home and become a member of the community."

Brady: "Okay. Thank you very much."

Gordon, C.: "Thank you."

Speaker Mautino: "Final question from Representative Nekritz."

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

Speaker Mautino: "She indicates she will."

Nekritz: "Representative, you're just... the purpose of this is to simply clarify that those living in community integrated living arrangements have the same opportunities to vote as those in nursing homes. Would that..."

Gordon, C.: "Right. Nursing homes, veterans homes, right, CILAs exactly. We're adding CILAs to the list."

Nekritz: "Right. So, I... Ladies and Gentlemen, I think this is a very... a very important piece of legislation to clarify that those who are in... in these kinds of living arrangements, who do have trouble voting, still have the same right to exercise that... that all of us do. And this is an important clarification making sure that the disabled in our state have every... have the same access to vote that the rest of us do. So, I'd very strongly urge an 'aye' vote."

Speaker Mautino: "The question is, 'Shall this Bill pass?' On House Bill 567, those in favor voting... vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Mr. Clerk, take the record. House Bill 567, having received 112 voting 'yes', 0 voting 'no', 0 voting

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

'present', is declared passed. The Gentleman from Bond, Representative Stephens, is seeking recognition."

Stephens: "I guess this is an inquiry of the Chair."

Speaker Mautino: "State your inquiry."

Stephens: "Yesterday, during the Governor's remarks that had so much to do with putting the state in worse financial condition, Representative Beaubien threw quite a fit. And in the process of reacting to the Governor's proposals I believe he did damage to his speaker box or his... the light... whatever you call this little box that's supposed to be semipermanent, his is now mobile. I wonder if you could send some staff back here to repair the damage that Representative Beaubien did to state property?"

Speaker Mautino: "I recall how enthused and excited he was about that speech. And I... and I will immediately send someone to take a look at that. Thank you, Sir. Mr. Clerk, on page 45 of the Calendar appears House Bill 326. What's the status of that Bill?"

Clerk Mahoney: "House Bill 326, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Mautino: "Please move that Bill back to Second Reading at the request of the Sponsor. Mr. Clerk, on House... on House Calendar, page 50, House Bill 1003, Representative Poe. Out of the record. Mr. Clerk, on page 46 of the Calendar appears House Bill 471. Representative Pritchard. Read the Bill."

Clerk Mahoney: "House Bill 471, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Mautino: "Representative Pritchard."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Pritchard: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, what we're trying to do with this Bill is give non-Home Rule communities some of the same options as Home Rule communities when it comes to collecting hotel and motel taxes. We're finding in some of our non-Home Rule communities that because deposits to this account are made quarterly rather than on a monthly basis, they're not aware of some hotels that may be coming in financial risk. And therefore, in my district, we've had a community that has had several hotels go bankrupt and they've lost some considerable funding that was intended for tourism and other attractions to their community. So, this Bill is giving a community the option of having either a use tax or an occupation tax. It does not increase the amount, it does not expand the amount of taxes, but it's up to the community to give them the right to do that. I would ask for your support."

Speaker Mautino: "On House Bill 471, Representative Deborah Graham is seeking recognition."

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

Speaker Mautino: "He indicates that he will."

Graham: "Representative Pritchard, I've received several e-mails and letters from townships that I represent, in particular in Oak Park. And they are very uncomfortable with this piece of legislation and feel that this will bring jeopardy to the area. Oak Park is known around the country for its diversity and they think that this tax will be devastating to the area. Will you, again, please, explain to me what this legislation does?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Pritchard: "As I indicated a moment ago, it simply gives non-Home Rule communities the opportunity of collecting a use tax rather than an occupation tax. It does not take money away from anyone, it does not divert money. What it's doing is making sure that when an individual goes to a hotel and pays the tax that that tax goes for the intended purpose and that is to help tourism and economic development in that area."

Graham: "So, you said these are two taxes that you're talking about? They can pay one tax or the other tax?"

Pritchard: "They're currently covered under the..."

Graham: "So, when they switch... when they switch the use of the taxes to something else... what was the initial tax intended for?"

Pritchard: "In communities it was intended for tourism. And that's why people that go to a motel..."

Graham: "So, you're saying both these taxes..."

Pritchard: "...were paying those taxes."

Graham: "So, you're saying both these taxes are tourism type taxes, both of them?"

Pritchard: "The moneys are used in part for those purposes, yes. And this is a local community decision. This is not extending a new tax on to anyone. People are already paying this tax. What the problem is, is that the community doesn't often get that tax if the hotel goes bankrupt. So, we're simply trying to increase the assurance that what a citizen is paying for, goes for that intended purpose."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Graham: "Well, my constituents think that it would drive people away and they won't come and stay in their area if they increase the hotel taxes in their area."

Pritchard: "No. This does not increase taxes. This is a tax that is already..."

Graham: "I guess the way you're implying it..."

Pritchard: "...placed on a community of... or on a hotel when they stay at that hotel. They're paying a sales tax, which is a use tax."

Graham: "Representative, I'm going to reserve my questioning, but I... and continue to try to listen to see if I can get some more understanding out of this."

Pritchard: "Thank you."

Graham: "But right now I'm going to be asking my colleagues to pay attention. And I have some very sophisticated voters in Oak Park and there's some real concern here. Thank you."

Speaker Mautino: "This Bill is on Short Debate, one Member has spoken in response. Representative Dunkin is speak... is seeking recognition, the Gentleman from Cook."

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

Speaker Mautino: "He indicates he will."

Dunkin: "Representative, what is the current hotel sales tax?"

Pritchard: "Excuse me?"

Dunkin: "What is today's current hotel sales tax in Illinois today?"

Pritchard: "It is set by the local community, but it cannot exceed 5 percent."

Dunkin: "Right. What is the state's hotel tax?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Pritchard: "Well, the state has a sales tax. I'm not sure that the state has a hotel tax."

Dunkin: "Yes, it... there is a hotel sales tax at the state level. We get about 6.2 percent that goes to the state. For example, in Chicago we have... it's a... actually it's 15.2 percent in sales tax when you lease or rent a room."

Pritchard: "So, this Bill would not apply to Chicago because they're a Home Rule community."

Dunkin: "So, we're doing this for one hotel out of the entire state?"

Pritchard: "No. No, we're not. There are a number of non-Home Rule communities that have hotels that would benefit from this type of legislation that gives them an option."

Dunkin: "Okay. Has there been a... and I've... and I communicate with a number of the hotels in the State of Illinois via their association. I have not heard that this is a major problem. So, I'm trying to figure out sort of where did this germinate?"

Pritchard: "As I indicated, it came from one of my communities. But as you may have already been told, the Illinois Municipal League has this as one of their legislative priorities because it is a concern across the State of Illinois."

Dunkin: "Where is the bureau of the tourism on this issue? Have they... because they're the ones who benefit tremendously from the tax... taxing of hotel rooms in the state. So, have they chimed in on this legislation at all?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Pritchard: "The Hotel and Lodging Association is neutral on this issue. Certainly, my local tourism agencies are in favor of it."

Dunkin: "Sure. Again, where is the State of Illinois' Bureau of Tourism on this issue?"

Pritchard: "I have not had conversation with them."

Dunkin: "Are you familiar with how the current local taxes are collected in terms of a sales or use tax as it relates to hotels, rooms being rented?"

Pritchard: "Excuse me?"

Dunkin: "I guess... I'm trying to figure out where this issue is headed, because it... so, this Bill allows non-Home Rule cities or municipalities to cap a 5 percent hotel tax, is that correct?"

Pritchard: "They already are."

Dunkin: "Yes. And you're saying you want to make this cap or this ceiling permanent?"

Pritchard: "No, no."

Dunkin: "Or you want to have that cap off of the 5 percent tax?"

Pritchard: "So, we're talking about a use tax or an occupation tax, the classification. That has with it some requirements that the collections from that tax be paid more frequently."

Dunkin: "Okay."

Pritchard: "And that's what we're trying to get at. They be remitted from the hotel to the community on a more frequent basis."

Dunkin: "For purposes of?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Pritchard: "To being assured that the tax that has been levied on the citizen is used for that purpose."

Dunkin: "And that purpose is?"

Pritchard: "What that community has put together."

Dunkin: "Well, again..."

Pritchard: "It's tourism and in part..."

Dunkin: "...it's a tourism tax."

Pritchard: "...some of the municipalities may use it for something else. But it is in part to stimulate economic activity and tourism."

Dunkin: "Thank you. To the Bill. Ladies and Gentlemen..."

Speaker Mautino: "To the Bill."

Dunkin: "...this is a good Bill. It simply assures that the local sales tax or use tax or hotel tax is utilized appropriately for tourism. Oftentimes, those local tourism or hotel tax dollars are not necessarily utilized for the purposes of tourism. Tourism here in the State of Illinois is a \$26.7 billion industry. The sales tax that we generate at the state level is well over \$2 billion per year. The local... and that's at the state level. At the local level they tend to utilize the money for other events, other things that's not tourism related. This is one of the largest industries, probably the third largest in the State of Illinois. And a lot of us, in some cases take it for granted that people come to this state because they have to come here. They come here because of the tourism sales dollars promote in other states outside of this country, in Africa, in Asia, in Europe and this is a vital, vital component to our economy. It's those

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

individuals who drive the buses, who drive the cabs, who work in the hotels. Those individuals who are in the restaurants, who clean the linen and so forth. It is a multi-billion dollar industry, it has a major component to our economy because those individuals who are receiving their compensation at their workplace pay taxes and they are a vibrant, vibrant part of our state's economy. So, I would urge and encourage a strong 'aye' vote. Thank you."

Speaker Mautino: "Thank you. The Gentleman from Lake, Representative Sullivan. Out of the record. The Gentleman from Morgan, Representative Watson, for what reason do you seek recognition?"

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

Speaker Mautino: "There's a Motion to move the previous question. And on that, Representative Pritchard to close."

Pritchard: "Ladies and Gentlemen of the House, this does not increase taxes, it makes an assurance that when taxes are collected they're used for that intended purpose as relates to the hotel use and occupation taxes. I would ask for your support."

Speaker Mautino: "The question is, on House Bill 471, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Davis. Representative Stephens. Mr. Clerk, take the record. House Bill 471 receiving 72 voting 'yes', 39 voting 'no', 1 voting 'present'. This Bill is declared passed. Ladies and Gentlemen of the House, it's the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

intention of the Chair at this time to move a number of Bills from Second Reading to Third Reading. Before we move from Third Readings to Second Reading, Mr. Clerk, what is the status of House Bill 55? Or excuse me, House Bill 3909 on page 55 of the Calendar?"

Clerk Mahoney: "House Bill 3909 is on the Order of House Bills-Third Reading."

Speaker Mautino: "At the request of Representative Ramey, please pull that back to Second Reading. And now, on the Order of Second Reading, on page 4 of the Calendar appears House Bill 184. Representative Acevedo. Out of the record. On page 2 of the Calendar appears House Bill 12, Representative Arroyo. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 12, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, on page 8 of the Calendar appears House Bill 563, Representative Beiser. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 563, a Bill for an Act concerning professional regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, on page 20 of the Calendar appears House Bill 2238, Representative Berrios. Read the Bill. Oh, excuse me, out of the record at the request of the Sponsor. On page 14 of the Calendar appears House Bill 1013, Representative Boland. Out of the record. On page 37 of the Calendar appears House Bill 3946,

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Representative Brosnahan. Out of the record. On page 16 of the Calendar appears House Bill 1175, Representative Burke. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 1175, a Bill for an Act concerning professional regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 36 of the Calendar appears House Bill 3863, Representative Burns. Out of the record. On Representative... on page 14 of the Calendar is House Bill 972, Representative Chapa LaVia. Read the Bill. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 972, a Bill for an Act concerning higher education. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, on page 16 of the Calendar appears House Bill 1129, Representative Collins. Read the Bill."

Clerk Mahoney: "House Bill 1129, a Bill for an Act concerning courts. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, would you bring back from page 16 of the Calendar House Bill 1129? Bring that Bill back to Second Reading. On page 38 of the Calendar appears House Bill 4011, Representative Colvin. Roll the Bill."

Clerk Mahoney: "House Bill 4011, a Bill for an Act concerning regulation. Second Reading of this House Bill. No Amendments. No Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 10 of the Calendar appears House Bill 693, Representative Crespo. Out of the record. On page 39 of the Calendar appears 4088, Representative Currie. Read the Bill."

Clerk Mahoney: "House Bill 4088, a Bill for an Act concerning privacy. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. The Gentleman from Cook, Representative McCarthy, is seeking recognition."

McCarthy: "Yes, Mr. Speaker. If it's appropriate, I would appreciate having House Resolution 155 called at this time?"

Speaker Mautino: "We will return to that shortly."

McCarthy: "I appreciate it."

Speaker Mautino: "On page 3 of the Calendar appears House Bill 71, Mr. D'Amico. Read the Bill. Excuse me, Mr. Clerk, leave that Bill on Second. Take the Bill out of the record at the request of the Sponsor. On page 7 of the Calendar appears House Bill 419, Representative Monique Davis. Out of the record. On page 32 of the Calendar appears House Bill 3687, Representative William Davis. Out of the record. On page 11 of the Calendar appears House Bill 796, Representative Dugan. Representative Dugan on House Bill 796. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 796, a Bill for an Act concerning energy assistance. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 10 of the Calendar appears... Mr. Clerk, would you recall House Bill 796? We have a... the Gentleman is seeking... from Crawford, Representative Eddy, is seeking recognition for what purpose, Sir?"

Eddy: "Thank... thank you, Mr. Speaker. Our analysis indicates that the Sponsor agreed to hold this on Second for agreed language because of an issue related to the higher income standards..."

Speaker Mautino: "Okay."

Eddy: "...that was being discussed. I just wanted to remind her of that. I know there's a Committee Amendment on it. We wanted to make sure that that is the agreed Committee Amendment that we discussed before?"

Speaker Mautino: "And... Representative Dugan?"

Dugan: "Yes, and... and as I had said in committee, this was... the House Amendment #2 is the agreed to language. And as I... I think I had said in committee we were going to do it as a Floor Amendment, but it was a agreed to language. And that's the other Amendment."

Eddy: "What's the status of the Bill? Has it been adopted? Has the second Amendment been adopted?"

Speaker Mautino: "Mr. Clerk, what's the status of the Bill?"

Clerk Mahoney: "House Bill 796 has been moved back to Second Reading. Amendment #1 was adopted in committee."

Eddy: "So, #2 has not been yet been adopted?"

Speaker Mautino: "Any Motions or further Amendments, Mr. Clerk?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

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

Speaker Mautino: "Leave this on Second Reading."

Eddy: "Yeah. Thank you."

Speaker Mautino: "On page 10 of the Calendar appears House Bill 687, Representative Dunkin. Out of the record. On page 6 of the Calendar appears House Bill 277, Representative Bellock. 277. Out of the record. At this time, I'd like to call on the Gentleman from Cook. Mr. Clerk, I believe we have House Resolution 155, please read the Resolution."

Clerk Mahoney: "House Resolution 155, offered by Representative McCarthy."

WHEREAS, The members of the Illinois House of Representatives are pleased to congratulate the Sandburg High School Varsity Cheerleaders of Orland Park on winning the Illinois High School Association Large Group Cheer competition."

Speaker Mautino: "The Gentleman from Cook, Representative Kevin McCarthy."

McCarthy: "Thank you, Mr. Speaker. Standing in the center section of the Speaker's Gallery, it's always an honor and a pleasure when you have some state champions from your area and that they're able to come down to Springfield and be recognized by the House of Representatives. Any of you who have daughters, granddaughters or nieces that take part in a cheerleading competition know that of all the sports in our high school sometimes, I think, these athletes work harder than just about any of the others put together. But we're very proud of our varsity cheerleaders from Carl Sandburg High School in Orland Park on winning the state

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

championship for the bigger schools. So, I'd like the House to please acknowledge them as they stand in the center part of the Speaker's Gallery."

Speaker Mautino: "Congratulations. Representative McCarthy."

McCarthy: "I'm not going to ask them to do a cheer. But the... as you noticed from the cosponsors on there, I'm joined by all the Representatives who represent the Carl Sandburg attendance area including Representative Kosel, Representative Joyce and Representative Bob Rita. I did want to make a special mention and salute head coach, Michael Bruce and his assistant coach, Caylee Bruce, who is also with today. I believe that Representative Kosel would also like to make some remarks on the Resolution."

Speaker Mautino: "On the Resolution, Representative Kosel."

Kosel: "Thank you very much, Ladies and Gentlemen of the House. I also would like to add my congratulations to these young ladies. It is always great to see women succeed and excel. And so, you have my personal congratulations as well as the congratulations of the General Assembly. Thank you so much for coming down. And we look forward to hearing great things from you in the future."

Speaker Mautino: "The Gentleman from Jackson, Representative Bost, is seeking recognition. Out of the record. On page 41 of the Calendar appears House Bill 4199, Representative Bost. Read the Bill."

Clerk Mahoney: "House Bill 4199, a Bill for an Act concerning government. Second Reading of this House Bill. No Amendments. No Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 12 of the Calendar appears House Bill 870, Representative Brauer. Read the Bill."

Clerk Mahoney: "House Bill 870, a Bill for an Act concerning local government. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 17 of the Calendar appears House Bill 1295, Representative Cavaletto. Out of the record. On page 24 of the Calendar appears House Bill 2406, Representative Coladipietro. Out of the record. On page 13 of the Calendar appears House Bill 880, Representative Connelly. Read the Bill."

Clerk Mahoney: "House Bill 880, a Bill for an Act concerning regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 15 of the Calendar, Mr. Clerk, appears House Bill 1060, Representative Coulson. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 1060, a Bill for an Act concerning State Government. Second Reading of this House Bill. There are no Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 39 of the Calendar appears House Bill 4098, Representative Cross. Read the Bill."

Clerk Mahoney: "House Bill 4098, a Bill for an Act concerning state budget. Second Reading of this House Bill. There are no Amendments and no Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 16 of the Calendar appears House Bill 1107, Representative Eddy. Read the Bill."

Clerk Mahoney: "House Bill 1107, a Bill for an Act concerning education. Second Reading of this House Bill. There are no Amendments and no Motions filed."

Speaker Mautino: "Third Reading. On page 12 of the Calendar appears House Bill 809, Representative Fortner. Read the Bill."

Clerk Mahoney: "House Bill 809, a Bill for an Act concerning education. Second Reading of this House Bill. There are no Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 39 of the Calendar appears House Bill 4094, Representative Hatcher. Read the Bill."

Clerk Mahoney: "House Bill 4094, a Bill for an Act concerning education. Second Reading of this House Bill. There are no Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 33 of the Calendar appears House Bill 3721, Representative Kosel. Read the Bill."

Clerk Mahoney: "House Bill 3721, a Bill for an Act concerning transportation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments and no Motions filed."

Speaker Mautino: "Third Reading. On page 30 of the Calendar appears House Bill 2686, Representative Leitch. Read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 2686, a Bill for an Act concerning education. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 9 of the Calendar appears House Bill 670, Representative Mathias. Read the Bill."

Clerk Mahoney: "House Bill 670, a Bill for an Act concerning local government. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 42 of the Calendar appears House Bill 4230, Representative McAuliffe. Out of the record. On page 7 of the Calendar appears House Bill 367, Representative Bill Mitchell. Out of the record. House Bill 1307 on page 17 of the Calendar, Representative Moffitt. Read the Bill."

Clerk Mahoney: "House Bill 1307, a Bill for an Act concerning State Government. Second Reading of this House Bill. There are no Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 21 of the Calendar appears House Bill 2251, Representative Osmond. Read the Bill... Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 2251, a Bill for an Act concerning waterways. Second Reading of this House Bill. There are no Amendments or Motions filed."

Speaker Mautino: "Third Reading. Page 13 of the Calendar appears House Bill 928, Representative Pihos. Mr. Clerk, read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 928, a Bill for an Act concerning appropriations. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 6 of the Calendar appears House Bill 349, Representative Pritchard. Read the Bill."

Clerk Mahoney: "House Bill 349, a Bill for an Act concerning vehicles has been read a second time, previously. Amendment #1 was adopted in committee. No, I'm sorry.. Amend... correction..."

Speaker Mautino: "Mr. Clerk, take that Bill from the record at the request of the Sponsor. Leave it on Second. On page 41 of the Calendar appears House Bill 4211, Representative Ramey. Out of the record. On page 9 of the Calendar appears House Bill 625, Representative Reboletti. Out of the record. On page 4 of the Calendar appears House Bill 171, Representative Reis. Out of the record. On page 39 appears House Bill 4075, Representative Rose. Out of the record. On page 8 of the Calendar appears House Bill 583, Representative Sacia. Out of the record. On page 14 of the Calendar appears House Bill 1014, Representative Saviano. Read the Bill."

Clerk Mahoney: "House Bill 1014, a Bill for an Act concerning regulation. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 39 of the Calendar appears House Bill 4047, Representative Schmitz. Out of the record. On page 41 of the Calendar appears House Bill 4198, Representative Stephens. Read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 4198, a Bill for an Act concerning firearms. Second Reading of this House Bill. There are no Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 33 of the Calendar appears House Bill 3716, Representative Sullivan. Out of the record. On page 12 of the Calendar appears House Bill 865, Representative Tracy. Read the Bill."

Clerk Mahoney: "House Bill 865, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 18 of the Calendar, House Bill 1322, Representative Tryon. Out of the record. On page 5 of the Calendar appears House Bill 241, Representative Sommer. Read the Bill."

Clerk Mahoney: "House Bill 241, a Bill for an Act concerning local government. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 11 of the Calendar appears House Bill 800, Representative Wait. Out of the record. On page 16 of the Calendar appears House Bill 1137, Representative Watson. Out of the record. On page 11 of the Calendar, excuse me, page 10 of the Calendar appears House Bill 687, Representative Dunkin. Out of the record. On page 10 of the Calendar, House Bill 705 appears, Representative Farnham. Read the Bill."

Clerk Mahoney: "House Bill 705, a Bill for an Act concerning property. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. However, notes have been requested and not yet filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Mr. Clerk, leave that Bill on Second Reading. Take that out of the record, please. For what reason does Representative Bellock, the Lady from DuPage, rise?"

Bellock: "Thank you, Mr. Speaker. I'd like to be recorded as a 'yes' on House Bill 471, please. Thank you."

Speaker Mautino: "The Journal will so reflect your wishes."

Bellock: "Thank you very much."

Speaker Mautino: "On page 11 of the Calendar appears House Bill 746, Representative Feigenholtz. Read the Bill."

Clerk Mahoney: "House Bill 746, a Bill for an Act concerning public aid. Second Reading of this House Bill. No Amendments or Motions filed."

Speaker Mautino: "Third Reading. On page 14 of the Calendar appears House Bill 962, Representative Flider. Read the Bill."

Clerk Mahoney: "House Bill 962, a Bill for an Act making appropriations. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page... Mr. Clerk, on page 16 of the Calendar appears House Bill 1137, Representative Watson. Read the Bill."

Clerk Mahoney: "House Bill 1137, a Bill for an Act concerning revenue. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, on page 3 of the Calendar is House Bill 67, Representative Ford. Out of the record. On page 35 of the Calendar is House Bill 3860, Representative Franks. Out of the record. On page 42 of

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

the Calendar appears House Bill 4326, Representative Fritchey. Read the Bill."

Clerk Mahoney: "House Bill 4326, a Bill for an Act concerning local government. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 13 of the Calendar appears House Bill 914, Representative Froehlich. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 914, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 8 of the Calendar, Mr. Clerk, appears House Bill 520, Representative Golar. Representative Golar on House Bill 520, would you like to move this Bill? Out of the record. On page 22 of the Calendar appears House Bill 2332, Representative Careen Gordon. Read the Bill."

Clerk Mahoney: "House Bill 2332, a Bill for an Act concerning local government. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 31 of the Calendar appears House Bill 3630, Jehan Gordon. Representative Gordon, do you wish to move this Bill? Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 3630, 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."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. Mr. Clerk, on page 25 of the Calendar appears House Bill 2463, Representative Julie Hamos. Out of the record. On page 37 of the Calendar appears House Bill 2234, Representative Harris. Read the Bill."

Clerk Mahoney: "House Bill 2234, a Bill for an Act concerning civil law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 17 of the Calendar appears House Bill 2386, Representative Hernandez. Out of the record. On page 17 of the Calendar appears House Bill 1204, Representative Hoffman. Out of the record. On page 12 of the Calendar appears House Bill 860, Representative Holbrook. Read the Bill."

Clerk Mahoney: "House Bill 860, a Bill for an Act concerning utilities. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, on page 8 of the Calendar appears House Bill 520, Representative Golar. Read the Bill."

Clerk Mahoney: "House Bill 520, a Bill for an Act concerning courts. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 26 of the Calendar appears House Bill 2475, Representative Howard. Out of the record. On page 29 of the Calendar appears House Bill 2652, Representative Joyce. Out of the record. On page 3

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

of the Calendar appears House Bill 85, Representative Lang.
Read the Bill."

Clerk Mahoney: "House Bill 85, a Bill for an Act concerning elections. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 41 of the Calendar appears House Bill 4223, Representative May. Out of the record. On page 32 of the Calendar appears House Bill 3682, Representative McAsey. Read the Bill."

Clerk Mahoney: "House Bill 3682, a Bill for an Act concerning revenue. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 34 of the Calendar appears House Bill 3798, Representative McCarthy. Out of the record. On page 41 of the Calendar appears House Bill 4223, Representative May. Read the Bill."

Clerk Mahoney: "House Bill 4223, a Bill for an Act concerning radon. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 17 of the Calendar appears House Bill 1204, Representative Hoffman. Out of the record. On page 22 of the Calendar appears House Bill 2314, Representative McGuire. Out of the record. On page 28 of the Calendar there appears House Bill 2573, Representative Mell. Read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 2573, a Bill for an Act concerning human rights. Second Reading of this House Bill. No Committee Amendments. However, a Floor Amendment was filed today, but has not been recommended for adoption. No Motions filed."

Speaker Mautino: "Out of the record, please. On page 3 of the Calendar, House Bill 152, Representative Mendoza. Read the Bill. It's been read a second time, but there are notes filed to the... asked for on this Bill. It will remain on Second. On page 25 of the Calendar appears House Bill 2450. Dr. Miller, would you like to move this Bill? Out of the record. On page 5 of the Calendar, House Bill 271, Representative Nekritz. Out of the record. On page 34 of the Calendar appears House Bill 3815, Representative Osterman. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 3815, a Bill for an Act concerning state buildings. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 4 of the Calendar appears House Bill 173, Representative Phelps. Read the Bill."

Clerk Mahoney: "House Bill 173, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 35 of the Calendar, we have House Bill 3830, Representative Reitz. Out of the record. On page 15 of the Calendar there appears House Bill 1053, Representative Riley. Read the Bill."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "House Bill 1053, a Bill for an Act concerning appropriations. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 11 of the Calendar there appears House Bill 789, Representative Rita. Read the Bill."

Clerk Mahoney: "House Bill 789, a Bill for an Act concerning safety. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 10 of the Calendar appears House Bill 737, Representative Smith. Move the Bill. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 737..."

Speaker Mautino: "Excuse me, Mr. Clerk, the Sponsor requests it be taken out of the record. On page 21 of the Calendar appears House Bill 2283, Representative Soto. Read the Bill."

Clerk Mahoney: "House Bill 2283, a Bill for an Act concerning civil law. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 8 of the Calendar appears House Bill 574, Representative Turner. Out of the record. On page 42 of the Calendar appears House Bill 4318, Representative Verschoore. Representative Verschoore. Read the Bill."

Clerk Mahoney: "House Bill 4318, a Bill for an Act concerning education, which may be referred to as the Brandon Ballard Law..."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Mr. Clerk, that Bill is awaiting an Amendment. Leave that Bill on Second Reading. On page 24 of the Calendar, House Bill 2393, Representative Walker. Out of the record. On page 25 of the Calendar appears House Bill 2450, Representative Miller. Read the Bill."

Clerk Mahoney: "House Bill 2450, a Bill for an Act concerning professional regulation. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Miller, has been approved for consideration."

Speaker Mautino: "On Floor Amendment #1, Representative Miller."

Miller: "Thank you, Mr. Speaker. This Amendment is just an agreement in the issues that were raised in committee. I ask for a favorable adoption."

Speaker Mautino: "On this Bill, no one's seeking recognition, all in favor of adoption of Floor Amendment #1 signify by saying 'aye'; opposed same sign. The 'ayes' have it. The Amendment has been adopted. Mr. Clerk, any further Amendments?"

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

Speaker Mautino: "Third Reading. On page 9 of the Calendar appears House Bill 604, Representative Yarbrough. Read the Bill."

Clerk Mahoney: "House Bill 604, a Bill for an Act concerning tobacco. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 36 of the Calendar appears House Bill 3872, Representative Zalewski. Read the Bill."

Clerk Mahoney: "House Bill 3872, a Bill for an Act concerning revenue. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 10 of the Calendar appears House Bill 737, Representative Smith. Read the Bill."

Clerk Mahoney: "House Bill 737, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Smith, has been approved for consideration."

Speaker Mautino: "On Floor Amendment #1, Representative Smith."

Smith: "Thank you, Mr. Speaker, Ladies and Gentlemen. This is a very simple Amendment that I indicated we would attach to the Bill in committee. And it simply adds that this will be done in consultation with the State Teacher Certification Board. This is an initiative of the Illinois Principals Association. I know of no opposition. Again, it's a fairly technical Amendment and I move for its adoption."

Speaker Mautino: "No one seeking recognition on the Amendment, question is, 'Shall Floor Amendment #1 be adopted?' All in favor signify by 'aye'; opposed same sign. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk, any further Amendments?"

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. Mr. Clerk, on... Mr. Clerk, on page 20 of the Calendar appears House Bill 2239, Speaker Madigan. Read the Bill."

Clerk Mahoney: "House Bill 2239, a Bill for an Act in relation to budget implementation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 20 of the Calendar appears House Bill 2240, Speaker Madigan. Read the Bill."

Clerk Mahoney: "House Bill 2240, a Bill for an Act in relation to budget implementation. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 6 of the Calendar appears House Bill 312, Speaker Madigan. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 312 has been read a second time previously, a Bill for an Act making appropriations. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 6 of the Calendar appears House Bill 313, Speaker Madigan. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 313, a Bill for an Act making appropriations. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. On page 6 of the Calendar appears House Bill 314, Speaker Madigan. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 314, a Bill for an Act making appropriations. Second Reading of this House Bill. No Amendments. No Motions filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Mautino: "Third Reading. On page 53 of the Calendar appears Senate Bill 2016, Speaker Madigan. Mr. Clerk, would you go to House Bill 312. What's the status of that Bill?"

Clerk Mahoney: "House Bill 312, a Bill for an Act making appropriations. Third Reading of the House Bill."

Speaker Mautino: "Representative Currie on House Bill 312."

Currie: "Thank you, Speaker and Members of the House. I move for the passage of House Bill 312."

Speaker Mautino: "And on that, the Gentleman from Crawford, Representative Eddy."

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

Speaker Mautino: "Indicates she will."

Eddy: "Representative, these appear to be shell bills for appropriations?"

Currie: "That's exactly right."

Eddy: "So, this particular shell would appropriate, eventually, the budget for general services?"

Currie: "General Assembly. That... it's... yeah, for federal stimulus, yes."

Eddy: "Okay. So, the only... the only appropriation that will be contained in this eventually will be federal stimulus money?"

Currie: "That is the plan."

Eddy: "Okay. I appreciate the explanation. I... I... your anticipated schedule for the appropriation to be made and the funds... have you heard a lot about the federal stimulus money? Is it on its way? Do we know how it's going to be broken out yet?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Currie: "When we find out we're going to use this Bill so as to clarify what we can do in Illinois to access each and every federal penny that's available to us."

Eddy: "Okay, Representative. And... and that will come back in that form. I appreciate the clarification."

Speaker Mautino: "Thank you. And on that, seeing no one else seeking recognition, the question is, 'Shall House Bill 312 pass?' All in favor signify by voting 'yes'; opposed voting 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. House Bill 312, having received 65 voting 'yes', 49 'no' and 0 voting 'present', is declared passed. Mr. Clerk, please read House Bill 314."

Clerk Mahoney: "House Bill 314, a Bill for an Act making appropriations. Third Reading of this House Bill."

Speaker Mautino: "Representative Currie on House Bill 314."

Currie: "Thank you, Speaker and Members of the House. This, as the previous Bill, is a shell Bill. The idea is to use this to appropriate federal stimulus dollars. I'd be happy with the same Roll Call."

Speaker Mautino: "And on that, the Lady from Cook, Representative Mulligan."

Mulligan: "To the Bill. Normally, we don't vote on shell Bills, this may come back with wonderful stuff and it may come back with who knows what. So, if it comes back with wonderful stuff and we voted 'no', then I guess we'll see the wonderful mail piece that says we voted 'no', on all this great stuff. So, we're still voting 'no' because we

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

have no idea what's going to be in this Bill. We hope it'll be good, but I think this is a bad way to do it."

Speaker Mautino: "And on that question, 'Shall House Bill 314 pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative May. Mr. Clerk, take the record. On House Bill 314, 62 voting 'yes', 51 voting 'no', 0 voting 'present'. This Bill is declared passed. Mr. Clerk, please call House Bill 313."

Clerk Mahoney: "House Bill 313, a Bill for an Act making appropriations. Third Reading of this House Bill."

Speaker Mautino: "Representative Currie on House Bill 313."

Currie: "Thank you, Speaker and Members of the House. This also is an appropriations shell Bill appropriate for use for federal stimulus appropriations when we know exactly what we need to do. Just a reminder to those of you who are fearful of voting for shell Bills, this Bill will not become law without a second vote in this chamber. So, if you don't like it, you'll have opportunity... every opportunity to vote 'no' then. I'd appreciate your 'aye' votes."

Speaker Mautino: "No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, 65 are voting 'yes', 49 'no', 0 voting 'present'. House Bill 313 is declared passed. Mr. Clerk."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk Mahoney: "Rules Report. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following legislative measures and/or Joint Action Motions were referred, action taken on March 19, 2009, reported the same back with the following recommendation/s: 'approved for floor consideration' is Amendment #2 and 3, offered by Representative Currie, to Senate Bill 2016."

Speaker Mautino: "Mr. Clerk, read Senate Bill 2016."

Clerk Mahoney: "Senate Bill 2016, a Bill for an Act concerning public employee... Senate Bill 2016, a Bill for an Act concerning the Olympic Games, has been read a second time, previously. Amendment #1 was adopted in committee. Floor Amendments 2 and 3, offered by Representative Currie, have both been approved for consideration."

Speaker Mautino: "On Floor Amendment 2, Representative Currie. Excuse me. On Floor Amendment 2, Representative Burns."

Burns: "Yes, thank you, Mr. Speaker. Floor Amendment #2 is substantially similar to House... Floor Amendment... to House Amendment #1. It makes some changes to the diversity program. And I'd like to adopt the Amendment."

Speaker Mautino: "Gentleman moves adoption of Amendment #1. All in favor... excuse me, of Amendment #2. All in favor signify by 'aye'; opposed same sign. The 'ayes' have it. And the Amendment is adopted. Further Motions, Mr. Clerk?"

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

Speaker Mautino: "Representative Burns on Amendment #3."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Burns: "Thank you very much, Mr. Speaker. Floor Amendment #3 stipulates qualifications for persons to serve on the diversity board. I would move to adopt the Amendment."

Speaker Mautino: "Gentleman moves adoption of Floor Amendment 3. All in favor signify by 'aye'; opposed same sign. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk, further Amendments?"

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

Speaker Mautino: "Third Reading. Mr. Clerk, read this Bill a third time."

Clerk Mahoney: "Senate Bill 2016, a Bill for an Act concerning the Olympic Games. Third Reading of this Senate Bill."

Speaker Mautino: "The Gentleman from Cook, Representative Burns."

Burns: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 2016 is legislation that is necessary to assist our state and city.. the City of Chicago in securing the 2016 Summer Olympic bid. It's an insurance program in case there are losses associated with the bid. There's also language that's necessary for the International Olympic Committee in terms of protecting Olympic trademarks, security arrangements. And I would appreciate support on the Bill. And look forward to answering any questions."

Speaker Mautino: "The Chair recognizes the Gentleman from Kendall, Leader Cross."

Cross: "Thank you, Mr. Speaker. I just rise briefly in strong support of this. This is a Bill I think that has to happen. I think this is an opportunity for not only the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

City of Chicago, but for the suburban region and really for that matter, all of the State of Illinois where we have a chance to showcase the State of Illinois with a wonderful opportunity to bring the Olympics to the City of Chicago. And I'm not sure that everybody on our side is going to vote for this, but I think it's a good Bill. I think it's something we need to pass. I think we need to do it today and be as supportive as we can of the efforts of the city and the Olympic Committee to get this... the Olympics to the City of Chicago. So, thank you, Mr. Speaker."

Speaker Mautino: "Thank you. The Gentleman from Crawford, Representative Eddy."

Eddy: "Thank you. Just, very briefly, a couple of quick questions for the Sponsor if he'll yield?"

Burns: "Yes."

Eddy: "Representative, this is really something that is... is just in case, right? In case and... what are the... what are the odds... what have been the odds that there has been a loss that would even dip into this reserve?"

Burns: "Thank you very much, Representative. I should note that the plan is that there will be \$22 billion in economic benefits to the State of Illinois as a consequence of the Olympic games happening in Chicago in 2016, eight billion of that outside of the Chicago region. The American Summer Games have been extremely profitable. There's never been a case of the Summer Games occurring in the United States that were not profitable. The International Olympic Committee requires governments to provide a guarantee, but this is really an insurance policy. We expect significant

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

profits from the games, \$450 million is the estimate for the Chicago games. And so this is a just in case, as you pointed out."

Eddy: "Now, this does not... this does guarantee any capital expenses? This is just operations, is that correct?"

Burns: "That is correct. This covers the operating costs associated with the games. If there's something catastrophic that happens and there's a loss, it's just the operating expenditures."

Eddy: "Okay. So, all the capital investment... all the capital investment is... is from private individual... it's not guaranteed by the government. So, if they have the same kind of problems they've had in Olympics with actual venues this money will not go to... they're just operations only?"

Burns: "This... this is operations only, Representative."

Eddy: "All right. Final question I have for you. Should there be the unlikely occasion where the \$250 million would have to be accessed, is there an auditing and transparency function so that the state... the state will know for sure the source of the expenses that caused the... the need to use that? In other words, in my... in my area one of the questions might be, you know what are the guarantees in there that the losses are transparent audited?"

Burns: "Right. That's a very good question, Representative. It... two quick answers. First of all, the way that the insurance program works is that the... any profits that happen from the games will be the first absorbed. The City of Chicago is on the hook first for \$250 million. Then the state would come in if that was not sufficient and then the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

City of Chicago last. To answer your question, we would have to appropriate the money into the fund to cover any loss and at that point, we could call for an auditing of all the expenses and the rest to make sure that taxpayers' money was being protected."

Eddy: "So, what you're saying is today we're not making that appropriation."

Burns: "That's correct."

Eddy: "Today we're not making that appropriation, a future General Assembly... obviously the Olympics aren't until 2016. At that time they would have the opportunity to ask the questions to make sure that those expenses are... are legitimate, I'll... I'll use that word expenses, and that weren't... they weren't in any way just kind of added up so that you can get into that money. There is a guarantee in the language for that transparency?"

Burns: "The transparency is the appropriations process of this very Body."

Eddy: "Okay."

Burns: "And so, the future General Assembly, should this be necessary, would be able to ask the very questions that you're talking about and get to the bottom of any issues."

Eddy: "Appreciate the answers and very quickly, to the legislation. Ladies and Gentlemen of the House, as a downstate Member of the Body I... I know that this is going to benefit my region of the state. There are universities in my area that will benefit from some of the activities that are going to take place. This is something that's necessary, and... and something we should be supportive of."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

What happens in those Olympic Games will reflect well on our entire state and many venues throughout our state, so, and I... I would urge support of this... this important legislation. Thank you."

Speaker Mautino: "The Chair recognizes the Gentleman from McHenry, Representative Franks. And Representative Turner in the Chair."

Franks: "Thank you, Mr. Speaker. Will the Sponsor yield? He indicates he will. Thanks. Mr. Burns, I think this is very important for the City of Chicago and the whole State of Illinois and I appreciate you bringing this forward. I wanted to follow up on some of the questions that Representative Eddy had, just I think, to make it crystal clear. The nature of our guarantee is a secondary guarantee. Wouldn't it be that the City of Chicago would have to pay first in the unlikely event that there was any deficit?"

Burns: "That's correct, Representative."

Franks: "So, we... the State of Illinois's obligation wouldn't come in unless there was a two hundred... an excess of \$250 million loss?"

Burns: "Actually, Representative, the estimates on the games are... the City of Chicago, any profit that would be gained from the games, would be the first on the hook. So, if the estimates are \$450 million for the City of Chicago. So, 450 million plus 250, then you get to the state's portion. So, it could be substantially more than 250 million before we're... we're in the game."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Franks: "Okay. Well, that's comforting. The other issue that Mr. Eddy had talked about was the real question that I had, as well, concerning the audit function. And I see the position that we're in now, in the State of Illinois, is you're asking us to be a guarantor. Basically, to be a participatory bank, as you will, in case those funds are ever needed to be accessed. My question is, have there been audits done so far of Chicago's effort and are we aware that everything is correct? Because certainly, you don't want to guarantee unless you know that the people who are spending the money are doing so correctly."

Burns: "I'm... I'm unaware at this time of an audit of 2016 at this... at this particular moment."

Franks: "If... if we... I believe that there are. I didn't know that the Bill was coming today, otherwise I would have come to your office and talked to you about it."

Burns: "Sure."

Franks: "I believe that there has been some audits, on it as well and hopefully, we'll have a chance to look at those to make sure. And that... that was my concern. Just to make sure if we're going to be guarantor, that everything is correct."

Burns: "Right."

Franks: "And I just... I think we have to be prudent on this because this is a lot of money."

Burns: "Right. And... and I appreciate that, Representative. The... the other thing I'd want to point out is that, if we do end up being on the hook, there's no appropriation in this Bill. So, a future General Assembly would have to

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

appropriate the money and there would be a reconciliation of whatever occurred with the games. But again, this is very important if we're trying to bring the games here. This is a requirement of the International Olympic Committee. And I look forward to providing any other information to you about this issue."

Franks: "Thank you. And.. and then to the Bill then. And I appreciate your candor. And you're absolutely right. This is what we need to do. I think it's going to be just a tremendous opportunity for the state and also for the city. And hopefully the Lake Shore on the south end of the city will be as built up as on the north end. I think it's an.. a real opportunity to have a renaissance that we haven't seen since the World's Fair. And I think this will be exciting and it's a wonderful opportunity. And hopefully, they'll.. they'll be.. they'll be deciding yes for Chicago in the near future."

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

Sullivan: "Thank you, Mr. Speaker. To the Bill. As I did in committee the other day, with an abundance of caution, I wanted to clear a potential conflict. My cousin that.. can you hear me? Oh, there you go. My cousin, Dave Bolger, is the chief operating officer of 2016. I will be voting my conscience on this, but I did want to have a potential conflict."

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

Miller: "Will the Sponsor yield?"

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "Indicates he will."

Miller: "Several questions I have. Part of the legislation deals with Professional Regulation law exemptions. Is this... are there any... will there be any other exemptions as you know concerning various other practices listed here?"

Burns: "Representative, there are exemptions from the FOID card for the purposes of participants who are participating in shooting games as part of the Summer Olympics."

Miller: "Okay. But as far as these... I guess this is under any particular practice Acts that are being relaxed, if... if some country brings in their own physicians and health care providers and such?"

Burns: "Representative, they are physicians and their assistants, nurses, physical therapists and their assistants, athletic trainers, massage therapists, veterinarians and their technicians and chiropractors."

Miller: "But... but not dentists?"

Burns: "Dentists are not included in the list."

Miller: "All right. That's okay. Another point dealing with the... the diversity language. I wanted you to sort of elaborate on that just for a minute, if you could."

Burns: "I'm sorry... I'm sorry. Could you say it one more time?"

Miller: "The diversity language, the oversight board?"

Burns: "Right. That's... language is included in House Amendment #2 and #3. There will be a diversity board set up that each... each Legislative Leader will have two appointees, the Governor will have two appointees, there will be an appointee by the University of Illinois-Chicago, Metropolitan Pier and Exposition Authority, Chicago Park

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

District, the mayor of Chicago will have five members. And then those board members will select five other members to conduct studies to make sure that the minority set-aside language that the Olympic Committee has stipulated to using in the... in their procurement process actually occurs, to monitor hiring to ensure that equal opportunity is provided to all those who seek to work on the Olympic project and that there's fairness in contracting."

Miller: "You men... you mentioned the procurement process, which procurement process does this mirror?"

Burns: "This is for all planning, staging, and all processes related to the games, Representative."

Miller: "Well, you mentioned the 25... or I don't know if you mentioned the 25/5? Is that similar language to the City of Chicago goals?"

Burns: "Yes, Representative."

Miller: "Okay."

Burns: "The... those goals are adopted from city ordinance."

Miller: "Okay. And the key word you mentioned were 'goals'. So, there... so, the intention is that to be a floor, not a ceiling, in terms of a procurement of professional services, contractual, all that type of services for minority participation, is that correct?"

Burns: "That's correct. The intention is for the games to... and the people who work on the games and construct the games, to look like the rest of the world. And the way you do that is through a diversity program that incorporates everyone into the process."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Miller: "Thank you. To the Bill, Mr. Speaker. I support this, as a south suburban Legislator. We do understand and realize the impact that it will have not only on the City of Chicago, but on Cook. We would just want to make sure that the opportunities are geographically, racially diverse for opportunities to participate as Roger Eddy had said, in his venues in his district and venues in my district and of course, our north suburbs of Waukegan and other communities like that. This is a step in the right direction. And we want to try to move..."

Speaker Turner: "Bring your remarks to a close."

Miller: "Thank you. We just want to move forward on this very important piece of legislation. Thank you."

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

Durkin: "Will the Sponsor yield?"

Speaker Turner: "Indicates he will."

Durkin: "Representative Burns, we are obligating a quarter of a billion dollars to the... the OCOG, which is the Organizing Committee for the Olympic Games, to indemnify them for any financial loss, correct?"

Burns: "Yes."

Durkin: "Do we have any type of rules or anything in this legislation that is going to ensure that the... those... that there'll be no... that there's no conflict of interest with the Members or any prohibitions that we're subject to under the Procurement Code to make sure that what they're doing is... and the different contracts they'll be awarding, that they're quite aware that there are specific rules? We go

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

back to the 2002 Salt Lake City games there was some problems and some questions that were raised about the organization members... members on the organization board who were... whose friends were benefiting from contracts which they were awarding. Do we have anything in there that spells out the..."

Burns: "To answer your question, Representative, my understanding is that there is language in the IOC Charter, the International Olympic Committee Charter, that governs procurement policy. And again, the games will occur... the construction of the games will occur in out years. So, we have some time to figure out some ways to... to strengthen conflict of interest laws. And I'd be happy to work with you as many of these projects will be occurring in my district. And I want to make sure that the people of Illinois understand that there's no funny business going on. But the... but what's critical is to... to have the guarantee on the books now so that we can move forward with Chicago's bid."

Durkin: "No doubt. But I believe that we should have something in State Law that spells out what the prohibitions are for board members. If we're going to be... the ones who are going to be backing up and making a... at least indemnifying the state... indemnifying the games for a large number, I think that we need to have something more than just what's in their charter. So, I... I'm going to support your Bill, but I hope you keep that in mind. You know, hopefully, we won't... you know, by the summer we'll know that we're... Chicago's awarded the games, but I think it's something we

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

need to look at. And I... I know you'll look... you'll help me with that."

Burns: "Thank you... thank you very much, Representative. I look forward to working with you to... on that very issue."

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

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

Speaker Turner: "Indicates he will."

Davis, M.: "Representative, exactly what will your diversity community do... or committee, what will they do?"

Burns: "They... the purpose... thank you, Representative, for your question. The diversity committee's responsibility is to provide oversight over procurement decisions, hiring, and to ensure that OCOG is complying with the city ordinance on 25/5, equal opportunity, human rights laws and anti-discrimination policies."

Davis, M.: "And I imagine there'll be a lot of building taking place? I mean, I imagine there'll be lots of work for our union laborers?"

Burns: "There will... there is a robust construction plan for 2016 in terms of the Olympic Village and a number of venues that will be built both in Chicago and in Lake County."

Davis, M.: "Are there any plans in the works or is there anything being done in order to prepare a labor force from Chicago, namely, African Americans who are not at this time members of the unions?"

Burns: "Representative, as we're moving on this legislation there's a parallel process occurring in Chicago between community-based organizations, workforce development

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

groups, unions, the City of Chicago and Chicago 2016 to create a workforce development program to... to create a program that helps small businesses, minority-owned businesses, be in a position to do work on the projects. Most of these venues and the Village will be in my district. And I've been working with local community partners and would like to involve you in that process with me, as well, to make sure that the Olympic games and the people who work on them and the people who build them look just like the people in the community and in our city and in our world."

Davis, M.: "And as we consider that, are there any plans to revitalize Washburn Trade School and have a real vocational school in place where people who live in Chicago can partake of that training, so that they can go to work rather than prison?"

Burns: "To your question, Representative, Washburn Trade School is not a project that's being considered as part of the Olympics. My understanding is that there will be robust efforts involving community groups and workforce development folks in the community and community training opportunities. Now, with regards to Washburn Trade School, as you know that's a bigger issue. We've got the capital program coming down, federal stimulus money, and that's certainly something that I'm interested in working with you on in future legislation and budget negotiations."

Davis, M.: "You know my point is, we can't wait 'til 2016 to train the workers who are going to build these projects."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

We have to start now to train those workers to get them prepared."

Burns: "I agree with you wholeheartedly, Representative, which is why there are... there's planning going on right now to develop workforce development programs to ensure that the workforce on the Olympic construction project reflects the community and reflects the City of Chicago and the State of Illinois."

Davis, M.: "And then my final question, perhaps is, there will be people displaced from their homes, is that correct?"

Burns: "No, that is not my understanding."

Davis, M.: "Okay. So, you will... where Washington Park is you will not be tearing down any of those structures on King Drive, is that correct? Or Cottage, I'm not sure which street?"

Burns: "My understanding is that there is... there are no plans to take peoples' homes in order to construct Olympic venues related to 2016. There... I know of no plan to use eminent domain to take peoples'..."

Davis, M.: "So, just... just..."

Speaker Turner: "Bring your remarks to a close."

Davis, M.: "Okay. Thank you. Just taking the park is going to be enough?"

Burns: "Well, the plan is to use Washington Park as a site, which is why Chicago Park District is involved in this. And... to use Washington Park as a site for a number of the Olympic venues. I should also mention that the successor agency to Chicago 2016 does not have the power of eminent domain."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Davis, M.: "I look forward to working to... with you on the diversity issue and the planning to make sure African Americans are going to work on that project."

Burns: "I would appreciate your leadership on that issue, Representative."

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

Berrios: "To the Bill."

Speaker Turner: "To the Bill."

Berrios: "I'd like to thank the Sponsor of this legislation for making sure that there is diversity language in the Bill. The Latino Caucus is very happy that there is language in there to make sure that all minorities are part of the new construction that is coming with this Olympic plan. I look forward to working with you, Representative Burns, on making sure that Latinos also have a voice. Thank you."

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

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

Speaker Turner: "Indicates he will."

Brady: "Thank you very much. Representative, a couple of weeks ago when we had a briefing from the Olympic... the Chicago Olympic Committee regarding some figures, I just want to run through those figures that they offered at that time and see if those are figures that you still stand by. Looking at the state economic impact, it was estimated direct state tax shares were to be the following: 7.5 million in sales tax, 17 million in hotel tax, 150 million

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

in income tax, estimated 315 thousand new jobs created with 143 thousand of those outside of Chicago itself, estimated 22.5 billion in new economic activity, 8.8 billion outside of the city itself. And team training in facilities in Illinois, obviously, and outside of Chicago, many of our... all of our state universities having the potential for that benefit the private universities and other colleges across the state, which I think is a tremendous potential when we just heard the Governor's remarks yesterday about trying to have economic stimulus into the State of Illinois. Are those figures, as far as you know, all still figures that are stood by by the committee and what they presented to us in... in caucus and in Executive Committee?"

Burns: "Yes, they are, Representative. And... and I should note for the record that these are conservative numbers. These are very conservative estimates of the economic impact in tax revenue benefit that would accrue to the City of... to the State of Illinois and cities throughout our region."

Brady: "So, obviously, if... if the City of Chicago is fortunate enough to be chosen, after I believe, the final decision comes up in October of 2009, if I'm not mistaken?"

Burns: "Yes."

Brady: "The avenue is going to be far-reaching potential benefits across the State of Illinois."

Burns: "Yes, they are, Representative, thank you."

Brady: "Thank you very much. I look forward to supporting the legislation."

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Davis, W.: "Thank you, Mr. Speaker. To the Bill. I want to first of all commend the Sponsor for his efforts to work with Members of the Black Caucus to tighten up some of the language that was added relative to diversity. One of the things that we attempted to do with this Bill, with some of the Amendments, was apparently there are a number of boards that have to be created to a number of things, oversight boards and otherwise. And to the extent in which we can try to encourage and ensure that these boards are... are taken into consideration, some of the diversity issues that exist in the City of Chicago as well as Cook County and other parts of the state, our Amendments were trying to encourage the board to try to look at that, so that when these decisions are made that the interests amongst a number of different people are taken into consideration from this board. So, that's what you saw a number of members, particularly the Black Caucus, asking a lot of questions, expressing a lot of concern about these kinds of things. And we understand that there are some unique dynamics at stake here. Because we're talking about non profit boards and generally, non-profit boards may or may not have to do these kinds of things. But they've worked with us to try to ensure that certain goals are met, certain goals are in place. So, that as we look forward to the Olympics coming to the State of Illinois and to the Chicago region, that we can have some assuery that the minimum of 25 percent minority, 5 percent women can... will be met. But that's just the minimum. It's certainly our goal and our hope that... that numbers exceed those kinds of

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

benchmarks. And that's one of the things that we have to work to be able to do to make sure that there are a number of companies that can have the ability to participate in these kind of venues and on these kinds of projects. The Sponsor has talked about a number of things that are going to have to be built to try to accommodate everything that's coming and everything that's part of the Olympics. I know, when I watched the Olympics a few years ago, just thinking about it in the concept of what could happen here in the State of Illinois is kind of mind-boggling. And there's a lot to be done. And that's why many of us have to continue to engage ourselves in this process to make sure, to make sure, that things like minority goals are being met. So, it's not... it doesn't stop with just this Bill. Again, assuming that Chicago does win the bid, that's 2016. So, between now and then there are a lot of things that are going to have to be done, a lot of construction that's going to have to take place, just a number of things. And it's important for Members of this Body to make sure that we are engaged, to make sure that the entire State of Illinois is benefiting from the 2016 Olympics. So, we just have to make sure that things... these things are happening. So, again, I want to commend, not only the Sponsor, Members of the Black Caucus for their questions and their concerns as well as the entire General Assembly and I certainly, hopefully... and I'm certain that everyone will and certainly everyone should support this piece of legislation. Thank you."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House... Senate Bill 2016?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. This is final action. Have all voted who wish? Have all voted who wish? Mulligan. The Clerk will take the roll. On this question, there are 100 voting 'aye', 14 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Supplemental Calendar #1, we have House Bill 1559, Representative Currie. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1559, a Bill for an Act concerning public employee benefits. Second Reading of this House Bill. No Amendments. No Motions filed."

Speaker Turner: "Clerk, hold that Bill on Second. We're going to go back through the Order of Second Readings, if Members would... if I could have your attention. We'd like to know if you want your legislation moved. We're going to start at the top of the Calendar. The first Bill to call is Representative Cavaletto on House Bill 1295. Out of the record. Representative Bill Mitchell on House Bill 367. Out of the record. Representative Myers on House Bill 4205. Out of the record. I'm sorry. Representative Myers says read that Bill. 4205. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4205, a Bill for an Act concerning veterans. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "Third Reading. Representative Ramey on House Bill 4211. Out of the record. Representative Reboletti on House Bill 625. Out of the record. Representative Reis on House Bill 171. You already did that. Out of the record. Representative Rose on House Bill 4075. Out of the record. Sacia on 583. Out of the record. Schmitz. Out of the record. Sullivan, 3716. Out of the record. Tryon, House Bill 1322. Out of the record. Wait, House Bill 800. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 800, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. On my Democratic side of the aisle, Representative Acevedo, we have House Bill 184. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 184, a Bill for an Act concerning criminal law. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Berrios on House Bill 2238. Out of the record. Representative Dunkin on House Bill 687. Out of the record. Representative Ford on House Bill 67. Out of the record. Representative Franks on House Bill 3860. Out of the record. Representative Graham, House Bill 181. Out of the record. Representative Hamos, House Bill 2463. Out of the record. Representative Hernandez, 2386. Out of the record. Representative Hoffman, 1204. Out of the record."

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Representative Howard, House Bill 2475. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 2475, a Bill for an Act concerning human rights. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Howard, has been approved for consideration."

Speaker Turner: "The Lady from Cook, Representative Howard on Amendment #1. Representative Howard moves for the adoption of Floor Amendment #1. All those in favor 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, Mr. Clerk?"

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

Speaker Turner: "Third Reading. Representative Joyce on House Bill 2652. Out of the record. Representative McCarthy on House Bill 3798. Out of the record. Representative McGuire on House Bill 2314. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 2314, a Bill for an Act concerning appropriations. Second Reading of this House Bill. No Committee Amendments. And no Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Mendoza on House Bill 152. Notes are still pending on your Bill. Representative Miller on House Bill 2450. Out of the record. Representative Nekritz, House Bill 271. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 271, a Bill for an Act concerning professions and occupations. Second Reading of this House

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Bill. Amendment #1 was adopted in committee. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. Representative Reitz on House Bill 3830, Dan? Out of the record. Representative Verschoore on House Bill 4318. Out of the record. Representative Walker on House Bill 2393. Out of the record. Mr. Clerk, what's the status of House Bill 3900?"

Clerk Bolin: "House Bill 3900, a Bill for an Act concerning public employee benefits. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments have been approved for consideration. A Floor Amendment was filed today and remains in the Rules Committee."

Speaker Turner: "Mr. Clerk, are there any Amendments filed to this Bill?"

Clerk Bolin: "Correction. No Amendments have been filed."

Speaker Turner: "Move the Bill to Third Reading. Representative Franks... Mr. Clerk, we have House Bill 272. Read the Bill."

Clerk Bolin: "House Bill 272, a Bill for an Act concerning education. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments have been approved for consideration. No Motions filed."

Speaker Turner: "Mr. Clerk, that Bill, House Bill 272, should remain on Second Reading. Mr. Clerk, Agreed Resolutions."

Clerk Bolin: "Agreed Resolutions. House Resolution 193, offered by Representative Harris. House Resolution 196, offered by Representative Mulligan. And House Resolution 197, offered by Representative Biggins. "

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Speaker Turner: "Representative Lang moves for the adoption of the Agreed Resolutions. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. Mr. Clerk, Adjournment Resolution."

Clerk Bolin: "House Joint Resolution #34 (sic-38), offered by Representative Currie.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two Houses adjourn on Thursday, March 19, 2009, they stand adjourned until Tuesday, March 24, 2009 at 12:00 noon."

Speaker Turner: "Representative Currie moves for the adoption of the Adjournment Resolution. 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 Resolution is adopted. The Gentleman from Randolph, Representative Reitz, for what reason do you rise?"

Reitz: "Point of personal privilege."

Speaker Turner: "State your point."

Reitz: "I had just an announcement. Next week is the Legislative Sportsmen's Caucus, Wednesday night. It will be held at the Department of Natural Resources building. And I just remind everyone if you have an opportunity to reach out to some of your constituents and some people to bring items for the Conservation Foundation Auction, we'd appreciate it. Thank you."

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Leitch: "Thank you, Mr. Chairman. I'd like to move House Bill 2686 from Third back to Second."

Speaker Turner: "Mr. Clerk, what's the status of the Bill? 2687, is that correct?"

Leitch: "86."

Speaker Turner: "2686."

Clerk Bolin: "House Bill 2686 is on the Order of House Bills-Third Reading."

Speaker Turner: "Sponsor asks leave to bring the Bill back to Second. Could you put it on the Order of Second Reading. The Gentleman from DeKalb, Representative Pritchard, for what reason do you rise?"

Pritchard: "Thank you, Mr. Speaker. I'd just like to remind Members of the House that the Illinois Legislative Education Caucus Memberships are now due. If you would like to join you should have in your desk back in the Stratton Building or here in the Capitol a application form. So, we would ask that you fill that out and join us in working on some educational issues. Thank you."

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

May: "Yes, thank you, Speaker. On House Bill 437, I wish to be recorded as a 'yes' vote. I think with so many freshmen calling Bills I went 'red' and should have stayed 'green'. Thank you."

Speaker Turner: "The record will reflect your wishes to go from 'red' to 'green'. And now, Representative Currie moves that the House stands adjourned 'til Tuesday, March 24, at the hour of 12 noon, allowing perfunctory time for the

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

29th Legislative Day

3/19/2009

Clerk. The House will stand adjourned 'til Tuesday, March 24, at the hour of 12 noon. And the House stands adjourned."

Clerk Bolin: "Introduction and First Reading of House Bills. House Bill 4412, offered by Representative Black, a Bill for an Act concerning appropriations. House Bill 4413, offered by Representative Jefferson, a Bill for an Act concerning appropriations. First Reading of these House Bills. Introduction of Resolutions. House Resolution 195, offered by Representative Chapa LaVia. This Resolution is automatically referred to the House Rules Committee. There being no further business, the House Perfunctory Session will stand adjourned."