

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

114th Legislative Day

3/17/2010

Speaker Turner: "The hour of 10:00 having rise, I'd say Happy St. Patrick's Day to everybody and may the luck of the Irish be with you and certainly with me. We shall be led in prayer today by Rabbi Eli Langsam, who is with Chabad Jewish Center of Peoria in Peoria, Illinois. Rabbi Langsam is the guest of Representative Jehan Gordon. Members and guests are asked to refrain from starting laptops, turn off all cell phones and pagers and rise for the invocation and the Pledge of Allegiance. Rabbi Langsam."

Rabbi Langsam: "God of heaven, Master of the world, look favorably upon this august Body, the House of Representatives. Bless these distinguished individuals who have been chosen to make laws and decisions for all of the citizens of our great state. With the compassion and conviction of this most sacred task, let us recognize that this privileged position is actually the performance of one of the seven universal laws given to us by God at the dawn of civilization in order to ensure a peaceful and moral society. As we approach the holiday of Passover, we are reminded of the gift of freedom achieved by the ancient Hebrews more than three thousand years ago and continuously celebrated to this very day. We, the citizens of the United States of America, proudly proclaim our commitment to this gift in the Pledge of Allegiance as we declare one nation under God, with liberty and justice for all. Grant us, Almighty God, that those assembled here to enact laws which will govern the State of Illinois always be conscious of Your presence and conduct their work accordingly. May they constantly realize that in laboring for the enactment

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

114th Legislative Day

3/17/2010

of just laws, they are doing Your will. In the words of the great Jewish leader, the Lubavitcher Rebbe, Rabbi Menachem Mendel Schneerson, 'Every act of goodness and kindness brings us closer to the promise of a more perfect world'. We beseech You, all and merciful God, bless each and every Member of this noble Assembly with the joy of life, good health, profound wisdom and never ending compassion and concern for all of mankind as we strive for an era of peace and justice and let us say, Amen."

Speaker Turner: "We shall be led in the Pledge today by the Gentleman from Cook, Representative McGuire. I mean, the Gentleman from Will, Representative McGuire."

McGuire - 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, for what reason do you rise?"

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

Speaker Turner: "And the Gentleman from Bo.. the Gentleman from Jackson, Representative Bost, for what reason do you rise?"

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

Speaker Turner: "We have 116 Members present and a quorum is present. We'll proceed with business. Mr. Clerk."

Clerk Bolin: "Committee Reports. Representative McCarthy, Chairperson from the Committee on Personnel & Pensions

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

114th Legislative Day

3/17/2010

reports the following committee action taken on March 17, 2010: recommends be adopted Floor Amendment #1 to House Bill 6368. Representative Rita, Chairperson from the Committee on Business & Occupational Licenses reports the following committee action taken on March 17, 2010: do pass as amended Short Debate for House Bill 6001; and recommends be adopted Floor Amendment #1 to House Bill 6415. Representative Moffitt, Chairperson from the Committee on Fire Protection reports the following committee action taken on March 17, 2010: recommends be adopted House Resolution 588. Representative Nek... Representative Reitz, Chairperson from the Committee on Health Care Licenses reports the following committee action taken on March 17, 2010: recommends be adopted Floor Amendment #1 to House Bill 5430; and do pass as amended Short Debate for House Bill 5991. Representative Burke, Chairperson from the Committee on Executive reports the following committee action taken on March 17, 2010: do pass Short Debate for House Bill 5751. Representative Currie, Chairperson from the Committee on Rules reports the following committee action taken on March 17, 2010: approved for consideration and referred to Second Reading is House Bill 1429. Representative Holbrook, Chairperson from the Committee on Environment & Energy reports the following committee action taken on March 17, 2010: recommends be adopted House Resolution 961 and Floor Amendment #1 to House Bill 6439."

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

Cavaletto: "Point of personal privilege."

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

114th Legislative Day

3/17/2010

Speaker Turner: "State your point."

Cavaletto: "Thank you, Mr. Chairman. I'd like to welcome the mayor of Carlyle here, Miss Jan Fauke and city manager, Bill Gruen."

Speaker Turner: "Welcome, mayor."

Cavaletto: "Welcome to the Capitol."

Speaker Turner: "Welcome to Springfield."

Cavaletto: "Thank you."

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

Tryon: "Thank you, Mr... thank you, Mr. Speaker. I rise for a point of order and a question of the Chair."

Speaker Turner: "State your question."

Tryon: "My question is, yesterday, as you know, we... we tried to discharge and several Motions to... were filed to discharge from the Rules Committee and the order of the business was explained to me yesterday as that we were moving on to Order of Second Readings and then we would move on to Order of Third Readings and then we would come back at the end of the day, if somebody wanted to make an issue about a Motion to Discharge from Rules. So, I see on the Calendar today on page 43 that my Motion is there and I'm wondering if at the end of the day when we are finished with Third Readings if we will get to my Motion to Discharge?"

Speaker Turner: "Representative, we will take that under advisement. As you say, the first order today is to the Order of Second Readings."

Tryon: "Right."

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

114th Legislative Day

3/17/2010

Speaker Turner: "We will then go to Third Readings and then we will consider the rest of the Calendar after we go in that order."

Tryon: "Okay. I will wait 'til we finish with Third Readings, then. Thank you, Mr. Chair... or Mr. Speaker."

Speaker Turner: "Ladies and Gentlemen, we're going to go to the Order of Second Readings, as I mentioned earlier. We'll start down the Calendar. Ask that you be prepared to let us know how do you want to move forward with the legislation. The Gentleman from Cook, Representative Farnham, for what reason do you rise?"

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

Speaker Turner: "State your point."

Farnham: "I would like everybody to give a warm welcome to Frank Koehler from East Dundee, village manager and two of his trustees."

Speaker Turner: "Welcome to Springfield, gentlemen. Representative Coladipietro, the Gentleman from DuPage."

Coladipietro: "Thank you, Mr. Speaker."

Speaker Turner: "It's these new glasses. Go ahead."

Coladipietro: "On several points of personal privilege, if I may. The first is..."

Speaker Turner: "Try them one at a time."

Coladipietro: "...on House Bill 4627 I was recorded as a 'yes' vote. I would like to be recorded as a 'present' vote."

Speaker Turner: "The record will so reflect."

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

114th Legislative Day

3/17/2010

Coladipietro: "And also, I'd like the House chamber to welcome my hometown mayor, Bob Iden and our village manager, Dan Wennerholm. Let's give them a big round of applause."

Speaker Turner: "Welcome to Springfield. In order... on the Order of Second Readings, the first Bill we will hear is House Bill 6151, Representative Biggins. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6151, a Bill for an Act concerning transportation. The Bill was read a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Biggins, has been approved for consideration."

Speaker Turner: "Representative Biggins on Floor Amendment #2."

Biggins: "Yeah. Mr. Speaker, I urge the adoption of the Amendment. And am willing to answer any questions anyone may have."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #2 to House Bill 6151?' All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. On the Order of Second Readings, Representative Berrios. Representative Chapa LaVia on House Bill 5086. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5086, a Bill for an Act concerning public aid. 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

114th Legislative Day

3/17/2010

Speaker Turner: "Third Reading. Representative Bost on House Bill... Representative Moffitt on House Bill 49... Representative Poe on House Bill 4578. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4578, 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 Currie on House Bill 5833. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5833, a Bill for an Act concerning revenue. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Schmitz on House Bill 5671. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5671, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. Representative Monique Davis. Representative Dunkin on House Bill 5281. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5281, 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 are filed."

Speaker Turner: "Third Reading. Representative Senger, we have House Bill 5321. Read the Bill, Mr. Clerk."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 5321, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Will Davis on House Bill 5407. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5407, a Bill for an Act concerning insurance. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Tryon on House Bill 5214. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5214, a Bill for an Act concerning courts. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. Fiscal notes have been requested on the Bill as amended and have not been filed."

Speaker Turner: "The Bill shall remain on Second Reading. Representative Watson on House Bill 5623. Out of the record. Representative Winters on House Bill 5972. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5972, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. The Lady from Lake, Representative Osmond, for what reason do you rise?"

Osmond: "Thank you, Mr. Speaker. We believe that... House Bill 5407 was supposed to be held."

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

114th Legislative Day

3/17/2010

Speaker Turner: "Representative Will Davis's Bill? Representative Davis. Representative Osmond, we'll come right back on that."

Osmond: "Thanks."

Speaker Turner: "We'll double check. Mr. Clerk."

Clerk Bolin: "Committee Reports. Representative Jakobsson, Chairperson from the Committee on Human Services reports the following committee action taken on March 17, 2010: recommends be adopted House Resolution 927, House Joint Resolution 98, Floor Amendment #1 to House Bill 5132, and Floor Amendment #1 to House Bill 5326; and do pass as amended Standard Debate for House Bill 5076."

Speaker Turner: "Representative Fritchey on House Bill 4982. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4982, a Bill for an Act concerning transportation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. A state mandates note and a judicial note have been requested on the Bill as amended and have not been filed."

Speaker Turner: "The Bill shall remain on Second Reading. Representative Will Davis, there was an inquiry. Representative Will Davis on House Bill 5407."

Davis, W.: "Representative Davis. Would you please move this Bill back to Second Reading, please."

Speaker Turner: "Gentleman asks leave to move the Bill back to Second Reading."

Davis, W.: "Mr. Sp..."

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

114th Legislative Day

3/17/2010

Speaker Turner: "Representative Golar on House Bill 5326. Read... Out of the record. Representative Mulligan on House Bill 5823. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5823, a Bill for an Act concerning State Government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. Representative Moffitt on House Bill 4974. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4974, a Bill for an Act concerning professional regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Moffitt, has been approved for consideration."

Speaker Turner: "The Gentleman from Knox, Representative Moffitt on Amendment #2."

Moffitt: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 amends the Genetic Counseling Licensing Act and inserts the definition of 'genetic testing' and 'genetic test' as what's in the Genetic Privacy Act, a separate Act, so that there's consistency in the Genetic Counseling Act. And I would move for its adoption."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #2 to House Bill 4974?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Further Amendments?"

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

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

114th Legislative Day

3/17/2010

Speaker Turner: "Third Reading. Representative Howard on House Bill 5402. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5402, 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. Representative Chuck Jefferson on House Bill 1629. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1629, the Bill's been read a second time on a previous day. No Committee Amendments. Floor Amendment #2 has been adopted. But notes have been requested on the Bill as amended have not been filed."

Speaker Turner: "That Bill shall remain on Second Reading. House Bill 6315, Representative Jefferson. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6315, a Bill for an Act concerning State Government. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Jefferson, has been approved for consideration."

Speaker Turner: "The Gentleman asks leave to take the Bill out of the record. Representative Lang on House Bill 5781. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5781, a Bill for an Act concerning revenue. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. Representative Mautino on House Bill 5377. Read the Bill, Mr. Clerk."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 5377, 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 are filed."

Speaker Turner: "Third Reading. Representative McCarthy on House Bill 5960. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5960, a Bill for an Act concerning finance. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. And no Motions are filed."

Speaker Turner: "Third Reading. Representative Flowers, we have House Bill 5113. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5113, a Bill for an Act concerning public aid. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Flowers, has been approved for consideration."

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

Flowers: "Thank you, Mr. Chairman. Amendment #1 would specify that this Amendment would only apply to the aged, the blind, and the disabled and also it would ensure the existence of the disease management program would al... will also be continued to... be able to operate. And I move for its adoption."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House adopt Floor Amendment #1 to House Bill 5113?' All those in favor should vote 'aye'; all those opposed... no, should say 'aye'; all those opposed say 'no'. In the

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

114th Legislative Day

3/17/2010

opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Further Amendments?"

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

Speaker Turner: "Third Reading. Representative Bellock on House Bill 5696. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5696, a Bill for an Act concerning State Government. The Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Representative Bost on House Bill 4821. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4821, a Bill for an Act concerning elections. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. Notes have been requested on the Bill as amended and have not been filed."

Speaker Turner: "That Bill shall remain on Second Reading. The Gentleman from DuPage, Representative Reboletti, for what reason do you rise?"

Reboletti: "Thank you, Speaker. I have a non discharge point of personal privilege."

Speaker Turner: "...that again?"

Reboletti: "I have a non discharge point of personal privilege."

Speaker Turner: "Oh, that's... your... proceed."

Reboletti: "Mr. Speaker and Ladies and Gentlemen of the House, if you would please join me in recognizing some elected officials from the City of Wood Dale, my district. Alderman Dan Shawke, Eugene Wesley, Roy Wesley and the city

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

114th Legislative Day

3/17/2010

manager of Wood Dale, Wally Douthwaite up in the gallery behind me."

Speaker Turner: "Welcome to Springfield. Representative Franks on House Bill 4694. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4694, a Bill for an Act concerning safety. Second Reading of this House Bill. Amendments 1 and 2 were adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Turner: "Third Reading. Members, we're going to go to the Order of Third Readings, and we'll come back to Seconds. On the Order of Third Readings, Representative Bellock, we have House Bill 5350. Bellock, House Bill 5350. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5350, a Bill for an Act concerning health. Third Reading of this House Bill."

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

Bellock: "Thank you very much, Mr. Speaker. This is House Bill 5350 and this is in response to an Appellate Court decision which removes ambiguous language in the statute to make mental health services more accessible to individuals in need. This is agreed language by all the major groups of the mental health surrounding the State of Illinois. And I know of no opposition. I've checked with all of them to make sure that they were all in support of this."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5350?' This is final action. 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

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

114th Legislative Day

3/17/2010

record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Will Burns on House Bill 5951. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5951, a Bill for an Act concerning civil law."

Speaker Turner: "Take the Bill out of the record. Out of the record. Representative Colvin on House Bill 6017. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6017, a Bill for an Act concerning education. Third Reading of this House Bill."

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

Colvin: "Thank you, Mr. Speaker. House Bill 6017 is an initiative of the Chicago Teachers Union with respect to Chicago Public Schools and local school councils. It simply provides that a... that an additional member be elected to the local school council bringing it... the total members... total number of members to 12. The new member is an individual who is a nonteacher but an employee of the Chicago Public Schools. We're talking about paraprofessionals, teachers aides, perhaps a coach, so that they would have a seat and a say on the local school councils. A little bit... the only real reason behind adding this additional individual to a local school council is to give an enormous group of people who work with children every day a voice on how those schools and those programs are run and implemented. I think this is a very necessary

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

114th Legislative Day

3/17/2010

and very important provision. There was no opposition. And be happy to answer any questions. Chicago Public Schools, I believe, was opposed to it in committee, but I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 6017?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? The Clerk shall take the record. On this question, there are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Lady from Cook, Representative Currie on House Bill 5813. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5813, a Bill for an Act concerning aging. Third Reading of this House Bill."

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

Currie: "Thank you, Speaker, and Members of the House. Under the Senior Property Tax Deferral Program, qualifying seniors are allowed to... to defer the payment of their real-estate taxes, we'd take responsibility for paying them, and then at the point at which the property is sold, we'd get the amount of the real-estate tax we have spent plus interest. That program has been in effect for many years and there are a couple of problems that we've discovered with it. For example, one person was able actually to defer \$58 thousand in real-estate tax payments. So, this measure does two things: it caps the amount of real-estate taxes that can be paid in any given year to \$5 thousand; it says certain kinds of trust ownership would not be eligible

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

114th Legislative Day

3/17/2010

for the tax deferral program and it raises eligibility from today \$50 thousand in annual income to \$55 thousand. It also says that counties are supposed to pay attention to these properties that have legitimate liens and they shouldn't allow them to be sold without making sure that the state is made whole. I'd be happy to answer your questions and I'd appreciate your support for this reasonable reform."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5813?' 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 are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from DuPage, Representative Coladi... Coladipietro, for what reason do you rise?"

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

Speaker Turner: "...your point."

Coladipietro: "Ladies and Gentlemen of the House, if I can direct your attention to the gallery on the back on the Republican side, I'd like to welcome the Illinois Federation of Republican Women who are with us today. They're... they're a statewide club that represents over 50 Republican clubs around the state. Let's give them a warm..."

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

114th Legislative Day

3/17/2010

Speaker Turner: "Welcome to Springfield, ladies. Representative Farnham on House Bill 5043. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5043, a Bill for an Act concerning sex offenders. Third Reading of this House Bill."

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

Farnham: "Thank you, Mr. Speaker, Members of the Assembly. House Bill 5043 moves certain offenses from the text... 10-year sex offender registry to a lifetime registry. Persons who are convicted of particularly serious sexual offenses belong to a subset of sex offenders called sexual predators. Under this proposed law, the lifetime registry of sexual predators is expanded to include certain offenses."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5043?' 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 are 115 voting 'aye', 1 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby decl... declared passed. The Gentleman from McHenry, Representative Franks, for what reason do you rise?"

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

Speaker Turner: "State your point."

Franks: "Thank you. Last week, Mr. Speaker, we were on the House Floor and we talked about the... the lease that the Department of Aging had entered into to leave there

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

114th Legislative Day

3/17/2010

building on Herndon and it was a \$532 thousand lease and I talked about that on Tuesday, then on Thursday our colleagues from... on the other side of the aisle, had brought forward a Resolution, I believe... I believe it was Mr. Poe and at that time we didn't have a hearing on the floor. But I just wanted to publicly commend the Governor and to thank the Governor 'cause I learned yesterday that he's having that... that lease reviewed again. And I think he listened to the General Assembly and I appreciate it and it's nice to know that the system works sometimes as it's supposed to work. We questioned the actions and they're reviewing that. So, I know, sometimes we... we complain about officials actions. I think we also ought to commend them when they do the right thing. So, I just wanted to thank the Governor for looking at this and I anxiously await the results."

Speaker Turner: "Representative Brady, on the Order of Third Readings we have House Bill 4723. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4723, a Bill for an Act concerning revenue. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from McLean, Representative Brady."

Brady: "Thank you very much, Mr. Speaker. May I wish you a happy St. Patrick's Day, as well. Thank you. House Bill 4723 seeks to allow taxing districts to abate property taxes on historical societies by extending an expired property tax abatement to 2013 which was previously 2008."

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

114th Legislative Day

3/17/2010

And this has been in effect since 1998 and I'll be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 4723?' 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 are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Flider, we have House Bill 6112. Out of the record. Representative Ford, we have House Bill 4991. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4991, a Bill for an Act concerning state employment. Third Reading of this House Bill."

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

Ford: "Thank you, Mr. Speaker. House Bill 4991 is a Bill for full disclosure of individuals that's applying for employment with CMS. And I ask for a favorable vote. Thank you."

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

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

Speaker Turner: "Indicates he will."

Eddy: "Representative, if you could explain briefly what... what your intention is. What... what are you... what problem do you think this would correct? What's happening now that causes concern that requires this type of public policy change?"

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

114th Legislative Day

3/17/2010

Ford: "Just... It'd be nice to know the number of A students that received the grades with CMS."

Eddy: "Representative, I'm not sure I understood what you said. Could you repeat that again? I..."

Ford: "It would be nice to know by race the number of A students that take the test to be employed by the State of Illinois. This measure was also worked with CMS, so they are in favor of the measure. I..."

Eddy: "Mr. Speaker, I apologize. I can't hear anything he's saying. I don't know if it's..."

Speaker Turner: "Representative Ford..."

Ford: "I can't speak loud."

Speaker Turner: "...move a little closer to the microphone up... up to you."

Ford: "Okay."

Speaker Turner: "Pull it up to you a little closer. Okay."

Ford: "Okay. I didn't hear your question. Can you repeat yours?"

Eddy: "I don't think anybody can hear anything."

Speaker Turner: "Could we all be quiet so we can hear. And if these Gentlemen will both speak into their microphone clearly, we'll move forward."

Eddy: "Okay. Thank you, Mr. Speaker. I'll try to be a little louder. Currently, a CMS state employment application asks if an applicant has ever pled guilty or been convicted of any criminal offense other than a minor traffic violation, correct?"

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

114th Legislative Day

3/17/2010

Ford: "This Bill is not the same as the Bill that you're reading right now. There was an Amendment and it gutted and replaced the previous measure."

Eddy: "Okay. So, the Amendment, Committee Amendment #1 now requires that CMS within 10 calendar days at the end... after the end of each month, has to post on a Web site the total number of those people who took the competitive exam for employment during the month and those who received a A rating."

Ford: "That's right."

Eddy: "Is that right?"

Ford: "Yes."

Eddy: "Okay. What is the purpose of CMS having to post that? Why... what's your reasoning behind adding this mandate to CMS? 'Cause I understand CMS is opposed."

Ford: "They're... no, they're not. They... they may... you may be reading the previous measure, but they're not opposed to this one."

Eddy: "Well, our... our analysis indicates that with the Amendment CMS still opposes."

Ford: "I'm sorry. Your analysis is wrong because CMS wrote the Amendment."

Eddy: "Can we just get a second? I'm going to check with staff on our analysis. We're checking, Mr. Speaker, to find out. I think there's a little discrepancy in the analysis here. If... if he would want to pull it for just a minute..."

Speaker Turner: "Pull it out of the record."

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

114th Legislative Day

3/17/2010

Eddy: "...while we... we check with CMS to see which of the analysis and we'll come right back to it. We... we just want to make sure."

Speaker Turner: "You're going to take it out of the record. The Gentleman will take the Bill out of the record and then we'll... we'll come..."

Ford: "Can... can we just move to another... Are there any other questions that we can answer right now? No."

Speaker Turner: "Are there any further questions? No, that's the only one."

Eddy: "I think that's it for us. If there's other questioners, that'd be fine. We'll just hoping we can wait to get this resolved before we move forward on a vote."

Ford: "It's up to the Speaker."

Speaker Turner: "There are no further questions. Representative, we'll take it out of the record..."

Ford: "Okay. All right."

Speaker Turner: "...and we'll come right back. We'll come right back. On the Order of Third Readings... I'm sorry. The Lady from Grundy, Representative Gordon, for what reason do you rise?"

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

Speaker Turner: "State your point."

Gordon, C.: "I have the honor of introducing today and I'm standing here with my Senator Gary Dahl, who represents the 38th District. We have some guests from home. They've... they... Senator Dahl had a contest and they both wrote essays to come down here today to be Pages in the Senate, John

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

114th Legislative Day

3/17/2010

Kauffman and his mother, Sandy and Erin Boyle and her mother, Michelle are here from Minooka Junior High School. They're in eighth grade and they didn't just come down and look around. They actually had to write essays and both essays were so good that they both won the honor of coming down for the day. They're right up here in the gallery behind me. If we could give them a round of applause and welcome them to Springfield, I would really appreciate it."

Speaker Turner: "Welcome to Springfield. Welcome to Springfield, gang. Representative Fritchey, we have House Bill 4933. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4933, a Bill for an Act concerning financial regulation. Third Reading of this House Bill."

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

Fritchey: "I simply request an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 4933?' 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 are 114 voting 'aye', 0 'noes', 2 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Lady from Lake, Representative May, for what reason do you rise?"

May: "Point of personal privilege, please, Mr. Speaker."

Speaker Turner: "State your point."

May: "Yes. I'd like everyone on the House Floor to welcome two constituents of mine who are seated behind me. Alisa Noble

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

114th Legislative Day

3/17/2010

and Lisa Criss from Highland Park. These dynamic women are very involved in the schools and public affairs there and they are the mothers of the two adorable Pages, Heather Noble and Isabella Criss from Highland Park. So, please help me welcome these women."

Speaker Turner: "Welcome to Springfield. On the Order of Third Readings, we have House Bill 5282, Representative Connelly. Out of the record. Representative Eddy, we have House Bill 5863. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5863, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Crawford, Representative Eddy."

Eddy: "Thank you, Mr. Speaker. House Bill 5863 simply corrects a... a situation where individuals have to receive duplicate background checks who are substitute teachers when they move from one hour a week to the other. It does not eliminate a background check. It just allows for a background check to be used in more than one regional office of education. I'd be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5863?' 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 will take the record. On this question, 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby

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

114th Legislative Day

3/17/2010

declared passed. Representative Careen Gordon on House Bill 3998. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3998, a Bill for an Act concerning local government. Third Reading of this House Bill."

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

Gordon, C.: "Thank you, Mr. Speaker. Ladies and Gentlemen, House Bill 3998 deals with an economic development project area in my home county of Grundy. It would allow the county... It has two years to set up a district which can be no more than two thousand acres in size. It must have brownfield mitigation issues to deal with and must show that the investment would not happen but for setting up this economic development project area. This deals specifically with a certain kind of tax called the machinery and equipment tax that we have in Grundy County which... Grundy is the only county in Illinois that has this countywide. We passed some legislation a few years ago that dealt with this. I would ask for your help again in dealing with this as I have two shuttered industrial plants and this would help both of those plants get back on their feet and deal with some of the... a punisher, this punitive tax that was put on them many, many years ago before many of us were even around or knew what it was about. I'd ask for your 'yes' vote. 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: "She indicates she will."

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

114th Legislative Day

3/17/2010

Eddy: "Representative Gordon, how long is the authorization regarding this..."

Gordon, C.: "Two years."

Eddy: "It's a two-year authorization and it... this is a little different than a municipal."

Gordon, C.: "Right. But they're working on... they're working on the environmental issues dealing with it right now and so, but it's only two years, correct. And..."

Eddy: "Also, is there a public hearing required?"

Gordon, C.: "Yes."

Eddy: "And... and..."

Gordon, C.: "And all... and all the taxing bodies have to come in. There's a public hearing required. There's only two other counties that have ever done it this way. This is just a continuation of what we did a few years ago in 2004."

Eddy: "Okay. And... and then there's an ordinance that has to be passed by elected representatives in the county..."

Gordon, C.: "Exact..."

Eddy: "...after the public hearing?"

Gordon, C.: "Exactly. This just gives them authorization to do it. It's... it's like... Yeah. It just gives them authorization to do it. It goes through the county board and all the taxing bodies have to come in for that public hearing."

Eddy: "Okay. Thank you for those clarifications."

Gordon, C.: "Sure."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 3998?' All those in favor

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

114th Legislative Day

3/17/2010

should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Clerk shall take the record. On this question, there are 111 voting 'aye', 4 voting 'no', 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Hamos on House Bill 5976. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5976, a Bill for an Act concerning civil law. Third Reading of this House Bill."

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

Hamos: "Thank you, Ladies and Gentlemen. House Bill 5976 expands the privacy rights of... that adults with guardians have over their rape crisis counseling record. Today, you know, an adult with a guardian has no right to control whether the guardian has access to rape crisis counseling records and yet, adults with guardians desire and need the same privacy in counseling that everyone else is given. And we were told in committee, that one of the major obstacles to adults with guardians, typically disabled people, have in seeking rape crisis counseling is that they don't... they can't be assured that their records have the same privacy rights that everybody else has. And I seek your 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5976?' 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? Clerk shall take the record. On this question, 116 voting

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

114th Legislative Day

3/17/2010

'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Pihos. Representative Pritchard, House Bill 5025. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5025, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from DeKalb, Representative Pritchard."

Pritchard: "Thank you, Mr. Speaker. Ladies and Gentlemen, this is a idea that has been proposed by the National Council of State Legislators as a way for us to be more cognizant of our fiscal outlook, not only in the near term budget, but over a two or three year time period. It's been a number of years since... I'll go back. It's a different Bill. This particular Bill deals with Kishwaukee College and their desire to extend some bonds from a 20-year cycle to a 25-year cycle through a front door referendum. And this particular Bill would be one that would allow the district to add to its class sizes, would be able to meet the needs of current students and as a part of this Bill, we have in there some requirements that it has to be acted upon by a certain date, that it has to be for certain reasons and that is to serve the needs of education. I would ask for your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5025?' 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

114th Legislative Day

3/17/2010

are 83 voting 'aye', 33 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Harris on House Bill 6124. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6124, a Bill for an Act concerning civil law. Third Reading of this House Bill."

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

Harris: "Thank you, Mr. Speaker. This Bill is in response to a Supreme Court decision last year that struck down a portion of the existing law regarding the statute of civil limitations for childhood sexual abusers. It cures the problem with the law that the Supreme Court found regarding retrospectivity and it matches the statute of limitations for civil liability with the statute of limitations for criminal liability."

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

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

Speaker Turner: "...cates he will."

Fritchey: "Representative, is this... does this change any of the prospective actions?"

Harris: "This only applies to prospective actions. In its case last year, the Supreme Court said that the previous law that the General Assembly had passed, I believe, in the 93rd GA could not apply retrospectively. So, this is only prospective actions."

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

114th Legislative Day

3/17/2010

Fritchey: "So, it would be a cause of action arising after the time that this Bill becomes law. Wait, staff is nodding the other way around."

Harris: "It does not allow previously barred claims to be revived. I could guess is the appropriate legal way to explain this."

Fritchey: "And... and that's what I wanted to clarify. Okay. Thank you."

Harris: "Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 6124?' 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 are 116 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Third Readings, we have House Bill 5011, Representative Pihos. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5011, a Bill for an Act concerning finance. Third Reading of this House Bill."

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

Pihos: "Thank you, Mr. Speaker. House Bill 5011 actually looks at the disconnection of territories. Right now, when a disconnection occurs or a connection to a municipality, the money follows the people, but when a disconnection occurs from a municipality into the county, they have to wait 'til the next decennial census in order for that money to follow them. And this just would allow them to reflect what

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

114th Legislative Day

3/17/2010

municipalities are already doing and bring counties in line. So, I would be happy to answer any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5011?' 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 are 101 voting 'aye', 15 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Hernandez, House Bill 5501. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5501, a Bill for an Act concerning hunger. Third Reading of this House Bill."

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

Hernandez: "Thank you, Speaker. House Bill 5501 creates the commission to end hunger by cross collaborating with government entities and community groups in an effort to end hunger in Illinois. I ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5501?' 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? Clerk shall take the record. On this question, there are 115 voting 'aye', 1 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Hoffman, we have House Bill 5064. Read the Bill, Madam... Mr. Clerk."

Clerk Bolin: "House Bill 5064, a Bill for an Act concerning gaming. Third Reading of this House Bill."

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

114th Legislative Day

3/17/2010

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

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill addresses an issue of Fairmont Racetrack and ensures that they will get the necessary race dates and that the Gaming Board will not be allowed to exceed its, what we believe, its statutory authority by having a condition of the race dates that there be legislative action in order to... in order to raise a pari-mutuel tax and also to... to require a collective bargaining agreement and it also reconstitutes the board."

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

Eddy: "Thank you. Would the Sponsor yield?"

Speaker Turner: "...cates he will."

Eddy: "Representative, does this... does the Bill take any action regarding members of the Illinois Racing Board?"

Hoffman: "Yes. This will reconstitute the board."

Eddy: "So, it would remove and replace all existing members?"

Hoffman: "It would not replace. The Governor would replace and it could replace them with existing members."

Eddy: "So, it's kind of a fumigation Bill for the Racing Board?"

Hoffman: "I would... I don't like the term fumigation, but if you look at what the board did, in this instance, what it did is real... it literally attempted to hold a gun to the head of... of the thousand employees that are direct and indirect to Fairmont Racetrack. What it... what it... what this does is it ensures that as a condition of the racing dates, you

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

114th Legislative Day

3/17/2010

can't use... you can't require the Legislature to act, which they attempted to do, and you can't require collective bargaining agreement. What they did is they essentially said if the Legislature doesn't act and raise the tax on Fairmont Racetrack and there isn't a collective bargaining agreement between the Racing Board's employees and the Racing Board, that Fairmont Racetrack would only have three racing dates. That would simply... essentially close that racing... racetrack and the only downstate racetrack in the state would not be open except for three dates this next year."

Eddy: "Well, and I... and I understand that. In fact, I appreciate that because there was a dispute that could have resulted in... in that happening, but I think that dispute was resolved. Isn't that right? And AFSCME was involved in the resolution? Why is it necessary because it seems as though even... even though it was a difficult time and I know that it's been characterized as AFSCME being in an unfair position during the negotiations. Why... why is it necessary when the system worked eventually, to do something like this?"

Hoffman: "The system has not worked. The system has not worked."

Eddy: "Well..."

Hoffman: "What the race... what the Racing Board did is it says to us it's the General Assembly. Okay. There are two conditions placed on racing dates at Fairmont, in an unprecedented manner. Okay. They said, number 1) that the Illinois General Assembly, we, would have to raise the tax

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

114th Legislative Day

3/17/2010

or Fairmont will only get three racing dates. That is... there's a Bill in the Senate, in order to attempt to comply with that, there's a Bill in the Senate that is pending that Senator Haine has, we will attempt to comply with it. We're not sure it will pass. So, they're telling the Illinois General Assembly that number 1) you have to act or these thousand employees will not have jobs. Number 2) they were telling Fairmont Racetrack that you will not get racing dates, you will not get racing dates unless the Racing Board's employees come to an agreement with the Racing Board. It ma... it's nonsensical. So, what we are saying here is number 1) you shouldn't be able to do that and jeopardize these jobs, but number 2) we should be able to let the Governor decide who's going to be on this board."

Eddy: "Will... will the existing members..."

Hoffman: "And with the advice and consent of the Senate. I apologize."

Eddy: "Okay. The Governor will appoint."

Hoffman: "Yeah."

Eddy: "But can existing members be reappointed..."

Hoffman: "Yes."

Eddy: "...or does it exclude them from any..."

Hoffman: "No."

Eddy: "It doesn't."

Hoffman: "No, it does not."

Eddy: "Okay. Representative, thank you."

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

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

114th Legislative Day

3/17/2010

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

Speaker Turner: "...cates he will."

Reboletti: "Representative Hoffman, what was the rationale to cut the racing dates down to three? Was it because that there wasn't enough money to open the track up? Was it reduced pari-mutuels? What was the... what was the rationale?"

Hoffman: "The Racing Board, I believe, in the transcripts... I wasn't there at the hearing date... the Racing Board, I believe, in the transcripts indicated that they were going to force a collective bargaining agreement by doing this and that they were going to force us to raise the pari-mutuel tax. I don't know what their rationale was. It makes no sense to me that they try... they attempted to do it, but that's what they did."

Reboletti: "And what's the rationale for the pari-mutuel taxing to continue the..."

Hoffman: "Well... the pari-mutuel tax on Fairmont, that is a... that is a tax that is paid by the racing... the racing entity to help run the operations of the Racing Board. Fairmont Racetrack, like we do with casinos, we have... they're... the downstate casinos and the smaller market casinos have a lesser of a tax. Fairmont, traditionally, 'cause it's the only downstate... the only downstate race... racing forum and because they compete with all these other casinos in St. Louis, has a lesser tax. Okay. They said that we have to increase that tax or they only get three dates. Now, whether or not you agree that the tax should be increased, that's... that's a decision for us not the purview of the

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

114th Legislative Day

3/17/2010

Racing Board. The Racing Board was essentially holding a gun to the heads of every one of us and saying either you act or a thousand people will not be employed. I... I don't... I don't agree with that rationale, so we... we down... we people from Metro East put this Bill in, in an attempt to address it."

Reboletti: "Well, I agree with you. It's like they're holding those workers hostage and then they're trying to put the gun to our head to force us saying it's... it's this... it's all or nothing basically here. So, thank you for bringing the Bill, Representative."

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

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

Speaker Turner: "...cates he will."

Lang: "Representative, I'm pretty sure I support the first Amendment on your Bill. Amendment 2 is on the Bill. Is that correct?"

Hoffman: "Yes. There are two Amendments."

Lang: "So, recently we passed a Bill separating the Racing Board out from the Department of Revenue. Is that correct?"

Hoffman: "Yes. And I supported that."

Lang: "And maybe you could tell us on this Amendment why you want to reconstitute the Racing Board."

Hoffman: "Well, first of all, I think that if you looked at the actions and we, from the... we who represent the areas that have people work at Fairmont Racetrack were astounded that the board would take the action that it did. Essentially

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

114th Legislative Day

3/17/2010

saying that all these people will only be able to work three days that there won't be racing at Fairmont Racetrack if the General Assembly doesn't, number 1) increase the taxes on the racetrack which will take money directly from the purses or number 2) doesn't... there isn't an agreement reached between the Racing Board employees... the Racing Board employees not Fairmont Racetrack employees... and the Racing Board. We believe that they overstepped their statutory bounds and we think that the Senate and the Governor should have the ability to make a determination who's going to serve on that board."

Lang: "Can you tell me when the current board members' terms are up?"

Hoffman: "They vary. Some... many... some are up now and then some are staggered."

Lang: "And does your Bill provide for the continuation of members of the board until they're replaced or do you call for them being removed immediately pending a replacement?"

Hoffman: "No. We want to ensure that there is a continued operation of the Racing Board so it would not do that."

Lang: "So, I think I agree with you that this board has overstepped its bounds. Are there other cases where they have done this where we could conclude in some way that this Racing Board has overstepped its bounds on a continuing basis or is this sort of a one-time deal here?"

Hoffman: "I don't know. I don't know of any other specific instance, but I do know this that there has been a continuing... the reason AFSCME supports this Bill is there has been a continuing battle where the Racing Board has

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

114th Legislative Day

3/17/2010

continually used some of their employees. What we're talking about are the employees that are employees of the Racing Board not Fairmont and they are sent, I guess, to the... the various racetracks in order to ensure the integrity of racing. So, they are there to regulate at the racetracks. They couldn't reach an agreement, so they.. they went to, I believe, arbitration or mediation. I'm not sure which. And the mediation ruled in favor of those employees. The Racing Board then, as one of the conditions of these racing dates for Fairmont Racetrack, indicated that they have to reach a collective bargaining agreement with very specific terms or the rest of the employees and the economic engine that is Fairmont Racetrack will not exist."

Lang: "So, I agree that the Racing Board and the particular instance involving Fairmont made some mistakes. I agree that they were unfair to the racetrack, unfair to the unions at the same time. It was a big mess that they created, but I don't think at this point there's a showing that the entire Racing Board ought to be eliminated over this one incident. Now, you would say it's a series of incidents involving one racetrack and my concern is have they done... if you can't point anything egregious that this board has done other than what you and I would agree would be errors at Fairmont, why would we take the step of eliminating them by statute?"

Hoffman: "Well, can I tell you this. I was elected from my district to come here and make decisions on issues such as taxes, issues such as who's going to regulate and not only

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

114th Legislative Day

3/17/2010

the egregious nature of the provisions concerning collective bargaining, but they also... they also are telling us, you and I, that either you act, pass a law, increase taxes or we will not allow these people to work this year. Okay. Now, to me that is a total disregard... an utter disregard of the statutory mandate of the board and I see no other way to address it. The Governor, in his wisdom, can then decide who on the board would best serve the people of the State of Illinois, can reappoint..."

Speaker Turner: "Give him another minute. Representative, go ahead."

Hoffman: "...can reappoint, remove or make a decision as to the... the individual members and the Senate can confirm him."

Lang: "So, last area, then I'll make my comments on the Bill. How many members of the Racing Board do we have and how many of their terms have already expired?"

Hoffman: "I'm told by staff that there are 11 on the board and I don't know the number that have expired. I believe, there might be 3 or 4."

Lang: "All right."

Hoffman: "But I don't be... I don't want to mislead you."

Lang: "Thank you, Mr. Hoffman. Mr. Speaker, to the Bill. I think the Sponsor has part of a good Bill. I'm supportive of the... Amendment 1 on the Bill which tells the Racing Board that they can't overstep their bounds, basically use blackmail and those kinds of persuasions, to cause a racetrack or a union or a Legislature to do the things that the Racing Board wants it to do. However, I believe the Bill would be better without Amendment #2 on it. While I

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

114th Legislative Day

3/17/2010

respect the Gentleman's Bill and while I would certainly support it if Amendment 2 was not on the Bill, there to me seems to be no showing that this Racing Board has overstepped its bounds sufficiently over time for us to conclude legislatively that we should take this power away from the Governor. I understand that the Gentleman wants to give the Governor power to reappoint and that he could even reappoint the same members, but it seems to me that there's not been a sufficient showing to legislatively end the terms of guber... gubernatorial appointees. I would urge the Gentleman to move the Bill back to Second and remove this, what I believe to be, onerous provision in the Bill but presuming he does not want to do that I will have no recourse other than to vote 'no'. Thank you, Mr. Speaker."

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

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

Speaker Turner: "Indicates he will."

Bellock: "Thank you very much, Representative. In Amendment #2, does this... I know you're taking away the whole Racing Board, which I agree with Representative Lang, that even though I understand the Fairmont problem and I guess I just don't even understand that problem fully, if they didn't pay what... I know you said their tax was lower... what they're to pay in, but I'm not sure if they didn't pay what that was supposed to be."

Hoffman: "I'm sorry. I couldn't quite... I couldn't..."

Bellock: "I mean, otherwise, I don't understand why..."

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

114th Legislative Day

3/17/2010

Hoffman: "I couldn't quite hear. I apologize."

Bellock: "Oh, I'm sorry. Okay. So, part of the question, I have three questions. Is the... Number 1) I agree with Representative Lang that even though this is one problem I haven't heard of a lot of other problems with the Racing Board."

Hoffman: "Well, if you're one of the families that aren't sure you're going to have a job, as we still have to pass and comply with the mandates of this board, you would consider it a very significant problem. You know, they're saying to us that we have to pass a law and we have to increase the taxes on Fairmont Racetrack. Whether that's right or wrong is not debatable really because if we don't act, all these people will be out of jobs. To me that's egregious."

Bellock: "Mmm mmm."

Hoffman: "To me it's wrong."

Bellock: "Did..."

Hoffman: "To me... to me, you know, I can't... I can't not be an advocate for the people who work at... work there and their families consistently rely on that for... for putting food on their table."

Bellock: "I..."

Hoffman: "And... and to me that's... that's you can't get any more egregious than that."

Bellock: "I understand that coming from a thoroughbred background where I spent a lot of time at tracks. I guess my point was I understand your problem. I don't know the intricacies of whether they paid, what they were suppose to pay even though it was smaller than the others."

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

114th Legislative Day

3/17/2010

Hoffman: "Yes, they did."

Bellock: "Oh, they did. Okay."

Hoffman: "They did. I mean, what... what we did a few years ago because of the problems and the competition and more casinos and more..."

Bellock: "Right."

Hoffman: "...gambling opening in St. Louis, we, as a General Assembly made a determination that we were going... we reduce the tax rate on Fairmont from .75 percent to .25 percent."

Bellock: "Right."

Hoffman: "We did that."

Bellock: "Okay."

Hoffman: "That was our decision. I think it passed unanimously, if not unanimously, fairly substantially. Now, the Racing Board is coming to us and saying to us either you increase this tax..."

Bellock: "Mmm mmm."

Hoffman: "...or there's only going to be three racing dates."

Bellock: "I see."

Hoffman: "That was one of the conditions."

Bellock: "So, it had to be increased."

Hoffman: "So, to me, they've totally overstepped their constitutional bound... or their statutory boundaries by requiring us to undo something we made a determination to do. Now, if you guys... if you want to vote for a tax increase in order to allow these people to work, I guess that's fine, but I don't think we should have to do that. If they need more money to operate, we should address that issue."

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

114th Legislative Day

3/17/2010

Bellock: "Right."

Hoffman: "Okay. And we did. We provided a supplemental appropriation and we did address that issue, but they refused to budge on this condition. And I just think it's... it's atrocious that they would do that to the families who rely on Fairmont Racetrack for a living."

Bellock: "Okay. So, in Amendment 2, does this also... 'cause in the original Bill, you lifted the... the mission of the Racing Board in determining racing dates which has always been what Racing Boards have done, correct?"

Hoffman: "What I did... or what the Bill does is it says what they did they can no longer do. They can't make it as a condition..."

Bellock: "Well..."

Hoffman: "...they can't make it as a condition of racing dates, a collective... in terms of a collective bargaining agreement or legislative action."

Bellock: "Well, I'm not sure how that affects what I think is one of the main missions of the Racing Board is determining racing dates at tracks..."

Hoffman: "Right."

Bellock: "...and by addressing your problem alone, I'm not sure if that will affect addressing racing dates at all tracks in Illinois, will it?"

Hoffman: "No, it won't. There are criteria currently in the statute, Representative, that lay out what factors are to be determined by the... or to be... or to be looked at by the Racing Board in order to determine racing dates. They're very specific in the statute. They use other factors and

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

114th Legislative Day

3/17/2010

this... this Bill simply says number 1) they can't use those factors of legislative action or the condition of a collective bargaining agreement. It does not affect at all the current statutory mandate of the Racing Board in determining racing dates. I... I just give you a caveat. You understand the racing industry..."

Bellock: "Right."

Hoffman: "I believe. You represent an area that..."

Bellock: "Right."

Hoffman: "...is involved in... or has a racetrack, correct or close to it."

Bellock: "No."

Hoffman: "Close to it."

Bellock: "Not in my district, but I just..."

Hoffman: "Okay."

Bellock: "...spend a lot of time in it."

Hoffman: "They can do this to anybody."

Bellock: "I understand your problem."

Hoffman: "They can do this to any track."

Bellock: "I..."

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

Bellock: "Thank you very much. I just wasn't sure of the clarification on the second part, if it lifted totally the responsibility of the racing dates by the..."

Hoffman: "It doesn't."

Bellock: "Okay. Thank you."

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

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

114th Legislative Day

3/17/2010

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

Speaker Turner: "Indicates he will."

Reis: "Representative, how many of the current members that are on the board were appointed by the prior administration?"

Hoffman: "I don't know. I would assume... at some point, I would assume that they all would have had to have been either reappointed or... or their terms may have lapsed and there hasn't been a new person appointed. I don't... I apologize, but I... I don't know."

Reis: "Is there any term limits or length of time that they can stay on the board or can they stay on it indefinitely as long as they get reappointed?"

Hoffman: "You can stay on indefinitely as long as you get reappointed, but there are... they are specific terms. You're appointed for a specific term. I... I think it's four years and what happens is the... they come up at different times."

Reis: "So, they're staggered, but are they four-year terms, six-year terms?"

Hoffman: "We're looking it up, but staff tells me they're four years and I'm pretty confident that they're a four-year term, but they come up and they're staggered at different times."

Reis: "Can the Governor remove a board member that maybe needs to be removed. I... I, like other speakers, am concerned that we're completely starting over here. Can the Governor just say I remove this member and then appoint a new one and have them confirmed by the Senate?"

Hoffman: "No."

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

114th Legislative Day

3/17/2010

Reis: "There's no dissolent..."

Hoffman: "There... there are provisions... I assume there are provisions for all boards and commissions that we have passed concerning malfeasance and misfeasance which would allow removal, but you can't. And my point is this, okay. We shouldn't have to even be debating this. There... the... the reason that we allow legalized gaming in Illinois is to pre... is to provide jobs and an economic benefit. So, we made a decision years ago to allow it. They have decided that they're going to require us to act and a collective bargaining agreement or all these people are going to lose their jobs."

Reis: "Mmm mmm."

Hoffman: "That's wrong. It's just absolutely wrong and the people who represent... us who represent that area believe it's wrong."

Reis: "My next question is, none of these terms coincide with an administration, so if we're fortunate enough to have a new administration, then the terms will go ahead and the new Governor will be allowed to make the appointments as the terms expire?"

Hoffman: "As they expire and I was just told by staff that the terms are six not four years. They're six-year terms, so..."

Reis: "Every two years we're getting new board members or the possibility of it?"

Hoffman: "I couldn't hear. I apol..."

Reis: "Every two years we have the chance to get new board members that way?"

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

114th Legislative Day

3/17/2010

Hoffman: "Right. And they... they stagger and I think in 2010 there are four that would expire."

Reis: "Okay. Thank you, Representative."

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

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

Speaker Turner: "Indicates he will."

Rose: "Representative Hoffman, is this important to you? Is this important to you?"

Hoffman: "Well, it's important to... it's certainly important to all the people of our district."

Rose: "Does it save jobs in your district?"

Hoffman: "Yes, it will save... it'll save about a thousand jobs, yes."

Rose: "Then I'm for the Bill. Thank you."

Hoffman: "Thank you."

Speaker Turner: "The Gentleman from St. Clair, Representative Holbrook, for what reason do you rise?"

Holbrook: "To the Bill, Sir. There are really two portions to this Bill. The first Amendment addresses where many of us in our area felt that the Racing Board overstepped their bounds and I think everyone in this room in here believes, in this chamber, that mandating us to raise taxes after we've addressed the issue by providing the supplemental to take care of the funding problem for them, is out of line. I think everyone believes that here. The second item is, as we try to remedy this we tried to work with this board. The... Representative Hoffman stated this... that this issue has been tried to be resolved with this board; we've tried.

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

114th Legislative Day

3/17/2010

They're almost to the point, I won't say belligerent, but they are steadfast in how they're going to handle this issue. And we don't think that's right and I think that is the second issue here. Is this board open to this sort of issue on... to be solved? They're not. I can tell you that. I participated in those conference calls. No one wants to see us to go in and try to rearrange government, but this Bill does what needs to be done. And I'd ask for an 'aye' vote."

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

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

Speaker Turner: "...cates he will."

DeLuca: "Representative Hoffman, I'm actually a cosponsor of the Bill, but that was before House Amendment #2. Where did House Amendment #2 come from?"

Hoffman: "Well, as Representative Holbrook just indicated, we all, from our area, Senators and Representatives as well as Democrats and Republicans, really attempted to work to try and rectify the problems that were perceived by the Racing Board. We provided a supplemental appropriation for their funding. We asked them and told them that we totally believed uniformly that they were overstepping their bounds by requiring legislative action. They heeded none of that. They listened to none of that. They continued to hold a gun to the head of the employees of Fairmont Racetrack and the families that rely on working there. That is not the reason they were put in place. I'm not saying they're bad people. I'm saying that it is a board that has run amok.

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

114th Legislative Day

3/17/2010

They will do it to other people in the future if they get by with it now and I see no other remedy. The Governor can reappoint, the Senate can reconfirm any of the members, but I just think a whole nother look has to be taken of this board and their mission. And that's why we decided to go forward with Amendment #2."

DeLuca: "So, the one thousand jobs that you're referring to that would be saved, they would be saved whether House Amendment #2 exists or not."

Hoffman: "Until next year when they try to do the same thing, until next year. Because I've dealt with them. We've attempted to talk to them; we've attempted to reason with the... them and they are not responsive at all and next year they will... I am fearful that they will do the same thing to us and potentially any other racetrack or employees of racetracks in the state."

DeLuca: "Okay. Thank you very much."

Speaker Turner: "And our last speaker is the Lady from Cook, Representative Mulligan. For what reason do you rise?"

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

Speaker Turner: "...cates he will."

Mulligan: "Representative, is Amendment 2 the only one that you came up with that decided that they should lose the whole Racing Board or replace the whole Racing Board?"

Hoffman: "Yeah. Amendment #1 deals with the specific conditions..."

Mulligan: "Amendment #1 limits their powers as to what they can do and can't do, but Amendment #2 just removes the whole board and says how they would be replaced, correct?"

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

114th Legislative Day

3/17/2010

Hoffman: "Yeah, there's two Amendments, yes."

Mulligan: "You know, I can... I can understand and I'm not quite sure what the argument was and I don't know if the owners of this particular track went to the Racing Board in order to get relief from an argument or to make something monetarily better in order for them to keep the track open or..."

Hoffman: "No. That... that's the... the problem with this is it has nothing to do... the conditions that were put into the order have nothing to do specifically with that track. They were talking about they require two conditions or the race... or this track would only get three racing dates and then the..."

Mulligan: "All right. Well, the problem I have is..."

Hoffman: "...but the conditions... the conditions were, there had to be a specific collective bargaining agreement with specific conditions in that collective bargaining agreement between employees of the Racing Board, not employees of the racetrack, the Racing Board and their employees. Not the race... racetrack and the other employees had no say in it... say in it or nothing to do with it."

Mulligan: "So, were they using the Racing Board as the mediators?"

Hoffman: "No. The employees are of the Racing Board. They're state employees. That's the problem with the whole... what they did is they're... they are penalizing a racetrack because they don't have a collective bargaining agreement with their own employees."

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

114th Legislative Day

3/17/2010

Mulligan: "All right. But you know, there's... depending on what Party the Governor is, how you replace the board and you put in new members, I mean, at least you have it staggered which I think is good except that it's still all new members. I think it's hard to do all new members on something if you don't have a few people that have some idea of what's happened on the board before and in our area, I called and asked and our racing people don't seem to have a problem one way or the other with the issue although it... that could be their issue next year. They could do it again. So, are we just going to dissolve every board or try to dissolve every board that does something that we don't like here?"

Hoffman: "No. Here's... here's where the... here's where we stand on the... my understanding of the Racing Board. Three have already expired, I... I just got the information. The three did..."

Mulligan: "So, we've got three appointments."

Hoffman: "Three had expired and four are coming up in 2010. So, even if we did nothing..."

Mulligan: "You'd get rid of seven."

Hoffman: "...even if we did nothing, there'll be seven. My point is, I'm worried about next year. Okay. We sh... we, as a Legislature, shouldn't have a board telling us that we have to act or people are going to lose their jobs. We, as a Legislature, shouldn't have a board saying that there has to be specific conditions or a collective bargaining agreement or a thousand others will lose their jobs. So, there will be seven up anyway by the end of 2010. I'm just

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

114th Legislative Day

3/17/2010

saying, let's reconstitute it, let's make sure that this... that this doesn't happen again next year and we're here debating it on the House Floor."

Mulligan: "All right. So, don't you think it's better to... have you left in the provisions that would outline to the board what their duties cannot be? Have you left in those so that 2 is just in addition to the whole Bill or is 2 replace everything?"

Hoffman: "Two... 2 is in addition. So, number 1 addresses the specific conditions that we... that I believe they overstepped their statutory authority and 2 is in addition to that Bill... or in addition to that."

Mulligan: "And you think the Governor will go ahead... even if you pass this Bill and it's passed on the other side, will go ahead and then replace because the... the legislation would automatically remove them..."

Hoffman: "And we've done this... this isn't... we've done this before on several occasions and on other boards, but..."

Mulligan: "Well, we've done this when I didn't think... I mean, we've had a Governor that says get rid of the State Board of Education, get rid of this, get rid of that, it doesn't necessarily mean it's a good idea or that the Majority Party has the Majority Governor and you can remove whoever you want. You know, the goal is to be fair here..."

Hoffman: "You're... you're right. And the goal is to be fair to the thousand people who are affected and families and that's... that's like a..."

Mulligan: "Right. And so..."

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

114th Legislative Day

3/17/2010

Hoffman: "Look, I... I don't... I don't really know these people personally, but we, you know..."

Mulligan: "No, lots of times you don't. They come... people come to you and say, will you carry this piece of legislation? Or sometimes people involved ask another Legislator so that they're removed from the people that ask them to carry the legislation. I mean, there's a lot of reasons you carry a Bill... I'm not saying you personally..."

Hoffman: "No. I mean, I don't know..."

Mulligan: "...and I don't... I'm not going to ask you how you arrived at carrying the Bill. I'm just trying to figure out what's the best thing to do and there are lots of boards that I deal with in the area of the General Assembly that I work with and so, if I'm unhappy does that mean I sponsor legislation and say, let's get rid of them all? I mean, and then we're going to replace them be..."

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

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

Speaker Turner: "...cates he will."

Beiser: "Jay, and you cited the two instances where they overstepped their boundaries and I do agree they did. In all the conference calls or any of the conversations with the Racing Board, did they ever acknowledge or even admit that they may have done... done so by overstepping the boundaries of their authority?"

Hoffman: "No, they did not."

Beiser: "Thank you. I think that... To the Bill. I think that speaks to the root of where we're at here. This board..."

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

114th Legislative Day

3/17/2010

it's not if this board will do it again, it's when they will do it again. If they don't acknowledge that they overstepped their boundaries, then I think that just says volumes about the way they will behave in the future. And for the thousand people that work at this track, they can't have that hanging over their heads year in and year out. So, I ask everyone for an 'aye' vote."

Speaker Turner: "Representative Hoffman to close."

Hoffman: "Yes. I would just... I would just... not to belabor the point I would just say that Representative Beiser really hit the nail on the head. The problem here is we have an obligation to attempt to create jobs and economic development of very dif... difficult economic times. We're concerned that this will happen again next year and the people will never be able to rest easy at night knowing that we're not going to have some un... unconstitutional and overreaching action of this board. Because of that, we saw no other choice but to move forward with this type of a remedy. I... I ask for the people of the Metro East and the people who have their livelihood at this racetrack... as a result of the racetrack that you vote 'aye', please."

Speaker Turner: "So, the question is, 'Shall the House pass House Bill 5064?' This is final action. 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 are 89 voting 'aye', 24 voting 'no', 3 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The

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

114th Legislative Day

3/17/2010

Lady from Cook, Representative Monique Davis, for what reason do you rise? Representative Ford, we have House Bill 4991. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4991, a Bill for an Act concerning state employment. Third Reading of this House Bill."

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

Ford: "Ready to proceed with a vote. I spoke of this Bill earlier, 4991 and I look forward to the passage."

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

Eddy: "Thank you, Speaker. I want to, first of all, thank Representative Ford for taking the Bill out of the record while we did a little bit of... of work and research on the position from CMS. Our understanding now is that CMS is neutral on the Bill provided that Representative Ford will, in the Senate, amend this so that it is an annual report rather than a monthly report. And we've discussed it with him and I... I believe he's agreeable to do that in the Senate."

Ford: "That's correct."

Eddy: "And what... and very quickly, to the... to the Bill. I appreciate what the Representative's trying to do here. I want everybody in the Body to know though that the... the report that will be generated, what will be on an annual basis, will have incomplete information because there's no requirement that the box on the application that indicates the... the person's ethnicity be checked. So, the report we're going to... we're going to come up with, the annual report, is going to be very, very incomplete. I don't

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

114th Legislative Day

3/17/2010

think it's a good use of... of our resources; however, I do appreciate him allowing us to clarify the position of CMS. I just don't think it's going to yield us anything good and I urge a 'no' vote. Thank you."

Speaker Turner: "Representative Ford to close."

Ford: "Thank you very much, Mr. Speaker. And I think that this is a good piece of legislation simply because, you know, even the census may not be totally accurate, but you know, so I would like for this Bill to pass and work with CMS and the Senate to move this forward. Thank you."

Speaker Turner: "The question is, 'Shall the House pass House Bill 4991?' All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Franks, Mendoza. Clerk shall take the record. On this question, there are 65 voting 'aye', 49 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Ramey, we have House Bill 5489. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5489, a Bill for an Act concerning orders of protection. Third Reading of this House Bill."

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

Ramey: "Thank you, Mr. Speaker. House Bill 5489 was brought to me by the Kane County State's Attorneys Office. They had found that some of the orders were not the same, so he just wanted to... a remedy to make everything the same. So,

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

114th Legislative Day

3/17/2010

that's why I brought this Bill forward. I ask for an 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5489?' 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 are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Holbrook, we have House Bill 4985. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4985, a Bill for an Act concerning electronic records. Third Reading of this House Bill."

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

Holbrook: "Thank you, Speaker. House Bill 4985 creates the Electronic Records Advisory Board made up with a cross section of State Government. It will recommend guidelines and best practices policies for long-term maintenance of electronic records and filing and communications within the state to bring us in to the next decade. Passed out of committee unanimously. I know of no opposition."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 4985?' 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 are 115 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is

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

114th Legislative Day

3/17/2010

hereby declared passed. Representative Jakobsson on House Bill 5859. Naomi. Out of the record. Representative Joe Lyons on House Bill 5080. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5080, a Bill for an Act concerning professional regulation. Third Reading of this House Bill."

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

Lyons: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a consumer protection Bill regarding the Locksmith Services Act brought to me by the Department of Financial and Professional Regulation. Basically, it tightens up some of the requirements to get a license, to keep your license and also allows the department to be able to look into recordkeeping processes of the locksmiths that... that... It's a preemptive thing. We've had some problems in Florida back around Christmas time, around Thanksgiving with some unscrupulous ads being done and then locksmiths charging something more than was advertised. This is a preemptive type of thing which tries to nip any problems in the bud. Amendment #1 dealt with some of a locksmith concerns and let me ask for your 'aye' vote."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5080?' 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 are 107 voting 'aye', 8 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is

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

114th Legislative Day

3/17/2010

hereby declared passed. Representative Reboletti on House Bill 5149. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5149, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

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

Reboletti: "Thank you, Speaker and Members of the Body. We passed this Bill last year. I have an adult disabled person living in my district. His father was a police officer who passed. The widow has the pension; however, the people that will care for the disabled adult are not family members and they protect the trust and Illinois statute does not allow the pension to pour into that trust once his mother passes and this will rectify that situation. Last year this Bill was used as a pension modernization vehicle in the Senate and never saw a vote. So, hopefully we can rectify that. I'll take any questions."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5149?' 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? Clerk shall take the record. On this question, there are 115 voting 'aye', 0 'noes', 0 'presents'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative May on House Bill 6201. Read the Bill, Mr. Clerk."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 6201, a Bill for an Act concerning safety. Third Reading of this House Bill."

Speaker Turner: "The Lady from Lake, Representative May."

May: "Yes. Thank you, Speaker. House Bill 6201 extends the repeal date of our mercury switch removal Act which went into effect of 2006. For those who were around at that time will remember that this was a rather historic agreement with the auto industry to get rid of the switches containing mercury, to recycle them properly. The Illinois EPA gave us a report that we are now recycling 25 percent of the switches. We've collected 66 thousand with a... reducing 145 pounds of mercury. It's important to extend this because there are 900 thousand end-of-life cars that have mercury switches with 1900 pounds of mercury which we'd like to get out of the environment. I ask for your support."

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 6201?' 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? Clerk shall take the record. On this question, there are 114 voting 'aye', 0 'noes', 1 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative McAsey on House Bill 5931. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5931, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

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

114th Legislative Day

3/17/2010

McAsey: "Thank you. Thank you, Mr. Speaker, Members of the House. I come before you with House Bill 5931 which quite simply says that law enforcement in the State of Illinois may not ask or require victims of sexual assault to submit to polygraph tests in the course of an investigation. I would point out one of the reasons that this legislation is so important is that in order for our state to continue to receive federal stock grants that the state needs to certify that it prohibits polygraph testing of victims. Additionally, I would point out the unreliability of the polygraph test in these stressful situations. Based upon those reasons, I would ask for an 'aye' vote from my colleagues."

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

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

Speaker Turner: "...Yes she will."

Fritchey: "Representative, I think it's actually an interesting Bill. I'm wondering if it maybe doesn't go far enough. What... what you're getting at here is that certain individuals and certain victims of crimes really may not be able to accurately pass a polygraph even if they are being truthful because of the inherent nature of the polygraph, right?"

McAsey: "That is what this specific legislation goes to. It's recognizing that a victim of a sexual assault or alleged victim that what the polygraph test does is really detects stress..."

Fritchey: "Right."

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

114th Legislative Day

3/17/2010

McAsey: "...and when we have a crime victim..."

Fritchey: "You know, and..."

McAsey: "...recalling a stressful situation..."

Fritchey: "And I... I agree with you. So, why not extend this to any crime victims? I mean, it... I guess... You know, at first I had reservations. I get where you're going, but then I don't know that we... this isn't something that should be extended wider than this, no?"

McAsey: "Well, right now, this Bill is narrowly tailored related to the victims of sex assault. We also had this federal language that would require that we had this policy. I'd be happy to continue a discussion with you related to that topic, but would ask for your support with this legislation today."

Fritchey: "Oh, no. I fully intend on supporting this. I think it raises a very interesting question though about what the state's policy should be. You know, if we feel that there is an unreliability inherent in the use of polygraphs in this situation, I don't know that we can say that that unreliability simply extends to sexual assault cases as opposed to any type of case where you have an individual. And I don't know that this issue may not come back in various forms as we go forward right now because I think there is a question and there tends to be, I think, among the general public an inherent and maybe misplaced comfort level sometimes with these."

McAsey: "Well, and what I would say as well, is recognizing, you know, the inherent unreliability of the polygraph test particularly in these circumstances. You know, of course,

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

114th Legislative Day

3/17/2010

already in all 50 states these polygraph tests are not admissible. And right now our law is, such that it... enforcement may ask but not require a victim to submit to a polygraph test. And so, we're just taking that out of the legislation or out of our current law."

Fritchey: "Okay. So... so, this says that they cannot even... I know they can't require it, so does this prohibit them from asking?"

McAsey: "It does."

Fritchey: "And what would happen if they did ask an individual to take the test?"

McAsey: "Well, they... they would be in violation of the State Law and I would also..."

Fritchey: "But what... but what... I guess, what would happen at that... at that point in time. And again, I support the Bill. I just want to make sure that we understand what we're doing here. So, if law enforcement asked the individual to submit to the test, then... so law enforcement now would be in violation of State Law. Then what would happen?"

McAsey: "Well, I think that I would point out that many representatives from law enforcement including the Illinois Association Chiefs of Police, the Cook County Sheriff's Office, that they all did file in support of this legislation."

Fritchey: "I... I..."

McAsey: "They're all aware of..."

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

114th Legislative Day

3/17/2010

Fritchey: "I get it. I'm asking, I mean, just from a technical standpoint. So, what is... what's the penalty if this is violated then?"

McAsey: "This legislation is just prohibiting that use."

Fritchey: "I... I underst... I read it."

McAsey: "Right."

Fritchey: "What happens if you violate the statute?"

McAsey: "In this particular Section of the statute, there... there's not a specific criminal penalty fine."

Fritchey: "Is there a... is there a civil liability, on behalf of the... of the law enforcement agency?"

McAsey: "Well, I think depending on the circumstances, depending on what remedies may be available. There... there..."

Fritchey: "Does the Bill provide for any type of penalty though?"

McAsey: "This... this Bill does not provide for any specific penalties."

Fritchey: "Okay. All right. Thank you."

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

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

Speaker Turner: "...cates she will."

Reboletti: "Representative, we talked about this in committee. Are you aware of any circumstances, at least with sex assault cases, that any departments or State's Attorneys Offices are using polygraph tests to talk to victims?"

McAsey: "I... In... in my work with the Illinois Coalition Against Sex Assault, who did bring this initiative to me, they did

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

114th Legislative Day

3/17/2010

provide me with some information about some instances where victims were asked to submit to polygraph tests and... and ultimately there have been some very negative circumstances for victims."

Reboletti: "I guess in some other situations there are... are victims that recant their story would... are you still comfortable that there will be other mechanisms to determine the veracity, or lack thereof, of those statements and what would those be?"

McAsey: "I am. I am. Through the course of police investigations using all the... Yes."

Reboletti: "So, through other investigative techniques and I'd be able to figure out besides using the polygraph tests so."

McAsey: "Yes."

Reboletti: "Thank you."

Speaker Turner: "Representative McAsey to close."

McAsey: "I would ask for the support of my colleagues. I would ask for... for your 'aye' vote to continue to be eligible for the receipt of federal funding and to... to have this protection for victims in place. Thank you."

Speaker Turner: "So, the question is, 'Shall the House pass House Bill 5931?' 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? Clerk shall take the record. On this question, there 115 'aye', 0 'noes', 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

114th Legislative Day

3/17/2010

Gentleman from Jackson, Representative Bost, for what reason do you rise?"

Bost: "Thank you, Mr. Speaker. We need the record to reflect that Representative Tracy will be excused for the rest of the day."

Speaker Turner: "The record will so reflect. Representative Jack McGuire on House Bill 5021. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5021, a Bill for an Act making appropriations. Third Reading of this House Bill."

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

McGuire: "Thank you, Mr. Speaker. 50... 5021... hang on, I've got it here... 5021 is a Bill from the Will County treasurer... treasurer's office that I'm carrying for the treasurer and... Actually, 5021 is identical to House Bill 2270 introduced in the 96th General Assembly and House Bill 807 introduced in the 95th General Assembly. House Bill 2270 passed the House 75 to 34-5; however, it was later amended to become a vehicle appropriation Bill in the Senate. Now, this is a long history, but I want you to know what's going on with this Bill. 5021 appropriates \$750 thousand from the General Revenue Fund to the Department of Human Services, DHS, for a grant for the Joliet Region Easter Seals for programs and for expansion and rehabilitation of facilities. HB5021 would be effective July 1, 2010. I'd appreciate your... your support and I'll try to answer any questions that you may have."

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

114th Legislative Day

3/17/2010

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

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

Speaker Turner: "Indicates he will."

Mulligan: "All right. We're back to this as the Easter Seals Bill? Isn't this Bill virtually a shell Bill that was voted out of committee to be.. and now you're going to send it over to the Senate to maybe come back as a budget Bill?"

McGuire: "I'm not sure of that. Are you talking about this year or last year?"

Mulligan: "I'm talking about this year. This happened a week ago in committee. We voted this Bill out. My understanding is it was a shell Bill and it's probably going to be used as a vehicle for one of the budget Acts."

McGuire: "Yeah..."

Mulligan: "And now you're sending it over with hardly anything in it and my guess is that the \$750 thousand for Easter Seals will never materialize, but it may be come back to us as a budget Bill from the Senate?"

McGuire: "I don't have it on my screen."

Mulligan: "What? He can't do it."

McGuire: "I'll try to answer your question."

Mulligan: "Representative, that's all right."

McGuire: "Okay. All right."

Mulligan: "To the Bill. It's pretty much as described. This Bill was voted out of Human Service-Approp last week and the reason it was voted out I'm sure is to be some kind of vehicle Bill for a budget. Although it has \$750 thousand for Easter Seals, which many of us would not be against

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

114th Legislative Day

3/17/2010

except that it goes just into the Representative's district, I'm sure that's not what this Bill is to be used for. This Bill is to be used as a vehicle possibly for one of the budget Bills and it will be sent over to the Senate and then perhaps come back to us with something in it. So, if you're worried about what happens with a Bill or how your vote will look on something when it changes 15 times and when this House will not remove the titles on Bills that don't really portray what's in them, I would vote 'no'."

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

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

Speaker Turner: "...cates he will."

Eddy: "Representative, can you make the guarantee to the House that if this Bill is changed in any way in the Senate that you will nonconcur with any changes?"

McGuire: "No, not at all."

Eddy: "So... I think the answer was no. You can't guarantee you won't... you won't concur. So, I think Representative Mulligan's point is the reality this is... this Bill is for another purpose. It, obviously, has an appropriation in it that is specific to an organization that everyone would really like to support and is also something specific to your district, but this is likely something that's going to come back with... we don't know. But there will be a Roll Call vote and everybody's name that votes for this will be voting for whatever this Bill eventually contains. And I agree with the Representative Mulligan, unless there's some

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

114th Legislative Day

3/17/2010

kind of guarantee that this is... this Bill is what this Bill is, we should not support it. Thank you."

Speaker Turner: "The Gentleman from Rock Island, Representative Verschoore, for what reason do you rise?"

Verschoore: "Would the speaker yield, please?"

Speaker Turner: "Indicates she will."

Verschoore: "Representative McGuire, isn't this the Bill you had before the Counties & Townships. It was your nephew or something was the... Isn't this the Bill where they wanted to move some money from one account to another?"

McGuire: "Mr. Verschoore..."

Verschoore: "This... this Bill came out of Counties & Townships, didn't it? No?"

McGuire: "Approp-Human Services."

Verschoore: "Oh, I'm sorry."

McGuire: "Yeah. Thank you."

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

Fritchey: "Thank you, Speaker. To the Bill. I'm actually somewhat surprised at the line of questioning here. I know of fewer people that are more of a Gentleman than the Sponsor of this Bill. He was asked if his intention was that it was going to be used for something else. He said, no. His answer was called into question. He was asked to commit to nonconcurring to the Bill should any changes be made to the Bill whatsoever. That's a requirement I've never seen us put on a Member or try to put on a Member. You know, I mean, I'm just somewhat surprised that, you know, he is not being taken at his word. None of us know

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

114th Legislative Day

3/17/2010

what could happen over in the other chamber with our Bills, but he has said in a very straightforward manner what his intention is with this Bill and why he's moving it and I don't think that should be called into question. I strongly suggest an 'aye' vote. Thank you."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 5021?' 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 are 65 voting 'aye', 49 voting 'no', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Williamson, Representative Bradley on House Bill 5765. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5765, a Bill for an Act concerning public aid. Third Reading of this House Bill."

Bradley: "Thank..."

Speaker Turner: "The Gentleman from Williamson, Representative Bradley."

Bradley: "Thank you, Mr. Speaker. This is a Bill... it's being supported by the Hospital Association and we changed the way that we pay critical access hospitals. Critical access hospitals treat many, many people that are impoverished and in impoverished areas and they're struggling to stay afloat. This is subject to appropriation and we want to get this issue out there and hopefully, consider at some point changing the formula and capturing additional federal money through this process."

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

114th Legislative Day

3/17/2010

Speaker Turner: "Seeing no questions, the question is, 'Shall the House pass House Bill 5760... I'm sorry. The Lady from Cook, Representative Mulligan. I apologize."

Mulligan: "It is kind of quick on the switch. Who's... who's actually... Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Turner: "He indicates he will."

Mulligan: "Representative, are you carrying this Bill for hospitals or where are you coming from 'cause this... changing the cost..."

Bradley: "Yeah."

Mulligan: "...there's... there's a couple of complications. It's more expensive and I'm not totally opposed to not reimbursing them what they need, but also there's going to be some changes at the federal level if they pass health care which the Medicare reimbursement may be different and I don't know how much this is... how flexible this is, but there's a lot of issues with this. And so, it's not like a simple Bill."

Bradley: "Well, I've found that nothing's simple around here."

Mulligan: "You're right about that."

Bradley: "We tried to make it as simple as possible so it would start reimbursing these hospitals on outpatient coverage based on the Medicare cost principles to try to at least get them their costs of services subject to appropriation. I'm sure this is going to be part of the budget discussions, but we have several critical access hospitals in my area that are in danger of closing and we're trying to get this issue out there and see if something can be

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

114th Legislative Day

3/17/2010

done. And I appreciate your concerns. And I appreciate your question and it's... it's a tough issue."

Mulligan: "Well, it is a tough issue because I firmly believe that when you underpay in one area it comes back to the public that actually is paying so that makes for difficulty in... in raising the cost. The only thing is I do think that the Medicare rates might change if they pass a federal Bill and..."

Bradley: "I... and I..."

Mulligan: "...I don't know... Is this Bill subject to appropriation?"

Bradley: "Yes, Ma'am. And... and..."

Mulligan: "And HFS is against it."

Bradley: "I don't know of anybody against it."

Mulligan: "They are."

Bradley: "Are they? Okay."

Mulligan: "'Cause they're the ones that have to pay for the..."

Bradley: "Well, yeah. They're... Okay."

Mulligan: "And the hospitals are for it. All right. Thank you very much."

Bradley: "Thanks."

Speaker Turner: "Seeing no further questions, the question is, 'Shall the House pass House Bill 5765?' 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? Clerk shall take the record. On this question, 114 voting 'aye', 0 'noes', 0 'presents'. And this Bill, having received the Constitutional Majority, is hereby

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

114th Legislative Day

3/17/2010

declared passed. The Lady from Champaign, Representative Jakobsson, for what reason do you rise?"

Jakobsson: "Thank you, Mr. Speaker. Please let the record reflect that I intended to vote 'no' on House Bill 5021. I wasn't able to get my 'no' light switch working."

Speaker Turner: "The record will so reflect. The Gentleman from DuPage, Representative Coladipietro, for what reason do you rise?"

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

Speaker Turner: "State your point."

Coladipietro: "In addition to celebrating St. Patrick's Day today, my seatmate, Randy Ramey, is celebrating his 48th birthday. So, would everybody join me in wishing him a happy birthday."

Speaker Turner: "Happy birthday, Ramey. The Gentleman from Jasper, Representative Reis, for what reason... No. The Gentleman... Representative Reis on House Bill 4608. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 4608, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Turner: "The Gentleman from Jasper, Representative Reis."

Reis: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 4608, as amended, will change the way the University of Illinois Board of Directors are selected. They will go to a combination of an election and appointments by the Alumni Association. I would like to thank Representative Jakobsson and Representative Rose on

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

114th Legislative Day

3/17/2010

working with me on this Bill over the last four years. I think we've got a good Bill that offers good compromise, good balance and will help kind of take away what's taken place with the university over the last few years with regards to admissions and other sorts of things. So, I'd be happy to answer any questions and ask for your support."

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

Currie: "Thank you, Speaker. I rise in opposition to the Bill. I know it's well-intentioned and I know we often think that more elections is better, democracy is the best thing since sliced bread. I would urge that a lot of people don't know who's on the ballot. They may not know who's running for State Representative. I suspect most of them didn't know very much about the people who were running on both the Democratic and Republican ticket for the job of Lieutenant Governor, yet that is a high-profile job. When it comes to members of the Board of Trustees of the state universities, voters don't have a clue. The only thing that is likely to motiv... motivate them is the... they like the way the name looks. It sounds euphonious, what have you, I don't see anything wrong with the present system in which the Governor may make these appointments. In fact, it was a Republican Governor, Jim Edgar, whose idea this was. I think it's a good idea. I think it has worked well. And I think you just end up without any sense as to who's going to be in charge if we say we're going to give it back to the voters. So, I understand that the motives are good and I understand that it sounds great, but I think the reality

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

114th Legislative Day

3/17/2010

is you do not have any guarantee that you will end up with people who are good stewards of our state university systems. I urge a 'no' vote."

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

May: "I have a question of the Sponsor. Will he yield?"

Speaker Turner: "He indicates he'll yield."

May: "Yes. I noticed it... Am I reading this correctly that one of them would be a representative from the Department of Agriculture?"

Reis: "That is not correct. What you are referring to is the six appointments the way the Bill reads now. One of the six appointments from the Alumni Association would be someone with an agricultural background. It's a priority of the Farm Bureau. It's a land grant university and they were hoping that at least one of those would be... it would mandate that one of them would be with an agricultural background and we chose that group as opposed to the elected group because we can't control the background of those who are elected."

May: "But why is this a favor, I mean, you said it's a land grant university and actually, I took a lot of classes in the Department of Agriculture, too and I grew up downstate so I understand the importance of agriculture for our state, but that's saying that the Department of Engineering is not as important or the Department of Liberal Arts and Sciences or anything. So, I just think that that's unusual or odd and makes the favored status of this one

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

114th Legislative Day

3/17/2010

appointment. So, I... I thank you for your clarification, but I wondered if you might try to make it more balanced."

Reis: "This is an item that will be discussed in the Senate and the Senate Sponsor and I worked on this and that debate will continue over in the Senate."

May: "Oh, okay. Well, I... I appreciate that information because it just seems unbalanced and I guess I... I do echo just to the Bill the sentiment of the Majority Leader that... that I... I think the system, as it is now, is really... is really pretty good and this is taking appointments away from the Governor and we've had some... some issues just in the last year where we had... where the Governor had to deal with that. So, I reluctantly speak against your Bill."

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

Nekritz: "With some questions for the Sponsor. Will he yield?"

Speaker Turner: "Indicates he'll yield."

Nekritz: "How many trustees currently serve on the... on the board?"

Reis: "Currently, we have nine that are appointed by the Governor and then one student representative who has voting rights selected from the three different campuses."

Nekritz: "And why will 15 be a better... why would 15 be a more successful number for it?"

Reis: "Well, we wanted to offer more balance in... in... I know there's some concerns about the elections. I think we've addressed those by having people only run in judicial districts. They used to run statewide, so we're shrinking down the area where a person runs. So, we've made a good

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

114th Legislative Day

3/17/2010

change there. But we also wanted the Alumni Association who has more love for the university and more insight on how it should be run. So, we thought that having six from them, reduce the number from nine to seven, and we also added a faculty member. So, I think we've got a very good balance there that won't allow one particular segment to have a say in the board. It will have to be a truly compromising effort."

Nekritz: "To the Bill. I have some concerns about this that, you know, when we... when we start picking, as the former speaker said, when we start picking particular constituencies to represent... to serve on a board, what we lose then is, I think, some objective expertise as to how to govern an institution of higher education. I'm an alumni of a Big Ten university. I have great love for them, but that doesn't make me an expert or make me qualified to... to serve on their board would have really any idea how to... how to... how to govern a university. So, I think that having the flexibility and the ability of the Governor to seek those people out in the... in the state who have that expertise, who can step forward and... and provide that service to the university and really guide the university in the best way they know how remains to be the best system that we have. So, I would urge... also urge a 'no' vote."

Speaker Turner: "There are eight speakers still requesting to be heard. The next speaker is the Gentleman from Jackson, Representative Bost, for what reason do you rise?"

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

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

114th Legislative Day

3/17/2010

Speaker Turner: "...cates..."

Bost: "Repre..."

Speaker Turner: "...he will."

Bost: "...Representative, so... so, let's go over this one more time. The... as far as the elections, they're not like they used to be prior to... I was around when we changed this to the appointments of the Governor which, rightfully so, what we did we changed it so that because... because we couldn't get representation, nobody knew who was running 'cause they were running statewide. You've addressed that by... by what?"

Reis: "Instead of having the... the board members run statewide, they would only run in their particular judicial area. So, that would mean there would be three from the Cook County, four from the rest of the state. So, downstate, the central part of the state, the northwestern part of the state will all have representation from their area. It shrinks down the area in which they have to run a campaign. And you know, I would suggest that if someone takes this on as a task, they're going to be committed; they're going to understand the board; they're going to understand the university. Their commitment is second to none if they're going to be willing to run in a district even though we have shrunk them down."

Bost: "Thank you. Mr. Speaker, to the Bill. Ladies and Gentlemen, I was around whenever we did change the... from the elected board that was elected statewide, nobody knew who they were. I think the Sponsor's done a fine job of making sure that it is now a small enough region where you

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

114th Legislative Day

3/17/2010

will know who's running for those board places. It will be something that the voters will pay attention to. There will be representation from around the state that will be on this board. Of course, the appointments of the Governor, I think those are still things to be negotiated. I think, it was a very wise move. I would encourage you to support it. Like I said, I was around when we changed it in the first place. We changed it and we've had many problems since then and hopefully, this will deal with those problems."

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

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

Speaker Turner: "Indicates he will."

Dunkin: "Representative Reis, is there any additional costs for, you know, to consider in these new elections? What would that cost be, if there is?"

Reis: "Well, there might be some cost at putting a name on a ballot in the particular areas, but each candidate would be up to running their own campaign. So, there would be no cost to the taxpayers on that."

Dunkin: "Well, and conducting an el... Excuse me. You said they'll be no costs in conducting a statewide election as it relates to the trustees, Representative?"

Reis: "Not to the taxpayers. These are going to be held on elections that are already on the books, so it's not a Special Election. So, it's just a matter of it... a category, who do you choose for U of I trustee, they'll

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

114th Legislative Day

3/17/2010

list the names, but each campaign will be run independently by the candidates."

Dunkin: "I was under the impression that when you come up with a new category for a new office for, you're saying, 15... you're proposing 15... at least 15 new officers."

Reis: "No, 7. Seven elections."

Dunkin: "Seven new officers plus students."

Reis: "Students are... students..."

Dunkin: "You think there is no additional cost whatsoever with that?"

Reis: "Students are already on the board and they're already selected. So, there's no elections there other than what already goes on."

Dunkin: "Okay. Why is it better for citizens who have limited knowledge of candidates to vote for trustees instead of the Governor who can interview and examine candidates?"

Reis: "Representative, I think you just need to take us to where we were last summer to find out why the current process does not work. Those Boards of Trustee members were beholding to the Governor, did not say anything about the cuts in education, did not say anything about the admission scandals were going on because they were subservient to the Governor. We need people as widely known or unwidely known as they are to not have that pressure of being removed from the board or selected by the Governor."

Dunkin: "Representative, that's a... that's a pretty strong statement to say that trustees, honorable trustees, with PhDs, some successful businessmen and women..."

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

114th Legislative Day

3/17/2010

Reis: "All of them were removed last fall, Representative."

Dunkin: "...to say that they were subservient to a Governor."

Reis: "All of them were removed from office last fall with the new administration."

Dunkin: "Yeah. Well, you know, not all were removed."

Reis: "I take that back, all but two of them were."

Dunkin: "Yeah. But to... still to make a blanket statement and say that all of them were subservient to the Governor and had really sort of no real connection or commitment to a university system in our state that most of us here in this room honor and respect, that's an extreme statement. So, another question is, again, how is it that the average citizen here in this state can make an informed and educated choice or decision on who to select for trustee of a major university enterprise?"

Reis: "Representative, I would argue that that's a pretty harsh statement. I trust the voters of Illinois to make an informed decision on who they're voting for."

Dunkin: "Just like we trust citizens to make informed decisions on the myriad of judges who are... who are placed on the ballot as well? Do you think that's an... most of us are informed?"

Reis: "If you want to bring a Bill forward that changes that, Representative, I'll certainly take a look at your language, but that's not what this Bill does."

Dunkin: "Understood. But again, if we're looking at nine seats to be elected..."

Reis: "Seven."

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

114th Legislative Day

3/17/2010

Dunkin: "...seven seats to be elected, what are you... and... how many people do you anticipate to be a part of this election, let's say, just sort of an estimate?"

Reis: "Well, they will... they will all be elected in 2012 and then after that they will draw staggered terms. So, at the most we will have is two or three each election cycle. I have no idea how many people would run for that."

Dunkin: "Okay. You're saying..."

Reis: "The more the merrier. The more people you have on the ballot, the more debate there's going to be, the more campaign that goes on and I think the better informed the people would be if there are two or three people running who have a pride in their alma mater and want to go there and serve."

Dunkin: "Well, you know... Where's the Governor's Office on this?"

Reis: "I have not spoken to the Governor's Office on this."

Dunkin: "You have... you have not spoken to the Governor's Office and yet you're trying to strip his current and constitutional ability and right as an executive of this state to run and administer the various agencies and state universities and you have not consulted with the Governor of this state, Representative, who is the chief administrative officer for this state?"

Reis: "No one on the Governor's Office reached out or slipped in, in committee either."

Dunkin: "You're running legislation to usurp power from the Governor's Office and you have not interfaced with anyone from his office, Representative?"

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

114th Legislative Day

3/17/2010

Reis: "I answered your question, Representative."

Dunkin: "Representative, that's a major... this is a major piece of legislation to, you know, to not communicate with the Governor. To the Bill."

Speaker Turner: "To the Bill."

Dunkin: "Ladies and Gentlemen, the... this is a significant piece of legislation. It really speaks to maybe one issue. I'm not sure how political this piece of legislation is or what inspired it outside of one incident maybe two incidents, but this is something that we all need to look at very seriously. We should also consider the comments that were made earlier from colleagues who have been here serving in this Body for quite some time and who have a sense and a strong connection professionally by way of being on various committees here that speak to leadership, fiscal responsibility and administering policy here at the state universities. I, for one, I'm on the Appropriations Committee for Higher Education. I've served on that committee for at least three terms and I listen to the..."

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

Dunkin: "I would urge a strong 'no' vote on this piece of legislation. Thank you."

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

Rose: "Thank you. I rise in support of the Bill. And if I may, many of my colleagues may remember having voted on this in the past, in fact, all of the previous speakers who are a now 'no' because he's elected have previously voted

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

114th Legislative Day

3/17/2010

for it. Let's do a quick check here. The 95th General Assembly, House Bill 3289: Nekritz, yes; Dunkin, yes; Majority Leader, yes; Currie... I'm sorry. Representative May, yes. They've all voted for it, previously. So, if the Body wants to condone what took place at the University of Illinois, by all means vote 'no'. If, on the other hand, you want good government and a \$4 billion state asset, join Representative Jakobsson who represents the University of Illinois, join me who represent 1200 U of I faculty and staff, join Representative Reis who's an alumni, join Representative Black who's an alumni, join those of us who represent the University of Illinois and stand for good government at the University of Illinois. But don't now change your mind because the Governor's Office, who didn't come to committee, is lobbying you. You've all voted for it in the past, as to the election part. I've spoken to the Senate Sponsor, as well as, Representative Reis. The issue of the agricultural slot appears to be coming out in the Senate. So, that should assuage that concern as well. But for those of you who got up... just got up and said you were against it because of the elections, you all voted for it before, each one of you. So, do what's right, let's break the University of Illinois free of gubernatorial influence. Let's break it free. This is big... both Parties. It's gone on since the Bill changed. It's got to stop. Put this back in the hands of the people of Illinois, put it back in the hands of the 400 thousand proud alumni in the State of Illinois. That's right, 400 thousand proud alumni in the State of Illinois.

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

114th Legislative Day

3/17/2010

Put it back in their hands. I guaran... dang... tee you, they will run the University of Illinois better than we've had in the last decade. Thank you, Mr. Speaker."

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

Lang: "Thank you. I can tell you that I'm a proud alum of the University of Illinois, but not one of those 400 thousand people has called me. Will the Sponsor yield? I assume the Sponsor will yield. So, didn't the Governor just replace all these trustees after the problems that the university had last year?"

Reis: "Not all of them, Sir."

Lang: "How many?"

Reis: "All but two."

Lang: "All right. So, we have substantially a new board today. Is that correct?"

Reis: "Yes."

Lang: "Is there any evidence that this board is not acting in the best interest of the university?"

Reis: "Well, I don't know that they've had time to get in and get acclimated yet, but you still cannot bring away the fact that they are appointed by the Governor and are going to do what the Governor feels strongly about."

Lang: "Let me ask you. Why did you limit this to the University of Illinois?"

Reis: "Because it's our flagship university and one that's, quite frankly, had the most problems over the last few years."

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

114th Legislative Day

3/17/2010

Lang: "Well, but if... if this approach for the University of Illinois would work, why wouldn't it work for Southern or Northern? Do we just... are you only worried about gubernatorial appointment for one university or is it a... do you have a philosophy that we should not have gubernatorial appointments?"

Reis: "Well, I would say that those who are opposed to this Bill because of elections that that would just cause more elections. If this works, Representative, we wanted to go where the most attention was needed. If this works and we want to introduce legislation down the road that would make all universities go in that direction, I'd be happy to sit down and work with you on it."

Lang: "Where does the university stand on your proposal?"

Reis: "The university is neutral, but they have been involved with the nego... negotiations in the final version of the Bill."

Lang: "Thank you. Mr. Speaker, to the Bill. It is true that in the past many have voted to require these trustees to be elected; however, I think this is really bad timing for this legislation. The university just went through upheaval over an important issue but one I think was overblown and one that most of the people on this floor I think believes is overblown, but nevertheless it was an issue and it was an issue that had to be dealt with. The Governor dealt with it. We have new trustees and as the Gentleman says, they haven't had time to completely get their feet wet yet. We don't know if these trustees are going to do their job well or not well. Gentleman has a

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

114th Legislative Day

3/17/2010

Bill that rests on the philosophy that the trustees should not be appointed by the Governor, they should be elected and yet, the Bill only applies to one university in the State of Illinois. It doesn't apply to Eastern or Southern or Northern or any of the other state universities. And so, I think the Bill is designed to only affect one university. It's designed to make a political statement about a university. It's not designed to deal with the philosophy of how these trustees become in place in the first place. If the Gentleman was serious about a view that he has that I might not agree with, but if he's serious about the view he has that the power ought to be taken away from the Governor entirely and that because of transparency and the election process or whatever he wishes to argue, that the people of Illinois ought to elect these folks, well then he should have done that. And it's a Bill that should have related to every state university. And because it singles out one single university, a university where it has new trustees and we don't even know how well they'll perform, I think the Bill is ill-advised at this time. And I would strongly advise your 'no' votes."

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

Zalewski: "Will the Spon... will the Sponsor yield?"

Speaker Turner: "Yes, he will."

Zalewski: "Representative, your Bill states that the University of Illinois Alumni Association will appoint members to the board. Is your Bill state a protocol for how they're going to do that? Are they going to do it over coffee and

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

114th Legislative Day

3/17/2010

muffins or are they going to have a meeting or how are they going to go about electing a board trustee member?"

Reis: "That's a... that's a very good question and they will develop this process after the Bill becomes law. As you might remember, last year that the Governor asked the Alumni Association to make recommendations for the board and they right probably will mirror those same things, but they'll announce it, allow applications to come in and then vent those members and then make their appointments."

Zalewski: "Representative, have you spoken to the Alumni Association. I know they can't slip necessarily, but have you had informal communications about whether they're supportive of this idea?"

Reis: "Absolutely, they are. And we've been working with them over the three years."

Zalewski: "To the Bill. Mr. Speaker, I appreciate what the Representative is doing, but I echo the sentiments of my colleagues. I think this is a... a bad time for this legislation. I think we... we need the U of I to continue to be a strong institution and get its footing back before we... before we make this change. And I urge a 'no' vote."

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

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

Speaker Turner: "Indicates he will."

Jakobsson: "Thank you. Representative, you know that I was working another Bill and was trying to do more with faculty and there wasn't... there is an Amendment on this Bill that says there would be three faculty with one having a... a

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

114th Legislative Day

3/17/2010

voting power, but still in working with this Bill... Let me just... and I'm sure others have made this statement or asked the question, but I just want to really clarify. With this Bill, it absolutely takes all of the Governor's power out of any selection?"

Reis: "Of the selection process, yeah. The Governor would still be an ex officio member and would have voting rights in the... in the case of a tie."

Jakobsson: "Just... just in the... if there's a tie because you have an even number of people on the board."

Reis: "Well, actually, no, we have 15 with the student and the faculty member..."

Jakobsson: "Oh."

Reis: "...but you never know if someone's absent and faculty member cannot vote on pensions or salary issues, so the number of people that were there on that particular day may vary."

Jakobsson: "Okay. But that's the only role then that the Governor would have?"

Reis: "Yes."

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

Speaker Turner: "The Gentleman from Rock Island, Representative Boland, for what reason do you rise?"

Boland: "Thank you... thank you, Mr. Speaker. Let me address the Bill itself. I think that one of the things we need to take note of is the fact that Illinois has twice as many elected officials as the nearest state which is Pennsylvania, so that's one problem I think when we have so many elected officials and that I believe the Chicago

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

114th Legislative Day

3/17/2010

Tribune or some of the other papers have criticized that affect and asked us actually to reduce those numbers through various means. So, now here we're talking about actually increasing the number of elected officials. I think there's some good parts to this as far as it would be good for Governor to have the advice and recommendations of faculty or alumni, but I really don't think they should be in a position to be making the policy directly themselves. I believe also that the present system of the Governor appointing the members makes him directly responsible to the voters. If the Governor should muff something up, if the trustees do something wrong that he has appointed, then voters can look to him as they do in other departments and say, you're the guy responsible, you need to correct this or we're going to vote against you because we don't like what's going on. I also think that there's a... a problem with the partisan election. I believe this is a... I could be wrong... but I believe this is going to be bipartisan election, so that would be something that I would also have against this. And there probably is some additional cost. When you talk about seven additional members, there are reimbursements that these board members can get for travel and... and lodging or whatever expenses they occur. So, for various reasons, I would recommend a 'no' vote. Thank you."

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

McCarthy: "Thank you, Mr. Speaker. Probably to your surprise, I'm not going to make a Motion. But Representative, I just

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

114th Legislative Day

3/17/2010

wanted to clear something up that because there's been some disagreements on the floor and there's enough discussion both ways on this Bill. But I did want to make it crystal clear that when I supported it in committee, I did at that time mention that I didn't know where I'd be on the floor. So, I just wanted to put that out there because we have had many disagreements on the floor recently about people making commitments and not living up to them. So... so, I would appreciate you acknowledging that I did make that statement at the time so."

Reis: "I understand that. And I hope that we've won you over by now."

McCarthy: "If that faculty member would have spoke a couple more seconds, you probably would have, but despite his sterling performance, I'm going to have to be a 'no'. So, thank you."

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

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

Speaker Turner: "...cates he will."

Miller: "How about just a question in regards to the current board, Representative, as a... as a... it's a diverse board geographically, racially, who knows what else. Is there any assurance the way this Bill is drafted that diversity will main... be maintained since the university system, which I strongly support, should have a diversity?"

Reis: "For sure from a geographic standpoint we think that it is because of the way the... the elections is held in each of the judicial districts. So, geographically, I'd say yes."

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

114th Legislative Day

3/17/2010

Racially, you know, we have the same opportunity in elections downstate as you do in a metropolitan area as you do in Cook County in the suburbs. Have someone get on the ballot and use that. I mean, I think that will let them.. You have three elections from Cook County. Three of the elected people will be from Cook County, a perfect opportunity to offer racial balance to the board."

Miller: "Well, in terms of... as you've mentioned three from Cook County because, I mean, this is how... how... I believe, I read it's broken down in judicial districts?"

Reis: "Yes."

Miller: "Okay."

Reis: "There's seven judicial districts. There's three in Cook County. So, they'll have three members elected there. There's four for the rest of the state. So, each area of the state will be represented by someone on the board."

Miller: "And in terms of if there is lack of economic or racial diversity on the board, is there anything that can be done about it or do we just have to live with... or the state has to live with that?"

Reis: "Well, the other option you would have is to recruit or aggressively promote someone through the Alumni Association. Those six appointments are going to be a chance for racial diversity as well."

Miller: "When you... and let me just be clear 'cause I couldn't hear in terms of in this debate. In terms of the Alumni Association, does recommend somebody on the board?"

Reis: "They will appoint six members."

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

114th Legislative Day

3/17/2010

Miller: "And there's no assurances in terms of... of where they're from. I'm also, as you may know, alumni of the University of Illinois."

Reis: "No, there's no geographic or racial or any other things. They just have to be a resident of the State of Illinois and they have to be an alumni."

Miller: "Okay. And who... and who is deciding from the Alumni Association the candidate..."

Reis: "There are a Board of Directors that... they have regions throughout the state. You know how it works. So, their Board of Directors will select and make those appointments."

Miller: "And last question. Who and what is the composition of the board of directors currently?"

Reis: "In what way?"

Miller: "In terms of the same diversity..."

Reis: "There's nine members now that are appointed by the Governor and one student trustee that's selected amongst the students from the three campuses."

Miller: "Of the Alumni Association?"

Reis: "No."

Miller: "No, no, no. The question was, you said that the Alumni Association would basically select six slots. Is that correct?"

Reis: "Yeah. Right now they have no input into the board of directors."

Miller: "I understand. The board of directors, what is the composition of the board of directors, of the Alumni

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

114th Legislative Day

3/17/2010

Association in terms of... of geographics, of the diversity that I spoke of?"

Reis: "There is none. Like I said, all we have to be is a member... a resident of the State of Illinois and alumni."

Miller: "All right. Thank you."

Speaker Turner: "Representative Reis to close."

Reis: "Thank you very much, Ladies and Gentlemen of the House. This is something that we've passed out of this chamber before. If anything, I think we've made it better. I think we've made it better because we've added a faculty member, we've added alumni participation. And several comments have been made that, you know, the program that we have now works and I would disagree with that."

Speaker Turner: "We... could we have... reduce the noise level just a little. If the Members... if you could give your attention to the speaker. Proceed."

Reis: "We were part of the 1995 change and I come back to... you can't legislate for good Governors. You have to legislate for Governors that maybe are not going to have the best interest of the University of Illinois in mind. And I think we've seen example after example of this over the last seven years. We've had the admisl... admissions scandals. Where was the board? We had the budget, absolutely decimated over the last seven years. Where was the Board of Directors? They didn't say a word because those actions were coming from the Governor. I think I have the trust and confidence in the people of this state to select their members. We have balance from other appointees to balance out the... the board. There was a

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

114th Legislative Day

3/17/2010

comment made in committee that the Alumni Association and alumni in general didn't have the financial wherewithal or the intelligence to serve on the board. I take offense to that. You know, my mom had said something about this Bill 'cause she knows I've been working on it. She said, David, I sometimes never know these people. And I said, mom, I would rather have someone that you didn't know that was elected than to have somebody who was always being told by the administration what to do. Our university deserves better than that. And to the Representative who said we should do this for other universities, let's see how this works. Let's talk about it. If we want to implement it to the other universities, let's see what they have to say about it. And to the last point that this isn't good timing, these elections won't take place 'til 2012. The current board will be on the board for three years. They will have a leg-up, so to speak, to rerun for election if they live in a geographic area. They can continue to serve on the board. The only thing that would change right away is the six appointees would come on right away to offer some diversity and the alumni or the faculty member would come on right away too. So, I think this is a good time. I think we've offered... a lot of people they offer input on this Bill. We've compromised it. I think we've made it better. And I ask for your 'aye' vote."

Speaker Turner: "So, the question is, 'Shall the House pass House Bill 4608?' This is final action. All those in favor should vote 'aye'; all those opposed vote 'no'. The voting is now open. ...all voted a wish? The Clerk shall

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

114th Legislative Day

3/17/2010

take the record. On this question, there are 44 voting 'aye', 69 voting 'no', 1 'present'. And this Bill fails. Representative Mautino in the Chair."

Speaker Mautino: "On the Order of Third Reading, there's House Bill 5419, Representative Mell. Do you wish to call this Bill? Out of the record. The Gentleman from Sangamon, Representative Poe is seeking recognition."

Poe: "I want to vote 'yes'. I know. Okay. Mr. Speaker."

Speaker Mautino: "Your mike was on."

Poe: "Yeah, it's on. Mr. Speaker, I just wanted to make sure on 4608 I had intended on voting 'yes' and I hit the 'no' button."

Speaker Mautino: "The record will so reflect. Representative Mendoza, House Bill 5538. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5538, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Mautino: "The Lady from Cook, Representative Mendoza."

Mendoza: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 5538 would allow the Department of Natural Resources for Conservation Police officers to establish a swimming competency level which has been established by the American Red Cross. And it would be approved by DNR through administrative rule. The American Red Cross currently what... they often change their swim levels every few years and so by allowing DNR to establish swimming competency levels through administrative rule, we would not have to be coming back to this chamber every few years to change the law. So, I would ask for your consideration and your favorable votes."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "The Lady has moved passage of House Bill 5538. No one seeking recognition, 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 Collins, McAuliffe, Winters, do you wish to be recorded? Mr. Clerk, take the record. 114 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 5538 is declared passed. Representative Nekritz. On the Calendar appears House Bill 6231. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 6231, a Bill for an Act concerning civil law. Third Reading of this House Bill."

Speaker Mautino: "The Lady from Cook, Representative Nekritz."

Nekritz: "Thank you, Mr. Speaker. Under existing law, the Whistleblower Act protects those who report misdeeds only if you're an employee. And the purpose of House Bill 61... 6231 is to extend that to those that might also serve on a medical staff even though there isn't an employer-employee relationship. In a lot of ways, doctors and other health care professionals are in a very good position to see if there's Medicaid or Medicare fraud going on. But they're... if they report, they're not... they're not protected under the Whistleblower Act. There is actually a case out there ongoing right now where a doctor did report and did suffer some retribution as a result. And so, this would protect the people in that position."

Speaker Mautino: "The Lady moves passage of House Bill 6231. And on that question, the Gentleman from Cook, Representative Dunkin."

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

114th Legislative Day

3/17/2010

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

Speaker Mautino: "Indicates she will."

Dunkin: "Representative, I think this is a pretty impressive Bill. I think it's what we need now. How would... how would something like this apply to a private hospitals who are in similar situations or find themselves in a similar situation to a public hospital?"

Nekritz: "I don't think the Bill distinguishes between public and private hospitals. It's anyone that... that's... they was practicing at a hospital, nursing home, clinic or medical facility."

Dunkin: "Well, according to my analysis..."

Nekritz: "Oh."

Dunkin: "...they would allow doctors on staff at a state-funded hospital or medical facility..."

Nekritz: "Well, it's... it's if they're funded in whole or in part by the state. So, you know, I don't know that there... if they're... if they're not accepting any public money any... they're not accepting a single Medicaid or single Medicare participant then I could imagine that they would be excluded, but I don't know how many facilities out there that are like that."

Dunkin: "So, you're saying, this does apply to private, not-for-profit or for-profit hospitals?"

Nekritz: "As long as they're taking some public funding."

Dunkin: "Thank you."

Speaker Mautino: "The Lady has moved passage of House Bill 6231. The question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open."

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

114th Legislative Day

3/17/2010

Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. 114 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 6231 is hereby declared passed. House Bill 5966, Representative Rose. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5966, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Mautino: "The Gentleman from Champaign, Representative Rose."

Rose: "Thank you, Mr. Speaker. This Bill is very simple. It would essentially allow victims of violent crimes, spouses, guardians, parents, grandparents, or other immediate family members to address the court. Currently, it's a 'may'. This just makes it a 'shall' be permitted to address the court prior to sentencing."

Speaker Mautino: "The Gentleman has moved passage of House Bill 5966. And on that question, the Lady from Grundy, Representative Gordon."

Gordon, C.: "Thank you. Will the Sponsor yield?"

Speaker Mautino: "Indicates that he will."

Gordon, C.: "Representative, so you're changing it from 'may' to 'shall' and you're taking away the judge's discretion. So, you could have up to 25, 30, 40, 50, a hundred family members giving victim impact statements during sentencing?"

Rose: "I think we owe that to them, yes."

Gordon, C.: "So, and that's truly what... that is what you're doing, right?"

Rose: "Yes."

Gordon, C.: "Why?"

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

114th Legislative Day

3/17/2010

Rose: "Because they're victims of violent crimes and they have a right to address the court, but if you'd like to know the specific situation. In Coles County, Illinois, there was an unfortunate situation where a individual was sentenced to probation where had the grandparent been allowed to speak perhaps the court would not have sentenced the person to probation because while on that probation he held the family including small children hostage and precipitated an entire crisis in the community of Oakland, Illinois. Now, all I'm saying is, I think that the court has a duty to inquire and if... and 1) and to know all the facts before issuing a sentence, but they're not doing that in many cases. So, we're simply saying that the victims have a right to address the court prior to sentencing. I don't think this is unreasonable. In fact, I think it is something that's happened throughout centuries if... if not eons, into the courts and the criminal justice system, you know, all over the world."

Gordon, C.: "How do you define 'family members'?"

Rose: "It's the current definition, Representative. I've not changed that. It's the victims..."

Gordon, C.: "So, you're not expanding it?"

Rose: "No. No, I'm not, Representative. It's the victim's spouse, guardian, parent, grandparent, other immediate family which right now 'may' have the right to address the court. I'm simply changing it to 'shall'."

Gordon, C.: "But... but you're completely taking away the judge's discretion and how many people give a victim impact statement to the court and the judge can't decide and

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

114th Legislative Day

3/17/2010

you're giving it... and you're saying he 'shall' do it no matter what?"

Rose: "Yes."

Gordon, C.: "Thank you."

Rose: "And I think that..."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Hamos."

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

Speaker Mautino: "Indicates that he'll yield."

Hamos: "Representative Rose, I noticed... I'm reading the law that you are attempting to amend with this Bill and you say that 'shall'... you're changing 'may' to 'shall' and then the next sentence says the court has discretion to determine the number of oral presentations of victim impact statements. So, how are... how are those two, in fact, the clearer direction to anybody?"

Rose: "Well, first of all, what happens right now and then again, I think this is an attempt to strike a proper balance here, right now, people are not... the court can just say no, we're not going to hear it. I do agree that there has to be some discretion in the court in terms of, you know, the how and the when. But the right to address the court prior to sentencing I think should be mandatory."

Hamos: "I understand your intent, but this is not about intent. This is about writing Bills and laws with some exactitude and you are a lawyer and you do look at... you read Bills and you're careful about Bills and the next sentence that I just quoted... I just read for you doesn't say when and how. It says the court has discretion to determine the number of

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

114th Legislative Day

3/17/2010

oral presentations. So, if the, let's see, if in fact the victim's spouse and guardian and parent and two grandparents, so we're up to five and other immediate family or household members, so there's a cousin... three first cousins and there's an aunt and an uncle and there's maybe some other people, there's 15 people sitting in the audience with the victim.."

Rose: "Representative, I agree..."

Hamos: "...how does that second sentence..."

Rose: "I agree with your point."

Hamos: "...help guide the court?"

Rose: "I agree with your point."

Hamos: "Then why... what is this Bill we're voting on?"

Rose: "I will... I... I... Representative, I agree with your point. And I'll take this from the record, prepare an Amendment because you're right."

Hamos: "Thank you."

Speaker Mautino: "The Gentleman has requested the Bill be taken out of the record. The Lady from Cook, Representative... Mr. Clerk, House Bill 5849, Representative Osterman. Out of the record. House Bill 5448, Representative Riley. Representative Riley, would you like to call House Bill 5448? Out of the record. Representative Rita, House Bill 6006. Out of the record. Representative Sacia. Out of the record. Representative Saviano, you have House Bill 4975. Read the Bill."

Clerk Mahoney: "House Bill 4975, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Mautino: "Representative Saviano."

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

114th Legislative Day

3/17/2010

Saviano: "Thank you, Mr. Speaker, Members of the House. House Bill 4975 is an initiative of... of the Department of Professional Regulation. What it does it puts in place a process for health care pro... licensed professionals in this state to remove disciplinary information off of their... their record if it's over 10 years. And the reason for this is there's various reasons and this is limited to disciplinary actions that are caused by either failure to pay child support and it's finally paid or some tax liabilities that were eventually paid. This is just to kind of clean up the record and so we could put the real substantive stuff on for public record that would relate directly to the profession and not to some ancillary situation that occurred. Thank you."

Speaker Mautino: "The Gentleman has moved passage of 4975. And on that question, the Gentleman from Cook, Representative Dunkin is seeking recognition."

Dunkin: "Thank you, Mr. Speaker. Will the Sponsor yield? Representative, so, is this... is this like an expungement piece of legislation, after 10 years?"

Saviano: "I guess you would call it... you'd call it that, yeah."

Dunkin: "So, after 10 years, DPR or DPF... Department of Professional Regulations would be able to remove ones name for disciplinary actions off of their record?"

Saviano: "Yes."

Dunkin: "After they pay \$200?"

Saviano: "Correct."

Dunkin: "Well, is this... I'm sorry. This is after 7 years if that's passed."

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

114th Legislative Day

3/17/2010

Saviano: "Yeah. They changed it from 10 to 7. I'm sorry."

Dunkin: "From 10 to 7. Are there any... any infractions where it couldn't be removed?"

Saviano: "I said it's very limited. It's in disciplinary situations that are unrelated to the performance of the professional duties, like I said, such as nonpayment of child support, tax liens, things that have... really don't affect their practice."

Dunkin: "So... so, that would stay there?"

Saviano: "Correct."

Dunkin: "So, they currently do this already after 10 years, Representative?"

Saviano: "No, no, no. The original underlying Bill was 10. There was an Amendment to reduce it from 10 to 7."

Dunkin: "So, this is a new initiative?"

Saviano: "Correct."

Dunkin: "Okay. I'm just curious what brought this on. I know the department is requesting it, but is there a reason why it's sort of... of interest to the department today?"

Saviano: "Yeah. It's a kind of a cleanup for the department to get stuff off the computers that really don't affect the performance of the person's duties and the fact that if someone's already taken care of, you know, a clerical issue like, you know, nonpayment of child support which he... they eventually paid or a tax lien that they eventually paid. They just felt it wasn't necessary to keep on... on their... clog up their public record."

Dunkin: "They clog it up, huh. No further questions. Thank you, Representative."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "Further discussion? The Gentleman from Cook, Representative Davis, Will Davis."

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

Speaker Mautino: "He indicates that he will."

Davis, W.: "Representative, the way our analysis reads, particularly when you're talking about things like child support and others, it just says that it's been a specific period of time since the offense occurred. So, since there was an order of child support put against the person, our analysis doesn't necessarily read that the child support has been paid or that those financial issues have been rectified. It just says since the offense occurred. So, have the issues that put that person on the 'list' to begin with, have... do they have to be taken care of?"

Saviano: "Cleared up, yeah. If you see, it's a petition process. In that petition they'd have to state and prove that they've cleared up the problem."

Davis, W.: "They'd have to state and prove that they cleared it up?"

Saviano: "Right. Are you waiting for an answer?"

Davis, W.: "No. Well, the other question I guess is, do the issues that put them on the list, are these issues that would prevent the individual from being hired in the first place? Like for instance, we know that we run credit checks here sometimes on the front end before someone can actually get a job and that could hinder someone from getting a job. So, do these issues... are these things that would prevent someone from being hired in the first place?"

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

114th Legislative Day

3/17/2010

Saviano: "It may or may not."

Davis, W.: "And..."

Saviano: "I don't know. I guess it depends on who's hiring the individual, if that's the case."

Davis, W.: "Okay. Thank you, Representative."

Saviano: "Thank you."

Speaker Mautino: "The Gentleman has moved passage of House Bill 4975. On that question, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. Voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk... Representative Sullivan, Dugan, do you wish to be recorded? Mr. Clerk, take the record. 74 voting 'yes', 41 voting 'no', 0 voting 'present', the House Bill 4975 is declared passed. House Bill 6062 is on Third Reading. Representative Feigenholtz. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 6062, a Bill for an Act concerning local government. Third Reading."

Speaker Mautino: "The Lady from Cook, Representative Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. House Bill 6062 has been in this chamber before. It simply is a piece of legislation that will require Cook County to accept credit card payments for property tax bills. I'd be glad to answer any questions."

Speaker Mautino: "The Lady has moved passage of House Bill 6062. And on that question, the Gentleman from Knox, Representative Moffitt."

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

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

114th Legislative Day

3/17/2010

Speaker Mautino: "She indicates that she will."

Moffitt: "Representative, if I remember right in committee, we talked about this and a question came up, well, why do we need to be telling a county to do this? They could do this themselves if they wanted to? Is that correct?"

Feigenholtz: "I think you just answered the question."

Moffitt: "If..."

Feigenholtz: "They haven't been doing it. They're one of the only..."

Moffitt: "The last three words, if they..."

Feigenholtz: "Yes."

Moffitt: "...one of the four words."

Feigenholtz: "So, this is a provision, although they're not required. It's... they seemed historically to be a little resistant to it. They are no longer resistant to it. They have figured out how to do this. And have offered an Amendment which I've accepted and it is now... there's no opposition to it."

Moffitt: "Okay. And I think you compared this to another county, maybe it was DuPage, there... where it's worked quite well or any counties you're familiar with. Is that correct?"

Feigenholtz: "It is. And... and for people who enjoy accruing miles on their credit cards, it's an opportunity for them to do it. The convenience fee, of course, will go directly to the consumer because the county itself is not allowed to levy the cost of that on to the taxpayers. So, it is consumer choice."

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

114th Legislative Day

3/17/2010

Moffitt: "Okay. And can a... could a county treasurer make this decision or would it have to be the county board or in this case, we're the State Legislature, but would it have to be the county board authorizing this or could a county treasurer, if they wanted to accept taxes on a credit..."

Feigenholtz: "It's actually Illinois... it's in Illinois statute."

Moffitt: "Well, you mean currently, could... could a county treasurer... I'm a for... I was county treasurer before I was elected to the House. Can a county treasurer now, say we would like to, as a convenience and I think in terms of accommodating the public, it's a... it's a good idea."

Feigenholtz: "Yes, I agree with you. I believe that the county treasurer administers this and in the case of Cook County, this was permissive. And I would like to make sure that it's something that they're ready to do."

Moffitt: "Okay. But certainly a convenience to the taxpayer and I think any time we can make it more convenient for the taxpayer, we're all winners then. After all, they're the ones paying the Bill for..."

Feigenholtz: "I agree."

Moffitt: "...for this government. So, thank you."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Monique Davis."

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

Speaker Mautino: "She indicates that she will."

Davis, M.: "Representative, did you say that currently you can use your credit card to pay your taxes in Cook County?"

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

114th Legislative Day

3/17/2010

Feigenholtz: "No. Representative Davis, this is... this Bill actually makes that a reality."

Davis, M.: "This Bill would make it a reality. Let me..."

Feigenholtz: "To pay your property taxes on a credit card. Up until this Bill becomes law, we've really not had an opportunity to do that."

Davis, M.: "All right. If you pay your bill by credit card, can you be reported to the credit bureau, if you don't pay your taxes on time?"

Feigenholtz: "No."

Davis, M.: "But..."

Feigenholtz: "This is strictly a convenience. I think that if somebody is delinquent on their taxes, that... that whole mechanism comes from the Treasurer's Office and from the county not from the bankcard."

Davis, M.: "Well, I remember when we... when we passed legislation to allow people to pay their utility bills with a credit card, then that gave them an opportunity or the right to now place delinquent utility bills on your credit report. So, my question to you is, by passing legislation that says you can pay your taxes with a credit card, does that mean that now delinquent tax payments will be reported to the credit bureau?"

Feigenholtz: "It does not."

Davis, M.: "You're positive? Okay. Thank you very much."

Speaker Mautino: "Further discussion? The Gentleman from Crawford, Representative Eddy."

Eddy: "I have an inquiry of the Chair. Inquiry of the Chair."

Speaker Mautino: "State your inquiry."

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

114th Legislative Day

3/17/2010

Eddy: "Does this legislation preempt Home Rule for the county and does it require... how many votes does it require?"

Speaker Mautino: "I'll get back to you..."

Eddy: "Okay."

Speaker Mautino: "...with that in a moment. Do you have further questions?"

Eddy: "Thank you."

Speaker Mautino: "The Gentleman from Cook, Representative Walker is seeking recognition."

Walker: "I have a question for the Sponsor."

Speaker Mautino: "Continue."

Walker: "Representative, do you know whether Cook County has, in fact, negotiated their establishment contract with the credit card companies?"

Feigenholtz: "I'm sorry. Could you, ple... I can't hear you. Could you repeat the question?"

Walker: "I'm sorry. Do you know whether Cook County has negotiated their establishment contract with the credit card companies?"

Feigenholtz: "They intend to do that after this Bill becomes law."

Walker: "Now, is that the source of the 2 percent convenience fee?"

Feigenholtz: "I don't think it's set at 2 percent. I think it's going to depend on the credit card company in the agreement."

Walker: "Right. And that... that..."

Feigenholtz: "But I..."

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

114th Legislative Day

3/17/2010

Walker: "...that is called a discount fee that... so, that money will go to the credit card companies?"

Feigenholtz: "Correct. It's a convenience... this measure's the convenience for consumers who are willing to pay that percentage to use their credit card."

Walker: "Yeah. My only concern is that the standard establishment contracts that these companies have with a normal merchant precludes them from charging a convenience fee. So, I assume that will be worked out over time."

Feigenholtz: "Correct."

Walker: "Thank you."

Speaker Mautino: "Representative Eddy, the parliamentarian, Mr. David Ellis, will speak to your question."

Parliamentarian Ellis: "Representative Eddy, on behalf of the Speaker in response to your inquiry, House Bill 6062 preempts Home Rule, but provides for the concurrent local regulation. And therefore, under subsection (i) of Section 6 of Article VII of the Constitution, it's a 60-vote requirement."

Eddy: "Thank you."

Speaker Mautino: "There you have it."

Eddy: "Will the Sponsor yield for a question?"

Speaker Mautino: "Yes, he (sic-she) will."

Eddy: "Okay. Thank you. Representative, just to be clear, Cook... does Cook County support this?"

Feigenholtz: "They do."

Eddy: "So, Cook County supports this, but it's going to take an Act of the General Assembly for them to implement it even though they support it?"

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

114th Legislative Day

3/17/2010

Feigenholtz: "They agreed to the Bill."

Eddy: "So, for them to implement accepting credit cards, if they support it, they don't necessarily... this legislation isn't required because they are... they can do it without this."

Feigenholtz: "I think that they are satisfied with the fact that we're codifying the guidelines around delinquent taxes and the fact that payment of delinquent taxes is excluded from using this for all sorts of reasons and I think that they were happy with... that we were setting the standard for them."

Eddy: "Are there any fees associated with processing or accepting the credit card in place of a different form of payment?"

Feigenholtz: "It's a convenience charge that is placed on the consumer if this is the method under which they choose to pay their property taxes just like in all other counties in Illinois."

Eddy: "So, if... if someone uses a credit card to pay their property taxes, the... whatever the percentage fee or that... the taxpayer would pay that..."

Feigenholtz: "Correct."

Eddy: "...in addition to."

Feigenholtz: "Correct."

Eddy: "Now..."

Feigenholtz: "And they would be informed about it."

Eddy: "Well... And please, this next question I just want to make sure because it doesn't appear that this is necessary. Cook County supports this. They could do this without the

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

114th Legislative Day

3/17/2010

legislation. This Bill's not going to... not going to have any changes made to it as it bantees back and forth. This is what you want to do with the Bill. This is the final version of the Bill and you expect this to... to just substantially be the exact same as it goes through the Senate."

Feigenholtz: "As I said earlier, Representative Eddy, this Bill was passed out of this chamber, I believe, unanimously in the prior General Assembly. If you check your records, it was House Bill 1529. Since then, we have accepted language from the county and I believe that they are satisfied with the fact that we are establishing guidelines."

Eddy: "Thank you, Representative. I appreciate the answers."

Speaker Mautino: "The Lady has moved passage of House Bill 6062. 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 Cole, Representative Davis, Representative Watson, do you wish to be recorded? Mr. Clerk, take the record. 112 voting 'yes', 3 voting 'no', 0 voting 'present', House Bill 6062 is declared passed. House Bill 5448, Representative Riley. Representative Riley. Mr. Clerk, read the Bill."

Clerk Mahoney: "House Bill 5448, a Bill for an Act concerning child support. Third Reading of this House Bill."

Speaker Mautino: "Would you place this Bill on Second Reading. Are there any Amendments?"

Clerk Mahoney: "One Amendment was adopted in committee. A Floor Amendment has been appro... referred to the Rules Committee, but not yet reported out."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "Representative Riley."

Riley: "Thank you, Mr. Speaker, Members of the House. House Amendment #2 actually..."

Speaker Mautino: "Representative Riley, the Amendment is still in the Rules Committee."

Riley: "It is still in Rules?"

Speaker Mautino: "Yes. Do you wish to proceed without the Amendment?"

Riley: "No. I will... I will wait for the Amendment to come out of Rules."

Speaker Mautino: "We'll leave this Bill on Second Reading."

Riley: "Yes."

Speaker Mautino: "Representative Brauer, Senate Bill 1702. This Bill is on Second Reading. Read the Bill."

Clerk Mahoney: "Senate Bill 1702, a Bill for an Act concerning sex offenders. Second Reading of this Senate Bill. Floor Amendment #1, offered by Representative Brauer, has been approved for consideration."

Speaker Mautino: "Representative Brauer on Floor Amendment #1."

Brauer: "Thank... thank you, Mr. Speaker, Ladies and Gentlemen of the House. This came out of committee with no opposition. And what it does it has an increase cost with that to the sex offender and that will help for reeducation and go back to the... the police that will actually administer it."

Speaker Mautino: "The Gentleman moves adoption of Floor Amendment 1 to Senate Bill 1702. All in favor say 'yes'; opposed 'no'. The 'yeses' have it. And the Amendment is adopted. Any further Amendments?"

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

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

114th Legislative Day

3/17/2010

Speaker Mautino: "Third Reading. Representative Sente, on the Calendar appears House Bill 6003. Read the Bill."

Clerk Mahoney: "House Bill 6003, a Bill for an Act concerning transportation. Third Reading of this Senate Bill. Corrections. Third Reading of this House Bill."

Speaker Mautino: "The Lady from Lake, Representative Sente."

Sente: "Thank you. This is a Bill to create a Multiple Sclerosis license plate. MS is a chronic and often disabling disease that affects the central nervous system, affecting more than 200 thousand people in Illinois. The license plate will heighten awareness and also bring funds to the organization. Some of the more popular license plates in existence have generated \$120 thousand in each fiscal year. And I'm happy to take questions."

Speaker Mautino: "The Lady has moved passage of House Bill 6003. 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... Representative Joe Lyons, do you wish to be recorded? Take the record. 104 voting 'yes', 11 voting 'no', 0 voting 'present', House Bill 6003 is declared passed. Representative Rita, on the Calendar appears 6... 6006. Read the Bill."

Clerk Mahoney: "House Bill 6006, a Bill for an Act concerning regulation. Third Reading of this House Bill."

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

Rita: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 6006 just gives an option for renewing a

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

114th Legislative Day

3/17/2010

license for one year instead of two years for assisted living and nursing homes. Be happy to answer any questions."

Speaker Mautino: "The Gentleman has moved passage of House Bill 6006. 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, do you wish to be recorded? Mr. Clerk, take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 6006 is declared passed. Mr. Clerk, House Bill 5749. Representative Schmitz, this Bill is on Second Reading. Read the Bill."

Clerk Mahoney: "House Bill 5749, 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: "Third Reading. Representative Smith, on the Calendar appears House Bill 4984. Read the Bill."

Clerk Mahoney: "House Bill 4984, a Bill for an Act concerning education. Third Reading of this House Bill."

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

Smith: "Thank you, Mr. Speaker and Ladies and Gentlemen. This legislation would change the way that we regulate certain private business and vocational schools. You might be surprised to know that they are credited by the State Board of Education rather than the Board of Higher Ed. And currently that division within ISBE is greatly understaffed and there's a backlog of paperwork for business and

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

114th Legislative Day

3/17/2010

vocational schools. This legislation would say that if a particular school is accredited by a national accrediting process, then they could exempt themselves from being credited by the State Board of Education. I know of no opposition to the legislation. The state board is in support of this and our hope is that by eliminating those larger business and vocational schools from the process of the annual accrediting process through ISBE that their staff might be freed up to spend more time on the smaller operations throughout the state who, in many cases, have to wait several months for their paperwork to be processed by the state board. I'd be happy to answer any questions."

Speaker Mautino: "Gentleman has moved passage of House Bill 4984. 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... Representative Biggins, do you wish to be recorded? Mr. Clerk, take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 4984 is declared passed. Representative Soto, House Bill 5044 is on Third Reading. Do you wish to call this Bill? Read the Bill."

Clerk Mahoney: "House Bill 5044, a Bill for an Act concerning financial regulation. Third Reading of this House Bill."

Speaker Mautino: "The Lady from Cook."

Soto: "Thank you. Thank you, Speaker, and Members of the House. House Bill 5044 requires the Department of Financial and Professional Regulation to create a Spanish version of the Internet Web site for pages that contain

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

114th Legislative Day

3/17/2010

information about predatory lenden... lending. And I urge an 'aye' vote. And..."

Speaker Mautino: "The Lady moves passage of House Bill 5044. And on that question, the Gentleman from Crawford, Representative Eddy."

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

Speaker Mautino: "She indicates that she will."

Eddy: "Representative, our analysis and the check with the DFPR indicates that there was an Amendment that you're working on with them?"

Soto: "No. We are not working on an Amendment. We're working on ideas on how to create the Web site."

Eddy: "We... If you could... we've received word from them that they expect an Amendment for this..."

Soto: "Okay. Well..."

Eddy: "...and if you could take it out of the record..."

Soto: "I can."

Eddy: "...until we get..."

Soto: "I can."

Eddy: "...a clarification. I'd appreciate that."

Soto: "Okay. Yes, I could."

Eddy: "Thank you."

Speaker Mautino: "Mr. Clerk, take this Bill from the record."

Soto: "Thank you."

Speaker Mautino: "Representative Sullivan, House Bill 5923 appears on Third Reading. Would you like to read the Bill? Out of the record. Representative Washington, House Bill 4909 appears on Third Reading. Read the Bill."

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

114th Legislative Day

3/17/2010

Clerk Mahoney: "House Bill 4909, a Bill for an Act concerning aging. Third Reading of this House Bill."

Speaker Mautino: "Representative Washington."

Washington: "Thank you, Mr. Speaker. Mr. Speaker, House Bill 4909 simply amends the Prevention of Unnecessary Institutionalization Act by replacing the provision requiring the Department on Aging and DHS to jointly establish an advisory committee. The provision would establish the community senior services and resource center advisory committee. And House Bill 4909 also amends the Community Senior Service Center Resource Act by repealing provision establishing a community senior services and resource center advisory committee. Lastly, House Bill 4909 amends the Family Caregiver Act by repealing provisions requiring the department to seek federal funding for the establishment and assessment of a family caregiver training and support demonstration project. And I'm open for any question and I'm seeking an 'aye' vote on this legislation."

Speaker Mautino: "The Gentleman has moved passage of House Bill 4909. 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. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 4909 is declared passed. Representative Yarbrough, house borough... House Bill 5790 appears on the Calendar. Read the Bill."

Clerk Mahoney: "House Bill 5790, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "Representative Yarbrough."

Yarbrough: "Thank you, Mr. Speaker. House Bill 5790 amends the Criminal Code by increasing penalties for dog fighting activities. Dog fighting is an incredibly violent event to witness and it exists within a culture of abuse and neglect. The Illinois General Assembly has recognized the seriousness of this crime. In September of 2009, the Cook County Sheriff's Office seized nine mutilated and abused dogs who were used in dog fighting in my district. The dog fighting equipment was in close proximity to where children play. This Bill will increase the penalty from making a site or facility available for dog fighting when that place is close to where children concentration's by schools, day-care centers, parks and other similar facility. Additionally, this Bill will heighten the penalty for knowingly attending one of these events when the person is an adult bringing a children... a child who is under 13 years of age. Be happy to answer any questions."

Speaker Mautino: "The Lady from Cook has moved passage of House Bill 5790. And on that question, the Lady from Grundy, Representative Gordon."

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

Speaker Mautino: "Indicates that she will."

Gordon, C.: "Representative, you have in here that for a person attending a dog fight, a first violation is now going to be a Class III felony?"

Yarbrough: "Yes."

Gordon, C.: "So, someone is going to be eligible for two to five years in the Department of Corrections for

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

114th Legislative Day

3/17/2010

potentially, hypothetically, walking into a building, seeing what's going on, walking back out and then at that point they could be arrested because you could say that that's attending a dog fight. Is that right?"

Yarbrough: "No. That's not what we have in mind."

Gordon, C.: "Well, that may not be what you have in mind, but that's what it says."

Yarbrough: "Okay. What are you referring to?"

Gordon, C.: "You said for a person attending a dog fight it's in a Class III felony and you didn't really say that if there's no intent involved, as far as I could tell, and then you're making a subsequent violation from a Class III to a Class II. So, do they have to have intent to go to the dog fight?"

Yarbrough: "Yes."

Gordon, C.: "And they have to know that it's going on there?"

Yarbrough: "Yes."

Gordon, C.: "Do you find any of these penalties disproportionate to any other part of the Criminal Code? For example..."

Yarbrough: "No. No, I do not."

Gordon, C.: "Well, for someone attending a dog fight... so walking into a room and attend... intending to walk into this room, but yet domestic violence, where someone can leave marks, beat up someone in their family is still a Class A misdemeanor in this state along with some felonies, weapons offenses, drug offenses, aggravated assault. All of these other things are still misdemeanors. Do you find this to be disproportionate regarding... regarding that?"

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

114th Legislative Day

3/17/2010

Yarbrough: "No."

Gordon, C.: "That we're making these, I mean..."

Yarbrough: "No."

Gordon, C.: "...felonies."

Yarbrough: "No, I don't. Let me tell you. This situation happened in my district in a actual day-care facility where children were there on the site. The Cook County Sheriff's Office brought this Bill to me. They removed nine dogs who were badly mutilated and of course, the person who actually had the day-care facility said she didn't know it was going on. It was a very small house where she kept several children there. I think... First of all, the General Assembly has taken, you know, some measures, you know, to deal with this issue as it is. And I think that people who intentionally go to dog fights certainly should have more than their hand slapped."

Gordon, C.: "Well, if someone was mauled at dog fight, you could argue under the aggravation and mitigation statutes in the Sentencing Code that there was great bodily harm done and they would be eligible for extended term, right?"

Yarbrough: "I guess."

Gordon, C.: "So... Well, they would. So, then why are we raising classes of felonies? Are you going to be using this as a deterrence? I mean, what's the point of raising it to a higher level of felony? Do you think this is going to keep people from..."

Yarbrough: "People need to get the idea that we're not going to tolerate dog fading... fighting in this state and whatever it takes for us to get it across to them that we're not going

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

114th Legislative Day

3/17/2010

to tolerate this. These people that had this dog fight going on at this day-care center, those children that were exposed to this, can you imagine the long-term affects that would have upon these children?"

Gordon, C.: "I'm fully aware of the long-term affects it may have upon the children, but what I'm concerned about is the Bill that's in front of me. To the Bill, Mr. Speaker."

Speaker Mautino: "To the Bill."

Gordon, C.: "Ladies and Gentlemen, I appreciate what the.. the Sponsor of this legislation is doing, but I think that her good intentions are quite misplaced when it comes to this. It's... it's... the penalties are extremely disproportionate for what we're trying to punish. If there are such extreme harm done to the victims, it's under these situations, then we can deal with it at sentencing which is already allowed under the Sentencing Code and some of these don't even deal with whether or not someone's hurt, the part that she is amending. I appreciate what she's doing. I know that.. that it's a problem. This is also very difficult to prove when you go to court, but I think that there's a better way to handle it and this isn't the way. And I would respectfully request a 'no' boat.. 'no' vote from the Body."

Speaker Mautino: "Further discussion? The Gentleman from Champaign, Representative Chapin Rose."

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

Speaker Mautino: "Indicates that she will."

Rose: "Representative, a question for you. There's an enhancement for having a dog fight near a school. Is that correct?"

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

114th Legislative Day

3/17/2010

Yarbrough: "Yes."

Rose: "What is the nexus between a school and a dog fight to justify that enhancement?"

Yarbrough: "But you..."

Rose: "For example, the reason you can't have a sex offender living within so many feet of a school is because there's a, you know, legitimate studies... academic studies... peer reviewed studies have been shown that sex offenders could prey upon those children; therefore, there's a legitimate nexus between enhancing a penalty and you know, between a sex offender living too close to a school. What is the nexus between having a fight and a school?"

Yarbrough: "Children are present."

Rose: "That's not a le... that's not a legal nexus. What is the legal nexus, Representative?"

Yarbrough: "I... I don't know."

Rose: "Okay."

Yarbrough: "All I know is children..."

Rose: "To..."

Yarbrough: "...being clo... to..."

Rose: "Representative..."

Yarbrough: "...dog fighting being close to children... there's some studies that show that children who have seen dog fights and have been exposed to them, they tend to... to take a look at... first of all, witnessing dog fighting..."

Rose: "Well, that's not what your Bill says."

Yarbrough: "...is extreme."

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

114th Legislative Day

3/17/2010

Rose: "The Bill says just.. if it's done within so many feet. So, if it was in the basement and no child saw it, you now.. there's no nexus. Would you agree?"

Yarbrough: "Representative, what we're trying to do here is to keep children safe. Okay."

Rose: "I understand that. I understand that, Representative."

Yarbrough: "And children should not be exposed to dog fighting..."

Rose: "I.. and I.. I agree with that."

Yarbrough: "...or anybody for that matter."

Rose: "But to punish someone you have to have a nexus between act and punishment, one. Two, Representative.. to Representative Gordon's point, which was very well articulated, domestic battery, hitting your child is a Class A misdemeanor. How on earth are you making this a Class III felony for taking a child to a dog fight? How does that not violate the disproportionate penalties clause of the United States Constitution?"

Yarbrough: "I don't know about the Un... the United States Constitution, but Representative, dog fighting is illegal in this state and certainly exposing children to dog fighting is certainly something that we don't want to happen. It's my understanding..."

Rose: "Well.. Representative, well, here's... here's how this will work. Your Bill will pass and then a dog fighter will come into court and his defense attorney will stand up and say this violates the disproportionate penalties clause. A judge will then say do you know whether the United States Constitution... you're right Mr. defense county... defense

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

114th Legislative Day

3/17/2010

attorney and suddenly the dog fighter walks right back out of the door and goes right back to dog fighting."

Yarbrough: "Well, that's why we need to have this Bill, Representative. You know, unless you... we don't need to be slapping peoples' hands for, you know, disobeying laws."

Rose: "Well..."

Yarbrough: "And... and I think enhancing the penalty in this case is apropos."

Rose: "Representative, my point is they're going to walk right back out the door... they're going to walk right back out the door because slapping a kid is a Class A misdemeanor, taking him to a fight... a dog fight under your Bill will now be put him in prison. Isn't it a little bit..."

Yarbrough: "Well..."

Rose: "...topsy-turvy?"

Yarbrough: "No. I don't agree with you."

Rose: "Well... Very well. You've answered my question and... and I, you know, the... the reality is, Representative, the first one of these that gets taken to court, as Representative Gordon noted, as I'm noting and I'll speak for my seatmate who's not, you know, who's outside talking to a constituent right now, you know, you can't... it's so completely and utterly violates the Constitution it'll never stand the first case in court. Even the first day out of law school, a criminal defense attorney, appointed public defender, will know to make this motion and it'll fail. And you know, for a couple reasons, you know, the disproportionate penalty is for sure, the nexus is another one, but most of all, Representative, I have a really hard time saying that

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

114th Legislative Day

3/17/2010

a Class A misdemeanor, for slapping a kid, but now the State of Illinois, if this Bill were to pass, is going to put somebody in prison for taking them to a dog fight. It's completely on its head; it's topsy-turvy. It's the reverse of what it should be. So, Representative, I wish you well, but this Bill is completely and utterly unconstitutional. So, thank you."

Speaker Mautino: "Further discussion? The Gentleman from Jasper, Representative Reis. Representative Reis."

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

Speaker Mautino: "She indicates that she will."

Reis: "Representative, I think this is very similar or exactly the same Bill that Representative Molaro... I think this is one of the last Bills we were able to kill of his in committee. We had several debates about it. And it all come down to first time offenses for someone that maybe accidentally went to something like this. And I think you... I understand what you're trying to do and I think you would have even more support if there was... I mean, it's like the sexting Bill. Anybody can do something once, but this is such a big penalty for the first time and they may not know where they're going. They may not know that they're taking their child there. So, is there any way we can work on this to where the first offense is something less and maybe the second offense is something even more, but give them the benefit of the doubt that they're going to a shed to visit somebody. Hey, drop by after work. And they don't know that this was going on and hypothetically, that's when the law showed up."

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

114th Legislative Day

3/17/2010

Yarbrough: "Representative, I appreciate your concern. I don't remember Representative Molaro's Bill. However, the impact on children who witness dog fighting can be extreme and have long-term affects. Witnessing abuse toward animals our kids act this out and you know, it has affect on their interaction with people in later times. So, while..."

Reis: "Representative, I have dogs fight in my backyard. I have pigs fight in pens."

Yarbrough: "You have dog fights..."

Reis: "I have cattle..."

Yarbrough: "...in your backyard?"

Reis: "They fight naturally. It's human nature. I mean, we fight on the floor. So, I mean, I don't think we're going to traumatize some kid because mom and dad accidentally took..."

Yarbrough: "Representative, I'm not talking about natural dog fights. I'm talking about people who..."

Reis: "I know, I know."

Yarbrough: "...come to a place to actually have animals to viciously go after and they're wagering. I mean, it's against the law in this state."

Reis: "I understand that, but what if they accidentally go. They don't knowingly know that they're going to a dog fight."

Yarbrough: "I'm sorry?"

Reis: "What if they don't know they're going to a dog fight?"

Yarbrough: "This is... this is intent. They do know they're going to a dog fight. They... they... And it's near or in a... a facility that has children."

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

114th Legislative Day

3/17/2010

Reis: "What if..."

Yarbrough: "That's what we're trying to get at here."

Reis: "What if someone goes without a child and it's their first time offense and they go to a dog fight. Are they..."

Yarbrough: "Dog fighting is, you know, against the law in this state. I mean..."

Reis: "No. You didn't answer my question. What if an adult goes without a child? They're caught. Are the penalties the same for them even though they don't have a child with them?"

Yarbrough: "Our Bill states... our Bill states that a person who is over 18 years of age who brings a person under 13 to a dog fight the first violation goes from Class IV to a Class III. So, it's the same."

Reis: "Okay. Is there any other language in the Bill that says that the penalty is the same even if they don't bring a child? I understand you're reading one paragraph out of the Bill, but what if they go by themselves? Would the same penalty apply?"

Yarbrough: "It's the same whether they're with a child or not."

Reis: "Okay. So, someone accidentally goes to a dog fight... I understand what you're trying to do and I think you would have a lot of support if somehow we made that first offense a little bit less. I don't know how you would prove that it was no... there's attorneys on this floor with much more experience of that than me, but I think it's a little too much in what you're trying to do. Thank you."

Speaker Mautino: "Further discussion? The Gentleman from Crawford, Representative Eddy."

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

114th Legislative Day

3/17/2010

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

Speaker Mautino: "Indicates that she will."

Eddy: "Representative, I'm reading the Bill, actually, which would, I think, clear up a lot of the concern because you specifically, in the language you add, refer to a subsection in the existing underlying law that states very clearly in subsection(f) that no person may... and here's a key word... knowingly make..."

Yarbrough: "Yes."

Eddy: "...knowingly make available any site, structure or facility. So, there is a legal standard of knowingly. Isn't that correct?"

Yarbrough: "That's correct."

Eddy: "So, if someone were to just happen to wander into or come upon... I'm not a lawyer either, but I don't think that meets the standard of knowingly making available a facility or a site. Is that right?"

Yarbrough: "That's correct."

Eddy: "So, your... your Bill, I think, because of the language you add refers back to a different subsection of an existing Bill... existing law is kind of... a little bit confusing, but I think it's a lot tighter than people think it is because it does refer back to that subsection. So, I think that what you're trying to do here makes some sense. You're trying to protect children. I don't know all the constitutional arguments, but... but I think that standard of knowingly is in the Bill."

Yarbrough: "Yes, it is."

Eddy: "Okay. Thank you."

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

114th Legislative Day

3/17/2010

Yarbrough: "Thank you."

Speaker Mautino: "Further discussion? The Gentleman from DuPage, Representative Reboletti."

Reboletti: "Speaker, I don't know if my time was consumed by my seatmate or not, but I would ask for a few minutes to ask a few questions. So..."

Speaker Mautino: "Proceed."

Reboletti: "...will the Sponsor yield? Representative, is there a large problem with this in your district. Have you seen an outbreak of dog fighting cases?"

Yarbrough: "Not a large, but this one was large enough. Since this has revealed itself, it's my understanding that some others have come forth saying neighbors who have said they noticed some kinds of things like this going on."

Reboletti: "And..."

Yarbrough: "This particular instance actually happened in Maywood where they took these nine dogs out."

Reboletti: "Well, I am... I am familiar with that case. Were there children found at the dog fight in the Maywood case, do you recall?"

Yarbrough: "There were children there and the children were in proximity to the... the dogs and where they actually were, I guess, training the dogs."

Reboletti: "The other thing, I guess, is that I don't know how familiar you are with how the dog fights are set up, but usually they're set up in a location where it's pretty hard to get to. Is that... would that be fair to say?"

Yarbrough: "This didn't appear to be hard to get to. I mean, it was in a residential neighborhood."

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

114th Legislative Day

3/17/2010

Reboletti: "Was it in... was it in the house in the basement..."

Yarbrough: " Yes."

Reboletti: "...because usually you have to knock on the door and somebody had to send you there and you have to know somebody to get in. So, usually it's a little bit more involved. And that's my understanding of my... of prosecuting these types of cases. So, I guess... I guess there is some trepidation though that this is... we going to... we happen to be ratcheting up the dog fighting cases since I've been here in '07 and I think we went from Class A to Class IV and I think Representative Colvin had it. Last year we made it a Class IV to attend a dog fight. So, I don't know if this is correct, if we're going to fall into some constitutional issues, I guess, with respect to attending, bringing somebody and what the level of participation is. So, that's some of the concerns that I have. I don't know if you share those concerns about the constitutionality of moving it up."

Yarbrough: "Representative, I'm not a lawyer, so I don't know about the constitutionality. Sheriff Tom Dart, this is his Bill that I'm carrying and so the language is his and I believe he is an attorney."

Reboletti: "Well, I will say that, when I move penalty enhancement Bills on the floor, I have... usually I get some type of soliloquy from the other side about locking people up and what's the cost of this going to be. It's not that I'm not going to support the gentle Lady's Bill, it just would be nice that if we had some support when we worked to lock up drug dealers or lock up people who involve dog

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

114th Legislative Day

3/17/2010

fighters so that we could have a common theme, a common cause, a common fight against crime, but I think the legislation is a good step in the right direction. Thank you."

Yarbrough: "Thank you."

Speaker Mautino: "Representative Yarbrough to close."

Yarbrough: "Thank you, Mr. Speaker. And I appreciate the words of wisdom I got from some of my colleagues anyway. As I mentioned, this particular instance happened in my district, actually in a community in which I live. I actually had an occasion to talk to the woman who actually ran the day care who was trying to get her license back. I asked her did she know that this was going on in her home and she said no. I went by that home and I saw there's no way in the world that she couldn't know. I think that, you know, we can't just slap the hands of people who are breaking the law and in this case and I think enhanced penalty is apropos. I ask for an 'aye' vote."

Speaker Mautino: "The Lady's moved passage of House Bill 5790. 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 Colvin, Graham, Leitch, Mitchell, do you wish to be recorded? Mr. Clerk, take the record. 102 voting 'yes', 12 voting 'no', 1 voting 'present', House Bill 5790 is declared passed. House Bill 6045, Representative Winters. Representative Winters, do you wish to call this Bill? Read the Bill."

Clerk Mahoney: "House Bill 6045, a Bill for an Act concerning finance. Third Reading of this House Bill."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "The Gentleman from Winnebago, Representative Winters."

Winters: "Thank you, Mr. Speaker. House Bill 6045 adds the availability of the conservation cost share practices that are funded through Partners for Conservation Fund to livestock operations as well as crop operations. There are some soil conservation methods that would be used only by livestock operations. They currently are not eligible. This would add them. I am aware of no opposition."

Speaker Mautino: "The Gentleman has moved passage of House Bill 6045. 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 Lang, do you wish to be recorded? Mr. Clerk, take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 6045 is declared passed. House Bill 4788, Representative Zalewski. Read the Bill."

Clerk Bolin: "House Bill 4788, a Bill for an Act concerning the public employee benefits. Third Reading of this House Bill."

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

Zalewski: "Thank you, Mr. Speaker. House Bill 4788 is an initiative of the city treasurer. It allows her... it allows the city treasurer to select a proxy to serve on a retirement board of municipal employees. The person has to have blanket knowledge of the office, its operations in order to be a designee. I know of no opposition. Respectfully ask for an 'aye' vote."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "The Gentleman..."

Zalewski: "I said it."

Speaker Mautino: "...has moved passage of House Bill 4788. And the question is, 'Shall this Bill pass?' The Gentleman from Cook is seeking recognition, Representative Fritchey."

Fritchey: "Yeah, sure, why not. Will the Sponsor yield?"

Speaker Mautino: "Sure, why not."

Fritchey: "Representative, as I read the analysis, in essence what you're doing is allowing an elected official to designate somebody to act in their place?"

Zalewski: "Yes. Representative, it's my understanding from both the Treasurer's Office and the pension fund that every other elected official is allowed to appoint a proxy for these pension funds and... and the Treasurer is... is one of the... is one of the few who are not. So, this would just simply bring the Pension Code in line with other elected officials ability to designate a proxy."

Fritchey: "The Bill... the Bill does more than this though actually doesn't it?"

Zalewski: "I'm not sure I understand what you mean..."

Fritchey: "Oh. Go to... if you go to... to page 2 line 19 of the Bill, it actually talks about more than simply just appointing a proxy when they're... when they're not available. Can you pull this out for a second?"

Zalewski: "Sure."

Speaker Mautino: "Further discussion? Oh. Out of the record. The Gen... the Gentleman has taken the Bill from the record. Representative Sacia, House Bill 4818. Read the Bill."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 4818, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Mautino: "Representative Sacia."

Sacia: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, 4818 is... is principally cleanup language. When it was introduced earlier in the year, I... Correct... correction. When it was introduced last year and passed both chambers, we inadvertently made the Board of Elections the responsible agency to contact if a county would want to withdraw from the port authority. It should properly be within the proper county. And that's the purpose of this legislation. Please, on your analysis, disregard any Amendments that are listed and read the Bill as initially introduced. It's a cleanup language Bill and I would welcome your questions."

Speaker Mautino: "The Gentleman has moved passage of House Bill 4818. 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 Nekritz, do you wish to be recorded? Mr. Clerk, take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 4818 is declared passed. House Bill 5966, Representative Rose. Read the Bill."

Clerk Bolin: "House Bill 5966, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Mautino: "The Gentleman from Champaign..."

Rose: "Speaker, that was the Bill that was previously called, but I agreed to make an Amendment per Representative

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

114th Legislative Day

3/17/2010

Hamos's suggestion. So, if you could move that back to Second."

Speaker Mautino: "Mr. Clerk, place that Bill on Second Reading. On the Calendar appears House Bill 5783, Representative Burns. Representative Burns. Out of the record. Representative Chapa LaVia in the well 4780. Read the Bill."

Clerk Bolin: "House Bill 4780, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Mautino: "The Lady from Kane, Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker and Members of the House. This Bill is the same one we ran a couple years that sunsetted in allowing the districts to transfer money in-between different accounts to help them with the hard times we're having. So, I'll take any questions."

Speaker Mautino: "The Lady has moved passage of House Bill 4780. 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... Representative Zalewski, Walker, Riley, do you wish to be recorded? Take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 4780 is declared passed. Representative Brauer, House Bill 5688 appears on the Calendar. Out of the record. Representative Howard is seeking recognition."

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

Speaker Mautino: "State your point."

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

114th Legislative Day

3/17/2010

Howard: "I'd like the Body to help me welcome today the Clerk of the Circuit Court of the biggest county in the State of Illinois, Cook County, Dorothy Brown."

Speaker Mautino: "Welcome to Springfield. Representative Collins, House Bill 5012. Out of the record. Representative DeLuca on 6252. Out of the record. Representative Harris, 4672. Read the Bill."

Clerk Bolin: "House Bill 4672, a Bill for an Act concerning education. Third Reading of this House Bill."

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

Harris: "Thank you, Ladies and Gentlemen. This Bill is in response to the increase in youth suicides that have been seen not only in Illinois but across the country in the past couple years where now suicide is the third leading cause of death for children between 10 and 24 years old. What this Bill does is clarify existing training requirements in statute regarding this issue. It also adds that school guidance can... school counselors and social workers need to be trained to identify the signs and symptoms of potential suicides and on how to refer them to appropriate mental health counseling. I'd be happy to answer any questions. And I would enjoy your support."

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

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

Speaker Mautino: "He indicates that he will."

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

114th Legislative Day

3/17/2010

Eddy: "Representative, I think the underlying Bill could have been described more of a... of an unfunded mandate type Bill, but you... you made an Amendment to the Bill."

Harris: "Yes. We heard a lot of suggestions from ED-RED and LUDA and the School Management Alliance, so we changed it to remove their objections where they feel it is not now in the category of an unfunded mandate."

Eddy: "So, basically, at this point, it adds school social workers who work with students and... or pupils in grades 7 through 12 to the list of individuals who have to be trained to identify the warning signs of suicide behavior."

Harris: "And then to appropriately refer people should they, you know, detect those warning signs. That's correct, Representative."

Eddy: "Which hopefully they would do. I mean, I'm not sure we'd need to tell them. I hope... hope they would do that. But the real requirement here is... is that they be added to the list of individuals and that this training can also be used toward certification..."

Harris: "Yes."

Eddy: "...the five-year recertification."

Harris: "It would be in the certification. It would... and in continuing education requirements."

Eddy: "Okay. Well, I appreciate very much your attention to the fact that, obviously, additional mandates that would cost school districts money at a very, very difficult time for that to happen. And appreciate the fact that you worked with everyone on trying to still forward your cause

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

114th Legislative Day

3/17/2010

but in a way that really doesn't require any additional funding."

Harris: "Well, thank you, Representative. And this is a very serious topic. It's one that's often overlooked. A lot of times, we, as adults don't think that somebody 11 or 12 years old could be contemplating suicide. And working with the educational professionals to be sure that the training was in the appropriate part of their career development. That was very helpful to me. So, thank you for your assistance."

Speaker Mautino: "Further discussion? The Gentleman from Champaign, Representative Rose."

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

Speaker Mautino: "Indicates that he will."

Rose: "Representative, I've heard this ED-RED mentioned several times. Who is ED-RED and have you met him?"

Harris: "We spoke with their lobbyist down in the committee meeting along with LUDA, SCOPE, the Chicago Public Schools."

Rose: "So, have you met Mr. RED?"

Speaker Hartke: "Mr. RED and I go way back, yes."

Rose: "Outstanding. And is it true, Representative, that this is no longer an unfunded mandate?"

Harris: "The mandate existed before. This just clarifies the training is not part of the in-service training for educators. It's part of their continuing education requirement which does take the funding for the schools that mandate out of it, yes."

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

114th Legislative Day

3/17/2010

Rose: "So... but as Representative Eddy said, there's no additional cost."

Harris: "There... there is no additional cost."

Rose: "Okay. Thank you, Representative. And I look forward to meeting Mr. RED one of these days."

Harris: "And his lovely wife, Shirley, yes."

Rose: "Yes. Thank you, Representative."

Speaker Mautino: "Further discussion? Representative Brady, the Gentleman from McLean."

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

Speaker Mautino: "Indicates he will."

Brady: "Representative, you'd said earlier in your comments that this, I guess, maybe codifies existing statute. Is that correct?"

Harris: "Yes. If you go to Section 5 of the School Code, Section 5/10-22.39, there was already a mandate for in-service training including certain items to do with youth suicide. This adds school social workers to that training. It also allows the trainers to use more modern techniques like VBD training or on-line training, so the mandate existed. This just clarifies it a little bit more and expands the definition to include school social workers."

Brady: "So, whether it's school social workers or teachers or whoever, they're taking some formalized training to be able to recognize the signs of a potential suicidal student?"

Harris: "Yes. And the training cer... just to be understood... is not to deal with those students themselves, but to recognize the signs and to appropriately refer them to the..."

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

114th Legislative Day

3/17/2010

the kind of mental health professional who could then appropriately deal with that type of situation."

Brady: "In it... in the training, do you know if they... do they receive any type of training on psychotropic drugs?"

Harris: "Not to my knowledge."

Brady: "Okay."

Harris: "Not as part of this training."

Brady: "So, the training itself is from some type of a program that the school districts would be part of. Is that correct?"

Harris: "The training deals with things like, you know, understanding de... you know, that students can be depressed, understanding the signs of depression, if a student, you know, has a suicidal ideation or speaks about it to take it seriously and then refer them to a mental health professional who is certified, trained and licensed to deal with that type of situation."

Brady: "So, it's just kind of skimming the surface, giving some basics of signs to watch out for?"

Harris: "Yes."

Brady: "Okay. Thank you very much."

Speaker Mautino: "No Members seeking further discussion. The question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed '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. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 4672 is declared passed. Representative Hatcher on the Calendar

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

114th Legislative Day

3/17/2010

appears House Bill 5970. Representative Bassi is seeking recognition."

Bassi: "Thank you, Mr. Speaker. Yes, on the last Bill, I inadvertently pushed the wrong button. I would like to be recorded as a 'no'. Thank you."

Speaker Mautino: "The rec... the record will so reflect. The Lady from Kane, Representative Hatcher. Read the Bill."

Clerk Bolin: "House Bill 5970, a Bill for an Act concerning local government. Third Reading of this House Bill."

Hatcher: "Thank you, Mr. Speaker. Representatives, this House Bill simply amends the Municipal Code and is an initiative of the Illinois Municipal League. Every 10 years when we have the... the census, the new numbers come into the municipalities and make it difficult to make sure our election processes are in place. This simply simplifies the issue, extends the time they have to respond."

Speaker Mautino: "The Lady has moved passage of House Bill 5970. 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 Riley, do you wish to be recorded? Take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', this Bill is declared passed. Representative Jackson, House Bill 6299. Read the Bill."

Clerk Bolin: "House Bill 6299, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Mautino: "The Gentleman from St. Clair."

Jackson: "Mr. Speaker, Members of the House, House Bill 6299 amends the State Financial Act, creates the East St. Louis

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

114th Legislative Day

3/17/2010

Finance... Financial Advisory Authority Trust Fund as a special trust fund in the State Treasury, provides for the Authority to transfer money into the fund, allows the Authority to expend moneys from the fund for any legal expense of the Authority including its personnel costs, deems its employees to be state employees, provides that the fund is not subject to appropriation. I'll entertain any question that you have."

Speaker Mautino: "The Gentleman has moved passage of House Bill 6299. On that question, the Gentleman from Crawford, Representative Eddy."

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

Speaker Mautino: "Yes, he will."

Eddy: "Representative, what... what's the possible fiscal impact to the State of Illinois?"

Jackson: "This has... doesn't ask for any appropriation from the State of Illinois."

Eddy: "Well, that really wasn't what I asked for... What is the possible fiscal impact, though? Is... isn't there a potential here for the state to... to be on the... on the hook?"

Jackson: "All right. Say that again, please?"

Eddy: "Isn't the potential here for the state to be responsible, have a fiscal responsibility?"

Jackson: "Yes."

Eddy: "Okay. So, this... this fund... this Financial Advisory Authority Fund is going to be funded entirely by the City of East St. Louis, but the state could become responsible in what event? What..."

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

114th Legislative Day

3/17/2010

Jackson: "No event."

Eddy: "I thought you just said that the state could have some fiscal responsibility?"

Jackson: "Well, I misunderstood you. I misunderstood it."

Eddy: "Representative, I think, if you want to try to explain again. I..."

Jackson: "Well, this fund is basically created for one purpose only and that's so that the Financial Advisory Authority would have fund that it could put moneys in in the event that the amount of moneys appropriated from the state is not enough to cover its personnel then its personnel can be paid out of this fund. And that's the sole purpose of this Bill."

Eddy: "Well, I mean, our analysis shows that last year the Financial Advisory Authority funds were cut in half..."

Jackson: "That's correct."

Eddy: "...from about 240 to about 120 thousand dollars, correct?"

Jackson: "Yes."

Eddy: "And currently, there's less than \$19 thousand in the fund to pay their employees."

Jackson: "Yes."

Eddy: "So, you're attempting to create a new fund that will be funded by the local money?"

Jackson: "It will not be funded by the state, yes."

Eddy: "Where does..."

Jackson: "By those dollars that are local."

Eddy: "Okay. Now, where does the local funding come from?"

Jackson: "It comes from the Financial Advisory Authority."

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

114th Legislative Day

3/17/2010

Eddy: "And where does the Financial Advisory Authority get the funds? Where... where are the funds... Is it a tax? Is it a fee? How are the funds collected?"

Jackson: "The funds are presently... the Financial Advisory Authority presently has funds and it's not..."

Eddy: "I'm sorry. I couldn't... I couldn't hear your answer."

Jackson: "They presently have funds, presently."

Eddy: "Well, I guess what I'm trying to get at is where does the money come from? Where... the Advisory Authority collects the funds from where?"

Jackson: "The moneys are presently with the Financial Advisory Authority. We're not asking for any appropriation from the state."

Eddy: "I understand that. I'm... Where does the money come from then? It's not coming from the state. Where does the Financial Authority receive its funding from?"

Jackson: "Initially the funding came from the state."

Eddy: "Okay. And it was cut in half, right?"

Jackson: "Yes."

Eddy: "So..."

Jackson: "You're talking... Go ahead. I'm..."

Eddy: "...to... to incre... or to have additional funding, where... you're creating this Authority."

Jackson: "That's correct."

Eddy: "Where then will the Authority derive their funds?"

Jackson: "The author..."

Eddy: "I mean, will they... will they tax..."

Jackson: "Go ahead."

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

114th Legislative Day

3/17/2010

Eddy: "...will... is there a... How are they going to get the funds?"

Jackson: "They presently have funds now."

Eddy: "Where do they come from? Where did the money come from? It's a state appropriation, correct?"

Jackson: "No, this is not a state appropriation."

Eddy: "Representative, I... I... maybe not asking the questions correctly, but it certainly appears as if the state has some fiscal responsibility here and I know what you're attempting to do because of the employment situation, but I... but I think that in these times we have to be really, really careful with where the state's responsibility for fiscal is heading. And I would urge individuals to be real careful committing this type of financial risk to the state at a time... at a time when our... when our state is obviously in... in fiscal jeopardy."

Speaker Mautino: "Further discussion? The Gentleman from Lake, Representative Sullivan."

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

Speaker Mautino: "Indicates he will."

Sullivan: "Representative, I'm going to take another whack at this. You have an Authority that receives state funding to start up initially. Is that correct?"

Jackson: "That's correct."

Sullivan: "It has now been depleted to a certain level. Is that also correct?"

Jackson: "That is correct."

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

114th Legislative Day

3/17/2010

Sullivan: "Okay. So, we know now that there is a set dollar amount that is remaining in the fund..."

Jackson: "Correct."

Sullivan: "...by which they're going to pay employees."

Jackson: "That's correct."

Sullivan: "Is this fund going to somehow replenish itself as the funds are depleted?"

Jackson: "It can. But now..."

Sullivan: "How is that going to be replenished?"

Jackson: "It's going to be replenished from the funds that are presently with the Financial Advisory Authority that are not presently appropriated. They have funds there."

Sullivan: "Okay. Once those funds from the Financial Authority are depleted, how do those funds get replenished?"

Jackson: "They cannot be replenished."

Sullivan: "Okay. So, those are going to... Once those funds are down, they're out, this Authority goes away?"

Jackson: "That's correct. They will not have..."

Sullivan: "What happens to the three people that are employed there?"

Jackson: "Well, if they're not paid, they can't... they will not be employed."

Sullivan: "Okay."

Jackson: "If the fund cannot have funds, then they will not be paid."

Sullivan: "Okay. Thank you for clearing that up. On to the next point that I wanted to bring up, why are these three employees going to be treated as state employees then?"

Jackson: "Beg your pardon. Say that again."

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

114th Legislative Day

3/17/2010

Sullivan: "Well, why within this new Act that you're proposing today, do you want these three employees to be construed as state employees?"

Jackson: "Because the funds that will be placed in the fund... if they have funds, then they can be paid out of that fund and they can be paid as state employees."

Sullivan: "Okay. Thank you for your comments."

Jackson: "Thank you."

Speaker Mautino: "The Gentleman has moved passage of House Bill 6299. All in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Fritchey, Walker. Have all voted who wish? Mr. Clerk, take the record. 67 voting 'yes', 48 voting 'no', 0 voting 'present', House Bill 6299 is declared passed. Pihos, Representative Pihos, House Bill 6194 appears on Third Reading. Sandy, would you like to call this Bill? Read the Bill."

Clerk Bolin: "House Bill 6194, a Bill for an Act concerning State Government. Third Reading of this House Bill."

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

Pihos: "Thank you, Mr. Speaker. Basically, the Illinois Department of Financial and Professional Regulations sells the list it has of licensed professionals. And what this Bill would do is it would allow them to continue to sell those pic... lists except to extraneous third parties that have nothing to do with these professions whatsoever. And I... we worked on this Bill during the year. The department, I think, is neutral and all the professional organizations

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

114th Legislative Day

3/17/2010

would still have access and they're neutral at this point as well. So, I'd be happy to answer any questions."

Speaker Mautino: "The Lady has moved passage of House Bill 6194. And the Gentleman from Cook, Representative Walker is seeking recognition."

Walker: "I have a question for the Sponsor."

Speaker Mautino: "Indicates that she will... she will yield."

Walker: "Representative, what is the fiscal impact of this?"

Pihos: "I'm not exactly sure. The department really wasn't concerned about it. They take in about \$272 thousand right now, but most of those lists are actually sold to professional organizations. So, we're only talking about the extraneous third party ones that might be selling these licensed professionals things like vitamins, uniforms, things like that."

Speaker Mautino: "Further questions? The Gentleman from Lake, Representative Washington."

Washington: "Thanks, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "She indicates that she will."

Washington: "Representative, so let me understand something. So, as we stand here today, they... they... are they making profit from the information as... How much is the profit margin?"

Pihos: "It's under \$300 thousand. I don't... I don't know the exact amount. I think it's around \$272 thousand. And most of the people that request the list that are sold to them are the professional organizations like the Medical Society or the Nurses Association so they can stay in contact with their licensed professionals. So, we want them to continue

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

114th Legislative Day

3/17/2010

to be able to do that. It's just that a lot of people on these license lists are getting contacts from extraneous third parties selling them things like vitamins and uniforms and those are the lists that we're trying to curb."

Washington: "Has it been proven though that the initiation of what we're talking about. These two... the invasion of other people trying to sell other things, has that been clearly proven?"

Pihos: "Yes. We have constituents throughout the state that have received, you know, solicitations for those products."

Washington: "Now what happens if we take this... I don't know if you want to call it a privilege... if we take this benefit away, then what kind of gaping hole do we create there... what... because the money's being used for something. Can you elaborate on it?"

Pihos: "Right. The department didn't seem to think that would... we would create a gaping hole because most of these lists, again, are sold to the professional organizations which we're still going to allow. But we worked it out with the professionals and the department and they didn't seem to have a concern about a loss of revenues, at least, not in committee they didn't or in the conversations we've had."

Washington: "Now, you do know they're listed as a opponents on here, right?"

Pihos: "I... We don't, I believe, have any opponents listed..."

Washington: "Because on my analysis it says that the Department of Financial and Professional Regulation, Association of

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

114th Legislative Day

3/17/2010

Realtors, Pharmacists, a Society for Advanced Practice Nursing, all of them are opposed to this legislation."

Pihos: "All of them are neutral on the Bill. We negotiated it. So, I would guess that your analysis was not updated. They were actually the people that we negotiated with."

Washington: "So, you're saying our analysis is wrong?"

Pihos: "I am saying that, yes."

Washington: "Representative... and I've never asked anybody to withhold something... would you be kind enough to take it out for now and allow myself, and it's not that your word is not good enough, but... but because I do work with some of these entities, would you mind doing that?"

Pihos: "Absolutely."

Washington: "Thank you."

Pihos: "We'll pull it from the record. Thank you."

Washington: "Thank you."

Speaker Mautino: "Take this Bill from the record. Representative Phelps, House Bill 5912 appears on Second Reading. Read the Bill."

Clerk Bolin: "House Bill 5912, a Bill for an Act concerning business. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Mautino: "Third Reading. Representative Rita, House Bill 5933 appears on the Calendar. Representative Rita. Read the Bill."

Clerk Bolin: "House Bill 5933, a Bill for an Act concerning professional regulation. Third Reading of this House Bill."

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

114th Legislative Day

3/17/2010

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

Rita: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a Bill that has some cleanup language from the real estate sunset that sunsetted last year that we passed and also changes when a license is expired that they could reapply from two years to five years. It was five years to reduce it down to two years."

Speaker Mautino: "The Gentleman has moved passage of House Bill 5933. 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 Boland, Lang, Smith, do you wish to be recorded? Mr. Clerk, take the record. 114 voting 'yes', 0 voting 'no', 1 voting 'present', House Bill 5933 is declared passed. Representative Pritchard, you have House Bill 6268. Read the Bill."

Clerk Bolin: "House Bill 6268, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Mautino: "The Gentleman from DeKalb, Representative Pritchard."

Pritchard: "Thank you, Mr. Speaker. This is a Bill that I tried to introduce this morning. So, this Bill deals with a suggestion from the National Conference of State Legislators to deal with more timely and transparent fiscal information where we would ask the Governor's Office of Management and Budget to provide an economic and fiscal policy report to the General Assembly each year, January 1, and that that information include both short-term and long-

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

114th Legislative Day

3/17/2010

term economic and fiscal projections and objectives of the state. Be happy to answer your questions."

Speaker Mautino: "The Gentleman has moved passage of House Bill 6268. All in favor vote 'yes'; opposed vote 'no'. The voting is open. We are 'yeses'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative McGuire, do you wish to be recorded? Mr. Clerk, take the record. 114 voting 'yes', 1 voting 'no', 0 voting 'present', House Bill 6268 is declared passed. Representative Soto, House Bill 5060. Read the Bill. Out of the record. Representative Yarbrough, House Bill 5791. Representative Yarbrough. Out of the record. Representative Zalewski on House Bill 4788. I believe this is the Bill that you took out of the record. You didn't have time to talk to the staff. Would you like to read this Bill? Read the Bill."

Clerk Bolin: "House Bill 4788, a Bill for an Act concerning the public employee benefits. Third Reading of this House Bill."

Speaker Mautino: "Representative Zalewski."

Zalewski: "Thank you, Mr. Speaker. I was able to get some information for the Gentleman from Cook about the Bill. It simply allows, in addition to what I mentioned earlier, for an annuitant to become a member of the board and if the annuitant becomes a... an active... if the active employee annuitant comes on the board before 2011 and retire subsequent to that, they are still a member of the board until a new board can be constituted in 2011. I ask... I ask for an 'aye' vote."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "The Gentleman has moved passage of House Bill 4788. And on that, the Gentleman from Crawford, Representative Eddy."

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

Speaker Mautino: "Indicates that he will."

Eddy: "Representative, what is the current make-up of the Chicago Municipal Pension Board?"

Zalewski: "Representative, one moment, I'm looking at the language. It is the city comptroller, the treasurer... the City of Chicago Comptroller, City of Chicago Treasurer and three mem... employees."

Eddy: "Okay. So, there are currently five members and you're adding... part of this Bill adds a sixth member. Is that correct?"

Zalewski: "No. No, that's not correct, Representative."

Eddy: "Does it replace one of the existing members with an annuitant member?"

Zalewski: "Yes."

Eddy: "Okay. So, there'll still be five members that make... the change is... is to allow someone who is not a current employee, but a current annuitant to take up one of the spots that used to be by an employee?"

Zalewski: "Yes, Representative."

Eddy: "Okay. So, that's one part of the Bill. The other part of the Bill would allow basically the... a proxy?"

Zalewski: "Correct, Representative."

Eddy: "All right. Thank you. I just wanted to make sure I understood it and cleared it up. It looks like it's something that everybody's agreed to."

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

114th Legislative Day

3/17/2010

Zalewski: "Yes, Sir."

Eddy: "Obviously, a positive change. What's the purpose then? Why would they want the annuitant on there? What was the argument for that?"

Zalewski: "One moment. Representative, the answer to your question is what the city treasurer and the fund is trying to accomplish is some uniformity among all these pension funds... the boards of these pension funds. And so by allowing the annuitant employee to become a member, there's uniformity across the board on these funds."

Eddy: "Okay. So, and the other fund's annuitants are members on this..."

Zalewski: "Cor... correct, Representative."

Eddy: "Okay. Thank you, Representative."

Speaker Mautino: "No further Members seeking recognition, question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. We are 'yeeses'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Watson, do you wish to be recorded? Mr. Clerk, take the record. 83 voting 'yes', 32 voting 'no', 0 voting 'present', House Bill 4788 is declared passed. Representative Sacia, House Bill 4812. Would you like to call this Bill? Out of the record. Representative Rose, 5969. Read the Bill."

Clerk Bolin: "House Bill 5969, a Bill for an Act concerning forfeiture. Third Reading of this House Bill."

Speaker Mautino: "The Gentleman from Champaign, Representative Rose."

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

114th Legislative Day

3/17/2010

Rose: "Thank you, Mr. Speaker. There's a case law that we can't charge another unit of government and in the case of a junking vehicle, right now counties are required to pay a title where the title itself is often more expensive than the actual value of the junked forfeited vehicle. So, this would make it consistent with other areas of government that we... we're not really allowed to charge those. The second part of the Bill would eliminate the personal property lien on towed vehicles. This is... makes good sense if you, you know, if you stop and think about it. You might have your homework... your kids' homework in a car, and you get in a car wreck and the vehicle's towed. Well, now, your kid can't get their bag or... or maybe your kid had their friends in there and the car's been towed and now, their friends can't get the bag out of the car. So, this doesn't do anything to change the lien against the vehicle just the personal property maybe within the vehicle. Thank you, Mr. Speaker."

Speaker Mautino: "The Gentleman has moved passage of House Bill 5969. 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 Verschoore. Mr. Clerk, take the record. 115 voting 'yes', 0 voting 'no', 0 voting 'present', House Bill 5969 is declared passed. Representative Osterman, House Bill 5480, Sir. Out of the record. Representative Reis, House Bill 6158, the Gentleman from Jasper. Out of the record. Representative Collins, House Bill 5012. Out of the record. On Bills on Third Reading, Representative Collins,

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

114th Legislative Day

3/17/2010

on the Calendar appears House Bill 5012. Would you like to call this Bill? Out of the record. Representative... Representative Sente. On the Calendar appears House Bill 4726. Would you like to... this Bill's on Second Reading. Representative Sente. Read the Bill."

Clerk Bolin: "House Bill 4726, a Bill for an Act concerning insurance. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Mautino: "Third Reading. Representative Yarbrough, on the Calendar is House Bill 5791. Out of the record. It's the intent of the Chair now to go to Bills on the Order of Second Reading. So, if Members can stick close to their seats, I'll call you out and we're going to move these Bills. Representative Biggins, page 19 of the Calendar is House Bill 6148. Read the Bill."

Clerk Bolin: "House Bill 6148, a Bill for an Act concerning transportation. Second Reading of this House Bill. The Bill was read a second time, previously. No Committee Amendments. Floor Amendment #1, offered by Representative Biggins, has been approved for consideration."

Speaker Mautino: "Representative Biggins on Floor Amendment #1 to House Bill 6148."

Biggins: "Yeah. Thank you, Mr. Speaker. And I would like the Amendment adopted and if anybody has any questions, I'd be happy to answer them."

Speaker Mautino: "Gentleman moves adoption of Floor Amendment #1. All in favor say 'yes'; opposed 'no'. In the opinion

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

114th Legislative Day

3/17/2010

of the Chair, the 'yesses' have it. The Amendment is adopted. Mr. Clerk, any further Amendments?"

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

Speaker Mautino: "Third Reading. The Gentleman from Crawford, Representative Eddy, page 4 of the Calendar is House Bill 4711. Read the Bill."

Clerk Bolin: "House Bill 4711, a Bill for an Act concerning education. Second Reading of this House Bill. Amendment #1 was adopted in committee. Two Floor Amendments have been approved for consideration. Floor Amendment #3 is offered by Representative Eddy."

Speaker Mautino: "The Gentleman from Crawford on Floor Amendment #3."

Eddy: "Thank you, Mr. Speaker. Floor Amendment #3 becomes the Bill. Basically, it changes the unfunded mandate prohibition to prospective prohibition. And then hopefully when we get to 4, I'll make a technical change as well, but it makes the unfunded mandate prohibition prospective."

Speaker Mautino: "The Gentleman has moved adoption of Floor Amendment #3. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. The Amendment is adopted. Mr. Clerk, further Amendments?"

Clerk Bolin: "Floor Amendment #4 offered by Representative Eddy."

Speaker Mautino: "Floor Amendment #4, Representative Eddy."

Eddy: "Thank you, Mr. Speaker. Amendment #4 takes care of an issue that came up in committee related to exclusion of a State Law related to labor organization issues. And I move for the adoption of that as well."

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

114th Legislative Day

3/17/2010

Speaker Mautino: "The Gentleman has moved passage... adoption of Floor Amendment #4. On that, Representative Fritchey."

Fritchey: "...Speaker. Will the Sponsor yield?"

Speaker Mautino: "Indicates that he will."

Fritchey: "Representative, I'm looking at the analysis and it says with the impact of the Amendment that school districts would still be required to comply with unfunded mandates. Is that right?"

Eddy: "Amendment #4. It... it really came up during committee. Labor unions were concerned about whether or not, in the future, issues like prevailing wage or minimum wage laws would kind of get tangled up with the unfunded mandate language and it was never my intention to... to make the unfunded mandate Bill really related to those labor issues. So, I agreed to... to take care of their concern by exempting those... those types of issues."

Fritchey: "And... and I guess this could be done at... on Third Reading, but just to clarify this. So, AFL-CIO and Red Cross and some others were opposed with Amendment 3. So, you know, we show the AFL-CIO being a proponent of Amendment 4. Does that remove their previous opposition to the un..."

Eddy: "Yes, yes."

Fritchey: "So, they are... they're a proponent overall, right now?"

Eddy: "They... they... I got a call from the AFL-CIO and they are overall neutral, but a proponent of Amendment 4 which is what they asked for."

Fritchey: "So, it makes it less bad in their eyes?"

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

114th Legislative Day

3/17/2010

Eddy: "Yeah. It makes... it really takes care of a major concern they had. I didn't necessarily agree with that concern, but I can see where they were coming from on it and I agreed to remove that concern and then they went neutral on the underlying Bill."

Fritchey: "And let me ask you a question just be... you know, I know your background, you know, I respect your background from an education field. Is there a disparity here though that we're going to say no more unfunded mandates except for schools which would seem to be the last place that we'd want to be putting unfunded mandates on these days, you know, with the number of teachers getting smaller and the number of, you know, class... you know, the students in classroom getting bigger."

Eddy: "Representative, in the original Bill, it became a source of a lot of con... concerns by individuals as to which mandates that were already passed we... the money is for. So, with the number of exemptions, the decision was made to make it prospective so that going forward local boards would have the option, after a public hearing, of stating they're not going to implement a mandate that's not funded. The... the issue related to labor was kind of a side issue that came up at the last moment and it was never intended as part of the Bill. So, that's... that was easy for me to say okay to... to work with them on the... on the legislation."

Fritchey: "Okay. Thank you."

Eddy: "And the other thing I want you to know is, I have a Joint Resolution coming that will instruct the State Board of Education to look at existing mandates and hopefully,

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

114th Legislative Day

3/17/2010

bring us a list of those mandates they think we can, at least for a period of time, relax during this fiscal crisis."

Fritchey: "You have fun with that one given our... given our history with mandates as it applies to the State Board of Education. All right. Thanks for answering the questions."

Eddy: "Thank you."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Monique Davis."

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

Speaker Mautino: "Indicates he will."

Davis, M.: "Representative, this is your Amendment that states that the state will not honor any new mandates. Is that correct?"

Eddy: "Well, what the... the... Item... Amendment 3 which become the Bill simply states that in the future any..."

Davis, M.: "Well, you mean Amendment 4."

Eddy: "No, no. Amendment 4 is just a technical Amendment."

Davis, M.: "Okay. All right."

Eddy: "But... but the Bill now as complete with both Amendments simply says in the future any mandate that is not funded a school district 'may', they don't have to, they can look at that mandate and say, you know what, that may be a great idea, but we don't have the funding for it and this is just basically becoming a... a property tax increase that's being passed down to the local property owners from Springfield by not funding the mandate. So, in the future, they would have to have a public hearing, discuss it and by resolution

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

114th Legislative Day

3/17/2010

say we're not going to do that, whatever that mandate happens to be. And..."

Davis, M.: "What does Amendment 4 do?"

Eddy: "Amendment 4 was added, and if you'll remember in committee, the AFL-CIO and some other unions were concerned as to whether or not prevailing wage, minimum wage, would get caught up in this. And I simply agreed to go ahead and exempt the labor chapter of the Code."

Davis, M.: "What would you do in reference to federal mandates that are perhaps coming down the pipe today? What would you do about those?"

Eddy: "Well, obviously, we can't affect those. Federal mandates are federal. We would have to comply with those. This is state. I'm a State Rep... so I..."

Davis, M.: "But... but this is... this is your legislation. It's... it's on Second Reading, but this is the one where you want to allow school districts to not teach about the Irish famine or not teach about Black History..."

Eddy: "No."

Davis, M.: "...or not teach about any of those things they feel..."

Eddy: "It's a different Bill. That's not my Bill. That's a different Bill."

Davis, M.: "That's a different Bill."

Eddy: "That Bill didn't make it out of committee."

Davis, M.: "Okay. But your Bill just says that if there's no money to go with a new mandate, the school district doesn't have to comply with it."

Eddy: "Right. Prospectively only. So, all of those curricular mandates that are on the books this doesn't affect. New

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

114th Legislative Day

3/17/2010

mandates, a board would have to have a public hearing by resolution, state that they're... they aren't going... and by the way, they also have to prove that it's not being funded adequately."

Davis, M.: "Okay. And I also he heard you say you were going to ask the State Board of Education to look at the Code and make recommendations of those mandates they felt that we should not have to adhere to?"

Eddy: "Yes, Ma'am. And that's not part of this Bill. That's a separate Resolution that I'm hoping to pass."

Davis, M.: "I'm just concerned that they may not be the right group to do that."

Eddy: "Pardon me?"

Davis, M.: "They may not be the right group to do that."

Eddy: "Actually, and when we get to that Resolution, the task force that they set up to do this is more inclusive. It's not just them. It includes other groups in that committee."

Davis, M.: "Okay. I'll continue to listen and I will address your Bill on Third Reading."

Eddy: "Okay. Thank you."

Davis, M.: "Thank you very much, Representative."

Eddy: "Your welcome."

Speaker Mautino: "Further discussion? The Gentleman from Lee, Representative Mitchell. Seeing no further discussion, the question is, 'Shall the House adopt Floor Amendment 4 to 4711?' All in favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'yeses' have it. Floor Amendment #4 is adopted. Mr. Clerk, further Amendments?"

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

114th Legislative Day

3/17/2010

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

Speaker Mautino: "Third Reading. Representative Lang in the Chair."

Speaker Lang: "On page 11 of the Calendar appears House Bill 5330, Representative Beiser. Out of the record. Oh, I'm sorry. Looking in the wrong place. Mr. Beiser. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 5330, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5334, Representative Berrios. Out of the record. House Bill 4802, Representative Burke. Mr. Burke. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4802, 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 are filed."

Speaker Lang: "Third Reading. House Bill 6202, Representative Burns. Mr. Burns. Out of the record. House Bill 5341, Representative Chapa LaVia. Please read the Bill."

Clerk Bolin: "House Bill 5341, a Bill for an Act concerning transportation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5191, Representative Fortner. Mr. Fortner. Out of the record. House Bill

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

114th Legislative Day

3/17/2010

5914, Representative Collins. Representative Collins.
Please read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5914, a Bill for an Act concerning
criminal law. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments have been
approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6018, Representative
Colvin. Mr. Colvin. Marlow Colvin. Mr. Clerk, please
read the Bill."

Clerk Bolin: "House Bill 6018, a Bill for an Act concerning
public employee benefits. Second Reading of this House
Bill. No Committee Amendments. No Floor Amendments. A
fiscal note has been requested and has not been filed."

Speaker Lang: "Please hold the Bill on the Order of Second
Reading. The Chair recognizes Representative Eddy."

Eddy: "Thank you, Mr. Speaker. On House Bill 5914, our
analysis indicated that that was to be held on Second. If
we could check with the Sponsor to see if..."

Speaker Lang: "Representative Collins, would you come to the
podium, please. House Bill 6205, Representative Currie.
Out of the record. House Bill 6052, Representative Currie.
Out of the record. House Bill 4582, Representative Monique
Davis. Please read the Bill."

Clerk Bolin: "House Bill 4582, a Bill for an Act concerning
public employee benefits. Second Reading of this House
Bill. No Committee Amendments. No Floor Amendments. No
Motions are filed."

Speaker Lang: "Third Reading. 50... House Bill 5517,
Representative Mulligan. Representative Mulligan. Out of

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

114th Legislative Day

3/17/2010

the record. House Bill 5289, Representative Will Davis.
Please read the Bill."

Clerk Bolin: "House Bill 5289, a Bill for an Act concerning
finance. Second Reading of this House Bill. Amendment #1
was adopted in committee. No Floor Amendments have been
approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6101, Representative
Dugan. Please read the Bill."

Clerk Bolin: "House Bill 6101, a Bill for an Act concerning
criminal law. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments. No Motions are
filed."

Speaker Lang: "Third Reading. House Bill 5428, Representative
Feigenholtz. Representative Feigenholtz, do you need this
Bill moved back to Second Reading? Mr. Clerk, please place
this Bill on the Order of Second Reading and read the Bill.
Mr. Clerk, please tell us the status of the Bill?"

Clerk Bolin: "House Bill 5428, the Bill was read a second time
on a previous day. Amendment #1 was adopted in committee.
Floor Amendments 2 and 3 have been referred to the Rules
Committee."

Speaker Lang: "The Bill shall be held on the Order of Second
Reading. I see that Representative Currie has returned to
the floor. Representative Currie, House Bill 6205. Out of
the record. Representative Feigenholtz, for what reason do
you rise?"

Feigenholtz: "To explain the Amendments on 5428."

Speaker Lang: "The Amendments are in Rules, Representative. I
understand now that these... Mr. Clerk, these Bills have

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

114th Legislative Day

3/17/2010

been reported to the floor. Let... let's do this. Mr. Clerk, can you read the Rules Report."

Clerk Bolin: "Committee Reports. Representative Currie, Chairperson from the Committee on Rules, reports the following committee action on March 17: approved for consideration, recommends be adopted Floor Amendments 2 and 3 for House Bill 5428."

Speaker Lang: "Representative Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. Amendment #2 is language that was requested from the Chicago Bar Association. And Amendment #3 was a request of our staff. It simply truncates the participants on the advisory board."

Speaker Lang: "On Amendment #2 is there any discussion? Seeing none, those in favor vote 'yes'... those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. And Amendment 3 is there any debate? Seeing none, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5947, Representative Flider. Please read the Bill."

Clerk Bolin: "House Bill 5947, 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."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Third Reading. House Bill 5476, Representative Flowers. Out of the record. House Bill 4587, Representative Ford. Please read the Bill."

Clerk Bolin: "House Bill 4587, a Bill for an Act concerning public health. The Bill was read a second time, previously. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Ford, has been approved for consideration."

Speaker Lang: "Mr. Ford."

Ford: "Thank you, Mr. Speaker. I move to adopt Amendment #2 which makes the Bill subject to appropriation."

Speaker Lang: "Is there any discussion? Seeing none, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4871, Representative Poe. Please read the Bill."

Clerk Bolin: "House Bill 4871, a Bill for an Act concerning State Government. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4658, Representative Franks. Out of the record. House Bill 6072, Representative Fritchey. Out of the record. House Bill 6177, Representative Golar. Out of the record. House Bill 4657, Representative Careen Gordon. Out of the record. House Bill 5085, Representative Harris. Out of the record. House Bill 5927, Representative Hernandez. Out of the

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

114th Legislative Day

3/17/2010

record. House Bill 4947, Representative Pritchard. Please read the Bill."

Clerk Bolin: "House Bill 4947, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5821, Representative Hoffman. Out of the record. House Bill 5998, Representative Holbrook. Please read the Bill."

Clerk Bolin: "House Bill 5998, a Bill for an Act concerning regulation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5998. I'm sorry. House Bill 5388, Representative Howard. Please read the Bill."

Clerk Bolin: "House Bill 5388, a Bill for an Act concerning regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5846, Representative Jackson. Please read the Bill."

Clerk Bolin: "House Bill 5846, a Bill for an Act concerning transportation. The Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Jackson, has been approved for consideration."

Speaker Lang: "Mr. Jackson."

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

114th Legislative Day

3/17/2010

Jackson: "Yes. The Floor Amendment defines what a trailer... a tractor trailer is and also states clearly that the dollars collected for registration will remain with the Secretary of State. I move for adoption of Floor Amendment #1."

Speaker Lang: "Any discussion? Seeing none, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 6141, Representative Rose. Please read the Bill."

Clerk Bolin: "House Bill 6141, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Rose, has been approved for consideration."

Speaker Lang: "Mr. Rose."

Rose: "Thank you, Mr. Speaker. These are suggestions of the committee. Just ask that they be adopted at this time."

Speaker Lang: "Would you like to explain those to the Body, Sir?"

Rose: "Thank you, Mr. Speaker, will do. The suggestion of the committee was to make sure that... that someone who had attempted to appear but maybe got sick or was otherwise incapacitated, could not make it to court for good cause, would not be penalized. So, the Amendment simply provides that if the court finds the accused made a good faith attempt to appear for good cause, was unable to appear or if they were to voluntarily surrender themselves within 48

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

114th Legislative Day

3/17/2010

hours, then this fine would not be so charged. And that was the suggestion of the committee."

Speaker Lang: "Any discussion? Seeing none, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

Clerk Bolin: "No further Amendments, but fiscal and judicial notes have been requested on the Bill as amended and have not been filed."

Speaker Lang: "Hold that Bill on the Order of Second Reading. House Bill 6094, Representative McAsey. Please read the Bill."

Clerk Bolin: "House Bill 6094, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative McAsey, has been approved for consideration."

Speaker Lang: "Representative McAsey."

McAsey: "Thank you. Floor Amendment 1 to the Bill seeks to... it addresses the use of nonhighway vehicles or neighborhood vehicles in circum... circumstances when they're used for farming. I am happy to answer any questions, but would prefer to address the Amendment on Third Reading. We'd ask for the adoption."

Speaker Lang: "Is there any discussion? Seeing none, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

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

114th Legislative Day

3/17/2010

Speaker Lang: "Third Reading. House Bill 5417, Representative McCarthy. Please read the Bill."

Clerk Bolin: "House Bill 5417, a Bill for an Act concerning public employee benefits. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5420, Representative Mell. Out of the record. House Bill 5022, Representative McGuire. Please read the Bill."

Clerk Bolin: "House Bill 5022, a Bill for an Act making appropriations. The Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Lang: "Third Reading. House Bill 5023, Representative McGuire. Please read the Bill."

Clerk Bolin: "House Bill 5023, a Bill for an Act concerning appropriations. The Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5247, Representative Mendoza. Out of the record. House Bill 6208, Representative Nekritz. Representative Nekritz. Out of the record. House Bill 6123, Representative Osterman. Out of the record. House Bill 60... House Bill 5858, Representative Phelps. Please read the Bill."

Clerk Bolin: "House Bill 5858, a Bill for an Act concerning wildlife. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Third Reading. House Bill 4220, Representative Riley. Out of the record. House Bill 4976, Representative Saviano. Out of the record. House Bill 4817, Representative Sente. Representative Sente. Out of the record. House Bill 5787, Representative Smith. Out of the record. House Bill 1545, Representative Thapedi. Out of the record. House Bill 6038, Representative Turner. Out of the record. House Bill 5799, Representative Sullivan. Out of the record. House Bill 5655, Representative Winters. Out of the record. House Bill 4910, Representative Washington. Please read the Bill."

Clerk Bolin: "House Bill 4910, a Bill for an Act concerning aging. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4931, Representative Zalewski. Out of the record. House Bill 68... Wrong number. House Bill 5247, Representative Mendoza. Please read the Bill."

Clerk Bolin: "House Bill 5247, a Bill for an Act concerning employment. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Mendoza, has been approved for consideration."

Speaker Lang: "Representative Mendoza."

Mendoza: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Amendment #1 is an agreed upon Amendment between the staffing services and the Department of Labor. I think it was just an agreement that makes the Bill a

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

114th Legislative Day

3/17/2010

better Bill. There's no opposition that I know of. I'd ask for your support."

Speaker Lang: "There being no debate, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4805, Representative Graham. Out of the record. Mr... Mr. Clerk, what is the status of House Bill 4871?"

Clerk Bolin: "House Bill 4871 is on the Order of House Bills- Third Reading."

Speaker Lang: "At the request of the Sponsor, please place that Bill on the Order of Second Reading. And Mr. Clerk, the status of House Bill 6141."

Clerk Bolin: "House Bill 6141 is on the Order of House Bills- Second Reading."

Speaker Lang: "Please read the Bill."

Clerk Bolin: "House Bill 6141, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1 has been adopted. No further Amendments have been filed. No Motions filed."

Speaker Lang: "Third Reading. All right. Members, we're going to run through a list of Third Reading Bills, now. First one on the list is House Bill 5764, Representative Bradley. Out of the record. House Bill 5783, Representative Burns. Out of the record. House Bill 6014, Representative Graham. Out of the record. House Bill 5065, Representative Jackson. Please read the Bill."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 5065, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Jackson."

Jackson: "It... 5065 amends the Business Enterprise for Minorities, Females, and Persons with Disabilities Act. What it does is extends the Act from June 30, 2010 to June 30, 2012."

Speaker Lang: "Seeing no debate, those in favor of the Bill shall vote 'yes'; those opposed vote 'no'. The voting is open. This is a Third Reading Roll Call. And have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Mautino, Mr. Riley. Mr. Clerk, please take the record. On this question, 115 voting 'yes', 0 voting 'no', and this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 5859, Representative Jakobsson. Out of the record. House Bill 6103, Representative May. Out of the record. House Bill 5930, Representative McAsey. Please read the Bill."

Clerk Bolin: "House Bill 5930, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Representative McAsey."

McAsey: "Good afternoon. Thank you, Mr. Speaker, Members of the House. House Bill 5930 is a simple measure which would require hospitals upon the discharge of a newborn to talk with parents about sudden infant death syndrome to make sure that parents know about SIDS as well as about safe sleep practices, things that will help to prevent future incidents of SIDS in our state. I... this is a piece of legislation that came to me upon coming to know a family in

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

114th Legislative Day

3/17/2010

my district who did recently lose a child. I know that there are many folks here in the chamber who have children, who had newborns in their lives I... and we all want to make sure that we're protecting children, reminding children of the back... or parents of the back to bed campaign making sure that children are sleeping this side up. And I would ask for the support of all my colleagues here in the chamber. And I'm happy to answer any questions."

Speaker Lang: "Lady moved for the passage of the Bill. There being no debate, those in favor vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Monique Davis, Mendoza, Zalewski. Mr. Clerk, please take the record. On this question, 115 voting 'yes', 0 voting 'no', and this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 59... 5419, Representative Mell. Representative Mell. Out of the record. House Bill 5538, Representative Mendoza. We passed it already. So, we don't need to call it again, apparently. House Bill 6077, Representative Nekritz. Representative, you wish us to call the Bill? Please read the Bill."

Clerk Bolin: "House Bill 6077, a Bill for an Act concerning elections. Third Reading of this House Bill."

Speaker Lang: "Representative Nekritz."

Nekritz: "Thank you, Mr. Speaker. Last year the Federal Government passed the Military Overseas Voter Empowerment Act, the MOVE Act and there are several things that we needed to do to make sure that our laws complied with that

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

114th Legislative Day

3/17/2010

Federal Law. And this is the actions to... this is the stat... necessary statutory changes we needed to do that."

Speaker Lang: "The Lady moves for the passage of the Bill. Seeing no debate, those in favor should vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Graham. Mr. Clerk, please take the record. On this question, 115 voting 'yes', 0 voting 'no', and this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 4972, Representative Soto. Out of the record. House Bill 5824, Representative Bost. Do you wish us to read the Bill, Sir? Please read the Bill."

Clerk Bolin: "House Bill 5824, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. House Bill 5824 is a Bill that we passed out of this House last year, went over to the Senate, and I know it surprised everybody, it didn't do anything over there. Basically, it allows the transfer of the veteran's scholarships to their children or spouses if they are not used. Be glad to answer any questions."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Hernandez, Representative Senger. Please take the record. On this question, 114 voting 'yes', 1 voting 'no', and this Bill, having received the Constitutional Majority, is hereby declared passed.

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

114th Legislative Day

3/17/2010

Members, we're now moving to page 34 of the Calendar under the Order of Resolutions. We're going to work our way down the Calendar and with your cooperation, we're going to get a lot of these accomplished. First one is House Joint Resolution 71, Representative Jefferson."

Jefferson: "Thank you, Mr. Speaker, Members of the House. This just designate the week of March as blood collection week. I would move that we adopt this Resolution."

Speaker Lang: "There being no discussion, those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 74, Representative Eddy."

Eddy: "Thank you, Speaker. House Joint Resolution 74 directs the State Board of Education to establish a... a committee that is to make recommendations to the General Assembly by May 1 of 2010 regarding current mandates that... that they would allow school districts to waive during this fiscal crisis. And I would... would hope the Body would support this Resolution."

Speaker Lang: "There being no debate, those in favor shall say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 80, Representative Washington."

Washington: "Thank you, Mr. Speaker. Joint Resolution 80 renames a portion of the Amstutz Expressway in the city limits of North Chicago, the Bobby E. Thompson Expressway. This is an agreed upon initiative by both county and city. And I ask for support."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 83, Representative Ford."

Ford: "Thank you, Mr. Speaker. House Joint Resolution 83 simply sets up a bipartisan financial crisis task force. I ask for a favorable vote from the Members of the House. Thank you."

Speaker Lang: "Thos in favor... Representative Mulligan, for what reason do you rise?"

Mulligan: "He's smiling because I'm going to ask him a question. I just want to know what this does..."

Ford: "Okay."

Mulligan: "...before we all vote on a Resolution called the financial crisis task force which has eight members."

Ford: "Okay. What it does. House Joint Resolution 83 establishes a bipartisan 2010 Financial Crisis Task Force. The task force will consist of eight members or eight people. Two members will be appointed by the Speaker of the House, two members will be appointed by the Minority Leader of the House, and two members would be appointed by the mamort... by the Minority Leader of the Senate."

Mulligan: "And it's..."

Ford: "Six."

Mulligan: "...under DCEO?"

Ford: "And... Excuse me? You have a ques..."

Mulligan: "It appears to me that this is... this task force is going to be staffed or be under DCEO?"

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

114th Legislative Day

3/17/2010

Ford: "This... there was an Amendment placed on it. Let me... let me get back with you on that, one second. That's correct."

Mulligan: "And compared to like the Speaker's job task force or the work force investment board or whatever. I'm just curious as to what do you envision them doing and..."

Ford: "Well, you know, I would hope that during this financial crisis that we all could come together, both sides of the aisle, and everyone within the state to come up with solutions to the financial problems that's holding the state back today."

Mulligan: "Well, COGFA reports on that and the Governor has a Web site that you can put your suggestions up on and the General Assembly is working on these issues. I'm just not quite certain..."

Ford: "Well, you know, I think that I always hear everyone saying that they don't have an input and this offers everyone an input on the crisis that we're in. It also brings people from the outside that may have... that's skilled in budgeting that may have solutions to the problems that we're facing in Illinois."

Mulligan: "All right. So, do you think that these eight people are going to have hearings and go around and have people come before them and talk to them about their problems or... It doesn't appear to me that there's any outside members up for appointment. So, we're not appointing like each Leader can appoint several other members that would be on the task force which happens on many task forces. So, it's eight people that may or may not show up for a task force, but will use it on their resume or is it eight people that are

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

114th Legislative Day

3/17/2010

going to go out and have significant hearings about what's going on."

Ford: "Well..."

Mulligan: "I'm not quite sure what this does. It just seems to me to be..."

Ford: "It offers you an opportunity to be involved. Sometimes I think that we here believe that only one side of the aisle makes the decisions."

Mulligan: "Are you telling me that that's not so and you're giving me an opportunity to make decisions. I'm so thankful."

Ford: "Thank you."

Mulligan: "I... I thought that I could do that sometimes anyway, but obviously I'm wrong."

Ford: "Okay."

Mulligan: "I... I don't want to diminish your idea because I think everybody should be working on it. I'm just not quite sure what it does."

Speaker Lang: "Representative Fritchey. The Gentleman does... the Gentleman does not wish to speak. Representative Ford, do you wish to close?"

Ford: "Just ask for full consideration of the Resolution."

Speaker Lang: "This will be a Roll Call vote. Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Saviano. Please take the record, Mr. Clerk. There are 110 voting 'yes', 1... 4 voting 'no', 1 voting 'present'. And the Resolution is adopted. We're going to return to two Resolutions where we

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

114th Legislative Day

3/17/2010

should have taken a Roll Call vote. First, House Joint Resolution 74, Representative Eddy. The question is, 'Shall the Resolution be adopted?' Those in favor shall vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Gordon. Mr. Clerk, please take the record. On this question, 114 voting 'yes', 1 voting 'no'. And the Resolution is adopted. Moving down the Calendar to House Joint Resolution 80, Representative Washington. Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted the wish? Have all voted who wish? Representative Ford. Please take the record. 115 voting 'yes', 0 voting 'no'. And the Resolution is adopted. House Joint Resolution 84, Representative Brady. Mr. Brady on the Resolution."

Brady: "Yes, Mr. Speaker. Thank you very much. House Joint Resolution 84 seeks to approve projects on land or lands owned by the Board of Trustees of Illinois State University or privately owned land or lands or both and leased for the purpose of construction, maintenance and operation of residential housing complex for students of Illinois State University. I'd be happy to answer any questions and ask for a 'yes' vote."

Speaker Lang: "The Gentleman moves for the adoption of the Resolution. There being no debate, those in favor shall vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Colvin, Representative Davis. Mr. Clerk, please take the

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

114th Legislative Day

3/17/2010

record. On this question, 113 voting 'yes', 0 voting 'no', 1 voting 'present'. And the Resolution is adopted. House Joint Resolution 88, Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker, Members of the House. House Joint Resolution 88 urges Congress to include the criteria for the certification of federally qualified behavioral health centers in any comprehensive health care form of legislation. And I ask for its adoption. Thank you."

Speaker Lang: "There being no debate, those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 89, Representative Verschoore."

Verschoore: "Thank you, Mr. Speaker. What this Resolution does is make March 30 as Welcome Home Vietnam Veterans. It's been a long time since they've been recognized. They were treated badly when they came home. I just think it's time we show them some respect. And I'd be happy to answer any questions."

Speaker Lang: "There being no debate, those in favor shall say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 90, Representative Mautino."

Mautino: "Thank you, Speaker. And this is a Resolution which is going to ask the Auditor General. It will direct him to follow up on the status of findings and recommendations from audits and evaluations and reviews of the Illinois Medicaid program and expenditures that have been conducted by the state and federal agencies. I worked on this with Representative Bellock and there are a myriad of findings

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

114th Legislative Day

3/17/2010

out there. Over the years we want to find out what the agencies have done to correct them and what needs to be done. The Auditor General has agreed to do this."

Speaker Lang: "There being no debate, all those in favor shall vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Brauer, Mitchell. Mr. Clerk, please take the record. On this question, 115 voting 'yes' and 0 voting 'no'. And the Resolution is adopted. House Joint Resolution 92, Representative Riley."

Riley: "Thank you, Mr. Speaker, Members of the House. Joint... House Joint Resolution 92 essentially urges DHS, HFS and the Department of Public Health to do an assessment on existing state and federal programs regarding the treatment of systemic lupus erythematosus. Also, they'll be holding hearings around the state and they'll publish a report at the end. The report is going to deal with the... the epidemiology of the disease."

Speaker Lang: "There being no debate, those in favor shall vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Hernandez. Please take the record. On this question, 115 voting 'yes', 0 voting 'no'. And the Resolution is adopted. House Joint Resolution 95, Representative Burns. Mr. Burns. Out of the record. House Joint Resolution 97, Representative Bradley. Out of the record. House Joint Resolution 103, Representative McCarthy. Out of the record. House Joint Resolution 104, Representative Will Davis. Please proceed, Sir."

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

114th Legislative Day

3/17/2010

Davis, W.: "Thank you very much, Mr. Speaker. Ladies and Gentlemen of the House, House... Excuse me. House Joint Resolution... Resolution 104 simply designates that here in the State of Illinois that the month of November be considered as COPD Awareness Month. And COPD stands for chronic obstructive pulmonary disease. I ask for the adoption of the Resolution."

Speaker Lang: "There being no debate, those in favor shall say 'yes'; those opposed shall say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Joint Resolution 110, Representative Graham. Out of the record. House Resolution 138, Representative Flowers."

Flowers: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Resolution 138 resolves that the Department of Healthcare and Family Services shall identify targeted the resources to increase the capacity to meet the needs and the desires of the population who could benefit from home services and prepare for the future demands to build the capacity in the system now and in the future. And I urge an 'aye' vote. Thank you."

Speaker Lang: "Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Colvin, Feigenholtz, Tryon. Please take the record. On this question, 115 voting 'yes', 0 voting 'no' and the Resolution is adopted. House Resolution 500, Representative Reitz. Mr. Reitz."

Reitz: "Thank you, Mr. Speaker. This Bill will urge repair of the levees. Urge the Corps of Engineers to pay the money

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

114th Legislative Day

3/17/2010

that they say is necessary for us to repair the levees.
And appreciate an 'aye' vote."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 547, Representative Bellock is handling the Resolution on behalf of Mr. Cross. Representative Bellock."

Bellock: "Thank you very much, Mr. Speaker. House Joint Resolution 547 encourages interested groups and affected persons to private... to promote public awareness of tinnitus, the dangers of loud noise and the importance of hearing protection for all individuals. It designates the month of May as Tinnitus Awareness Month in order to raise public awareness."

Speaker Lang: "Those in favor shall say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Motion... and the Resolution is adopted. House Resolution 551, Representative Ford."

Ford: "Thank you, Mr. Speaker and Members of the House. House Resolution 551 urges Congress to provide assistance to the state so that the budget deficits can be confronted in Illinois."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 560, Representative Flowers."

Flowers: "Thank you, Mr. Speaker. House Resolution 560 celebrates the 44th anniversary of Medicare and urge Congress and the President to immediately consider the

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

114th Legislative Day

3/17/2010

single payer option based on Medicare. And I would urge an 'aye' vote."

Speaker Lang: "Representative Reis."

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

Speaker Lang: "He yields."

Reis: "Representative, a single payer option, that's another term for universal health care, isn't it?"

Flowers: "You know, I think there's a difference between single payer and universal access. So, I prefer single payer health care."

Reis: "Call a lot of things a lot of different things, Representative. You've had a lot of debate on this. We've had a lot of debate on this from the national standpoint. Mr. Speaker, I would recall... request a Roll Call vote on this measure and remind everybody that really buried in this is recommending Congress to go to universal health care."

Speaker Lang: "Representative Flowers to close."

Flowers: "Well, Mr. Speaker, thank you very much, but also I just want to remind the Members that we want to celebrate the anniversary of Medicare and just merely urge the Congress and the President to immediately consider single payer as an option based on the Medicare model and that's it. That's all it does and I would appreciate your 'aye' vote."

Speaker Lang: "Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Bradley, Crespo, Flowers, Franks. Please take the record. On this

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

114th Legislative Day

3/17/2010

question, there are 63 voting 'yes', 51 voting 'no'. And the Resolution is adopted. House Resolution 569, Representative Ford."

Ford: "Thank you, Mr. Speaker and Members of the House. House Resolution 569 simply asks Congress to act immediately on health care reform in this country. Thank you very much. And I ask for favorable consideration."

Speaker Lang: "The Chair recognizes Representative Reis."

Reis: "Representative, here we go again. You filed this Bill last summer. Did that mean that you were supporting the... the universal health care Bill that was presented last summer? Does that mean you support the House Bill, the Senate Bill? Do you support Congress, maybe not even voting on this Bill this week, in using parliamentary things to enact it?"

Ford: "Well, I think that when I filed it I didn't take a position on any of the Bills because I didn't know what they said. What I said was that Congress should act immediately to have comprehensive health care, period and that's all this Resolution says."

Reis: "Once again, Mr. Speaker, I would ask for a recorded vote on this measure. A lot of debate's been going on this and I think it's very widely known that people do not want this. We want... we want reform. We don't want the health care reform that's available to us right now."

Speaker Lang: "Representative Rose."

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

Speaker Lang: "Moment... Gentleman yields."

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

114th Legislative Day

3/17/2010

Rose: "Representative Ford, how do you propose to pay for the \$1.4 billion minimum additional dollar amount it would add to the state's budget deficit should that pass?"

Ford: "How do I propose paying for it?"

Rose: "Yes."

Ford: "That's why I send Congressman Davis there to represent us. All I know is, this country needs comprehensive health care."

Rose: "Well, Representative, as you know, our Congressional delegation did not get a get out of jail free card like, say, the Louisiana delegation or was it North Dakota's delegation or Braska... Nebraska, thank you. It was Nebraska's delegation. In fact, the Illinois Policy Institute is... I posted the study on my Web site. You're welcome to look at it for yourself. It's an academic report. The minimum additional cost to the State of Illinois would be \$1.4 billion. So, given the state's \$13 billion budget deficit, how do you, Representative Ford, propose to pay for this?"

Ford: "I'm asking you, do you want comprehensive health care? That's all I'm asking for here."

Rose: "Representative... Representative, what I'm asking you is the health care that we've already promised people they're not getting because we haven't paid the bills."

Ford: "Okay."

Rose: "We're not paying the bills."

Ford: "So, you're saying you don't want..."

Rose: "So, how are you going to..."

Ford: "...comprehensive health care?"

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

114th Legislative Day

3/17/2010

Rose: "...how are we going to afford an additional \$1.4 billion... and I appreciate the fact that you said Congressman Davis, that's his job... but frankly, Representative, they haven't done their job and we're going to be the ones that are going to have... be stuck paying this. How are you going to pay for it?"

Ford: "I think..."

Rose: "Who else... who else isn't going to get paid?"

Ford: "How are you going to pay for it when people don't get health care?"

Rose: "Representative... well, we're just cir... we're in a circular argument, Representative, because quite..."

Ford: "Excuse me."

Rose: "We're in a circular argument because quite frankly we can't afford what we've already got, the unpaid bills are six, seven months, now we're going to add another 1.4 billion on it. And somebody sometime has to stop and think, how are you going to pay for all this stuff? Thank you, Mr. Speaker."

Ford: "Thanks."

Speaker Lang: "Representative Bellock."

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

Speaker Lang: "Gentleman yields."

Bellock: "In... all of us are addressing the issue, you know, that we would like health care reform, Representative, it's just that some of the issues that are in here in the last sentence in your Resolution it says that the health care reform will reduce the cost of Medicaid. And every

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

114th Legislative Day

3/17/2010

Governor, regardless whether they are Democrat or Republican in the United States, has gone to the President to say that in no way will it reduce the cost of Medicaid, but in every state it will increase the cost of Medicaid. So, as what Representative Rose was saying, we have estimated... and today in the Chicago Tribune on the second page it interviews a lot of the doctors from the City of Chicago saying that they expect from the Bill that at least 600 thousand new people would go on..."

Ford: "You know, yeah, you might as well."

Bellock: "...and how will we pay for this without some reforms. So, in the last sentence of the Resolution, I would say that that is inaccurate that the new health care Bill will reduce the cost of Medicaid. And they're saying that it will probably make the Medicare system have millions of dollars worth of cuts and maybe make it insolvent within seven years. Thank you."

Speaker Lang: "Representative Mendoza."

Mendoza: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I rise in support of the Gentleman's Resolution. We're not here to debate the specifics of what's being debated right now in Washington. That's the job of our Congressmen and Senators. But what this Gentleman is proposing today is that we make a statement and send that to Washington, that Illinois believes in health care reform, that it's time to reform now. We shouldn't wait 'til next year, 10 years from now. How many more people need to die before we take this issue seriously? Again, we are not talking about specifics. It's easy to stand up and

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

114th Legislative Day

3/17/2010

say we want health reform yet, we're not even willing to vote for a simple Resolution that the Gentleman is presenting that sends a message to Congress to get to work and reform now. I rise in strong support of the Gentleman's Resolution. And let's just come together on an issue that is so important, health care. We are the most civilized nation in the world; let's act like it when it comes to the issue of health care."

Speaker Lang: "Representative Reboletti."

Reboletti: "Mr. Speaker, to the Resolution. I find this is a very interesting debate that we can't even reform our Medicaid system here in the State of Illinois. Representative Bellock has found numerous Bills to try to reform how we do business in Illinois, but we're going to be busy urging Congress to do something. So, now, what we're going to ask them to do is reform health care. We don't know how we're going to pay for it. We're going to have millions of more peo... millions of our citizens on to the rolls that we already can't pay for. And at least in this Body, we're going to take a recorded vote unlike what Congress is trying to do right now by avoiding taking a up or down vote on health care. So, I would urge a 'no' on this Resolution."

Speaker Lang: "Representative Washington."

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

Speaker Lang: "He yields."

Washington: "Representative, I really don't... I'm really kind of at loss why there's so much like that about it, somebody urging because I know both sides want to provide affordable

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

114th Legislative Day

3/17/2010

health care for all Americans. We all want that. And all of us know that there's a long-term problem and there's short-term solution. Now, we're not in D.C. so we don't have to real... really deal with the meat of it. We see the correspond and the arguments and we know some of it has got something to do with other issues that have nothing to do with health, but all your... all your Resolution is saying is that you're urging that you're proposing that they stay at it and come out with a... with an agreed solution if they can. But the fact is we have more in common here because both sides want affordable health care for all Americans. Did I get it something wrong? Is that it?"

Ford: "That is it, Representative Washington, thank you."

Washington: "Well, that seems like up the middle and it's not like what we do here with what you're urging is going to change the outcome, so I don't see the danger in it in somebody urging that you keep at it until you solve it. And I recommend a total strong support for your legislation. Thank you."

Speaker Lang: "Representative Mulligan."

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

Speaker Lang: "Of course."

Mulligan: "Representative Ford, I have to compliment you. You seem to generate issues that cause a lot of discussion on the House Floor. Maybe in some instances you enjoy it and others you don't. I'm just interested in how far you feel this Resolution would go. I don't know what your Congressman did. Did he vote for the Bill that included this Stupak Amendment in it?"

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

114th Legislative Day

3/17/2010

Ford: "Yes."

Mulligan: "Do you think that was appropriate for Democrats who profess themselves to be prochoice Democrats to go out there and vote on a Bill with antichoice Amendments in it and not make any distinction over the fact that it was so political they had to have the Bill pass that they passed it against what their supposed ethics were or their professed position on issues? Do you think that a Resolution like this would encourage them to do something similar?"

Ford: "I just think that the Resolution simply says that we should come up with something that we all agree with, a comprehensive health care plan that you agree with and that we agree with. And I don't see anything wrong with you and that side agreeing that Congress should do the right thing and come up with something that helps all Americans. That's what that's saying. Whether it's..."

Mulligan: "I said.. I think that you do think that and I.. I don't think that you see the total implications..."

Ford: "The implication is simple..."

Mulligan: "...that we are saying. I think..."

Ford: "I do."

Mulligan: "...I think your heart's in the right place. What you're saying is do something."

Ford: "Right."

Mulligan: "But what people are saying in many instances are don't do anything that causes harm. What I'm saying is my Congresswoman voted for something that I actually called up and complained to her about voting for because she

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

114th Legislative Day

3/17/2010

compromised her issues that she said she backed in order to vote for something because she supported the Speaker of the House in getting out a very bad Bill. I think many of us are very concerned because of the tenor of the debate, so that we feel when we look at your Resolution, it's not that we're not behind you, we're not behind.. we're not saying we don't want good health care. What we're looking at.. we're looking at it from a more political issue that so we're not necessarily not supporting you and I don't necessarily think that your heart's not in the right place in what you're doing with this. But I think that we have not held Congress.."

Ford: "And yeah. And this isn't.."

Mulligan: "And we have not held them in question and we let our whole Congressional delegation, except for two, vote for a credit card Bill that took nine months to go into effect that made credit card information and what they were doing worse than it was long before they did that. Now, we're doing something that we're encouraging them to do health care at all costs whether it compromises what they feel are their values or not. So, I think that's what we're saying right here right now is we hold this to be kind of a problem and whether we vote for it right now, it's not that we're not supporting you or that I don't think your heart's in the right place in what you're doing, but I think this is much more political and that this type of a Resolution at this point is a little difficult to pass."

Ford: "Well, I tell you... thank you. But let me just tell you, it says that Congress should take immediate action to adopt

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

114th Legislative Day

3/17/2010

meaningful health care and I think you agree with that. Meaningful health care reform, you agree with that, you... it says that we should protect families from bankruptcy or debt because of health care costs. You agree with that. Establish a system to provide an individual with guaranteed choice of doctors. You agree with all of this. So, and I'm not saying..."

Mulligan: "I vocally talked to my Congress... my Congressional person that represents me..."

Ford: "You don't..."

Mulligan: "...or supposedly represents me."

Ford: "Well, it's... it's..."

Mulligan: "So, I feel that I've already conveyed my feelings without voting for your Resolution, quite frankly."

Ford: "But we are a team here and we should come together to say that the people of Illinois want the best health care package for the people of America. If you agree with me, then you should vote for this Resolution or if you vote against it that means that you don't want comprehensive health care."

Mulligan: "You're getting better. I mean, this is where you really... we ought to keep your feet on the fire a lot longer, but quite frankly, I also represent the state in looking at how what's going to happen with Medicaid and where the money's going to go. And I don't feel that a carte blanche statement of passivist health care may be the best for this state or for the people that I represent or for the amount of money that will go into our budget. So, I respectfully disagree with you, but I certainly

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

114th Legislative Day

3/17/2010

compliment you on getting together and getting some juice going here..."

Ford: "We'll get together soon."

Mulligan: "...on good issues."

Speaker Lang: "Mr. Fritchey."

Fritchey: "Speaker, I just simply move the previous question."

Speaker Lang: "Gentleman moves the previous question. Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the question is put. Mr. Ford to close."

Ford: "Good luck to President Obama because we have trouble with a Resolution here. Thank you."

Speaker Lang: "Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Colvin, Coulson, Farnham, May. Please take the record. On this question, 62 voting 'yes', 51 voting 'no', 1 voting 'present'. And the Resolution is adopted. House Resolution 618. Representative Dugan. Out of the record. House Resolution 658, Representative McAsey."

McAsey: "Thank you, Mr. Speaker, Members of the House. House Resolution 658 is a... well, simply targeted at looking at the state's resources making sure that we... during this worst economic downturn... that we are spending money wisely specifically related to the state's fleet of vehicles. The Resolution calls on the Auditor General to conduct an audit of the state's take home car fleet, looking at the number, looking at the number that are allowed for... the total number of cars in the fleet, the number that are allowed to

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

114th Legislative Day

3/17/2010

go home and particularly looking at the adequacy of the safeguards in place to make sure that these vehicles are being used for state business and making sure that taxpayer government paid vehicles are being used exclusively for government use. And I would ask for the support of all my colleagues. Thank you."

Speaker Lang: "Those in favor vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Boland, Graham, Hernandez. Please take the record. On this question, there are 115 voting 'yes', 0 voting 'no'. And the Resolution is adopted. House Resolution 670, Representative Monique Davis. Representative Davis."

Davis, M.: "Thank you, Mr. Speaker. As you know, Chicago tried and fought very hard to have the Olympics in Chicago in... what is it... 2016. They lost the bid, but we and a lot of others feel that our people can bring home the gold even though we don't have the games in our country or in our city. We're just encouraging the athletes to work as hard as they can, bring home as many golden trophies as they can. That's what this Resolution does."

Speaker Lang: "Those in favor..."

Davis, M.: "We would appreciate 'aye' votes."

Speaker Lang: "Sorry, Representative."

Davis, M.: "No, that's all."

Speaker Lang: "Those in favor vote 'yes'; those op... those opposed... Sorry. Let's start over. Those in favor of the Resolution say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is

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

114th Legislative Day

3/17/2010

adopted. Turning to page 38 of the Calendar, House Resolution 678, Representative Wait."

Wait: "Thank you, Ladies and Gentlemen of the House. Yes. House Bill.. or House Resolution 678 simply says that we support the efforts of the Infrastructure Defense Technology, a Belvidere company here in the State of Illinois, to obtain a \$100 million contract with the United States Department of Defense to provide protective barrier material which would defend and protect the men and women of the United States Armed Forces. We are competing with an English company and we think, since it's our men we're protecting, we ought to make this material here in the United States. Thank you."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 695, Representative Jackson."

Jackson: "Thank you, Mr. Speaker, Ladies and Gentlemen. House Resolution 695 is in.. in honor of the late Representative Wyvetter Younge. It urges the Illinois Department of Transportation to designate a portion of Interstate 64 from Summit Avenue to Illinois Ave.. Illinois to.. to Illinois Highway 111 the Wyvetter Younge Memorial Parkway in memory of the former State Representative. And I ask for an 'aye' vote."

Speaker Lang: "Representative Bellock."

Bellock: "Thank you very much, Representative Jackson, for bringing forth this Resolution to one of the most wonderful women I think that served in this Legislature. Thank you."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Those in favor vote 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Howard. Please take the record. On this question, 115 voting 'yes', 0 voting 'no' and the Resolution is adopted. House Resolution 710, Representative Kosel."

Kosel: "House Resolution 710 extends the opening... the reporting deadline for a task force created in the 96th General Assembly under Resolution 163 to study local government development standards and processes and how they affect watersheds. It extends it 'til September 1, 2010."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 712, Representative Harris."

Harris: "Thank you, Mr. Speaker, Members of the House. This Resolution recognizes and memorializes the anniversary of the ethnic cleansing in Bosnia, Herzegovina. And asks all Illinoisans to pause and remember on July 11 the Srebrenica Massacre. I'd appreciate your 'aye' vote."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 751, Representative Senger."

Senger: "Thank you. House Resolution 71 is basically to create a Duchenne Muscular Dystrophy Awareness Day. This disease affects males. It's a genetic disease and 1 out of 3600 males are affected by it every year. June 20 is the day of the... of a child who probably will not live past his teens

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

114th Legislative Day

3/17/2010

with Duchenne's Muscular Dystrophy. It's his birthday, so this day was picked because of that."

Speaker Lang: "Those in favor say 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 766, Representative Pihos."

Pihos: "Ready? Did he call on it? Oh, okay. Thank you very much, Mr. Speaker. House Resolution 70... 766 urges the Illinois Department of Transportation to review its procedures and duties to ensure that school buses in Illinois are not being driven with recalled equipment because we know there are about two thousand school buses across the nation that are and that children being transported in school buses are safe on these buses. So, the National Highway Traffic Safety Administration does put out a list of recalled parts and we're just urging IDOT to make sure that the school buses in Illinois are being driven without these recalled parts in a very operative manner."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 768, Representative Acevedo."

Acevedo: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Resolution 768 encourages energy efficient and environment friendly building of facility certification programs to incorporate the use of mechanical installation as part of their standards and rating systems. Be happy to answer any questions."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 772,
Representative Reboletti."

Reboletti: "Thank you, Speaker, Members of the House. This
Resolution simply urges women to consult with their health
care providers regarding early detection of breast cancer.
And urges the Department of Public Health to expand its
efforts to promote awareness and treatment."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 819,
Representative Acevedo."

Acevedo: "Thank you, Mr. Speaker, Members of the House. House
Resolution 819 extends the deadline set by House Resolution
1059 of the 95th General Assembly by another year in order
to give the Fire Stop Council additional time to complete
its work."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 834,
Representative Washington. Mr. Washington."

Washington: "Mr. Speaker, this is a simple enough Resolution
and I want the Members to forgive me for the redundancy
because it is somewhat redundant, but I guess in the spirit
of Dr. King and the things that he represents to most of us
here, if not all of us, that we just want to continue that
legacy and encourage people to be participants being that

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

114th Legislative Day

3/17/2010

this was one holiday that we had to fight to get. Thank you."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 839, Representative Ramey. Please proceed, Sir."

Ramey: "Thank you, Mr. Speaker. House Resolution 839 designates the week of April 25 through May 1, 2010 as Vasculitis Awareness Week in the State of Illinois. We're doing this to help educate people on this... on vasculitis disease and the need for research funding. Ask for an 'aye' vote."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 851, Representative Joyce."

Joyce: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Resolution 851 would urge the President and Congress and the Federal Aviation Administrator, along with all the airlines, to institute a program that would insist on a federal marshal being on board of every aircraft that has a original... that has a destination somewhere in the United States that's original departure comes from outside of the United States. Be happy to answer any question. And I appreciate your favorable consideration."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 856, Representative Bellock."

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

114th Legislative Day

3/17/2010

Bellock: "Thank you very much, Mr. Speaker. House Resolution 856 recognizes April 2, 2010 as world autism day in Illinois."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 859, Representative Rose."

Rose: "Thank you for... thank you, Mr. Speaker. House Resolution 859 designates November of this year as Illinois Lung Cancer Awareness Month that is in keeping with the Lung Society's statewide and national mission to promote lung cancer awareness. Thank you."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 861, Representative Pihos."

Pihos: "...you, Mr... Thank you, Mr. Speaker. House Resolution 861 designates the month of December 2010 as identify theft awareness month in the State of Illinois."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 868, Representative Brady. Out of the record. House Resolution 871, Representative Nekritz. Representative Nekritz. Do you wish to call your Resolution?"

Nekritz: "I would love to, Mr. Speaker."

Speaker Lang: "Please proceed."

Nekritz: "Thank you. This Resolution urges the Illi... the communities at large in Illinois, the Secretary of State

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

114th Legislative Day

3/17/2010

and others, to make sure that school districts, you know, a wide range of folks that engage with drivers and cyclists to make sure that the rules of the road regarding respite and responsibilities to see how these cyclists are... are taught. It doesn't mandate anything."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 873, Representative Coladipietro."

Coladipietro: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Resolution 873 declares October 22 as school bus driver appreciation day. And I ask for a favorable vote."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 884, Representative Kosel."

Kosel: "Thank you, Mr. Speaker. I move for the adoption of House Resolution 884. It expresses support of the House of Representatives for improving night preservation practices in the State of Illinois and encourages municipalities and state agencies to research and adopt standards for out... for outdoor lighting practices. And I have a list of about 11 different organizations that support it including the Chicago Audubon Society, the Chicago Conservation Foundation, Responsible Lighting Coalition, the Will County Audubon Society, the Naperville Astrological Society, Chicago Wilderness, indi... International Dark-Sky Association and Bird Conservatory Network."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 890,
Representative McAuliffe."

McAuliffe: "Thank you, Mr. Speaker, Ladies and Gentlemen of the
House. House Resolution 890 urges the Federal Government
to adopt legis... legislation allowing merchant marines who
served during World War II to receive benefits for their
service. And I ask for its adoption."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 906,
Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker, Members of the House. House
Resolution 906 urges that the Illinois Department of
Veterans' Affairs continue to provide technical and
financial services to the Midwest Shelter for Homeless
Veterans that's in Wheaton, Illinois, that serves all of
the homeless veterans from every branch of the Army and
United States military."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'.
In the opinion of the Chair, the 'ayes' have it. And the
Resolution is adopted. House Resolution 907,
Representative Jackson."

Jackson: "Thank you, Mr. Speaker. Ladies and Gentlemen, House
Resolution 907 urges the citizens of the State of Illinois
to complete the Census 2010 questionnaire by April 1, 2010,
to ensure that Illinois is fully and completely represented
and urges all public officials in Illinois to cooperate

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

114th Legislative Day

3/17/2010

fully with the U. S. Census Bureau and assist the Bureau with its efforts to make a complete count in Illinois and to let everyone know the level of confidentiality that is associated with it. Thank you. And I ask for an 'aye' vote."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 912, Representative Reboletti. Out of the record. House Resolution 913, Representative Reitz."

Reitz: "Thank you, Mr. Speaker. House Resolution 913 urges the Department of Public Health to take appropriate steps to raise awareness on celiac disease."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 918, Representative Pritchard."

Pritchard: "Thank you, Mr. Chair. This establishes a blue ribbon committee and higher education mandates within the Board of Higher Education to review state mandates on public universities. I'd ask for your support."

Speaker Lang: "This requires a Roll Call vote. Those in favor vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Brauer. Mr. Clerk, please take the record. On this question, 113 voting 'yes', 1 voting 'no' and this... and the Resolution is adopted. House Resolution 919, Representative Pritchard."

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

114th Legislative Day

3/17/2010

Pritchard: "This also establishes a commission to study ways in which the Illinois Procurement Code may be revised so that purchases by public universities can be completed in a more efficient manner. I'd ask for your support."

Speaker Lang: "Those in favor vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Berrios, Feigenholtz. Feigenholtz. Please take the record. This question, 114 voting 'yes', 1 voting 'no' and the Resolution is adopted. House Resolution 933, Representative Reitz."

Reitz: "Thank you, Mr. Speaker. House Resolution 933 urges the U. S. Congress to postpone the USEPA's effort to regulate greenhouse cras... gases. Under the current Clean Air Act, it urges them to have a comprehensive look at what we're doing with greenhouse gases and pass something legislatively to deal with that."

Speaker Lang: "Those in favor..."

Reitz: "And I'd be happy to answer any questions."

Speaker Lang: "Sorry, Representative. Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 936, Representative Reitz."

Reitz: "Thank you, Mr. Speaker. House Resolution 936 urges the President and Congress to create... create a solution to try and deal with magnesium die casting industry. We have some tariffs that are causing problems for people in my district and a couple other places where they have magnesium products. And this would urge them to find a way to take care of that problem."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. House Resolution 955, Representative Rose."

Rose: "Thank you, Mr. Speaker. And federally there's consideration for higher education to create a program called the rural campus designation. This was a suggestion of Eastern Illinois University, many of you have constituents who attend there, but this would apply to any public four-year institution in Illinois. And it simply asks the Illinois Board of Higher Education to do whatever's necessary to go ahead and... and compete for that program, if and when the Federal Government were to establish the rural campus designation program. Thank you."

Speaker Lang: "Those in favor of the Resolution shall vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Burke, Mendoza, Nekritz, Pihos, Senger. Have all voted who wish? Representative Nekritz. Please take the record. On this question, 114 voting 'yes', 0 voting 'no' and the Resolution is adopted. Senate Joint Resolution 62, Representative Poe."

Poe: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. This is a road that would designate Abe Lincoln Road between Springfield and Peoria and it's the state roads that Abraham Lincoln used to travel and it's a road that we'd like to be dedicated. We tried this a year ago and we provided maps so everybody could see what we were

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

114th Legislative Day

3/17/2010

talking about. And we would have liked to move it forward."

Speaker Lang: "Those in favor shall vote 'yes'; those opposed 'no'. In the... And the voting is open. Have all voted who wish? Have all voted who wish? Feigenholtz. Take the record. On this question, 115 'yes', 0 voting 'no' and the Resolution is adopted. Senate Joint Resolution 67, Representative Dunkin. Mr. Dunkin."

Dunkin: "Thank you, Mr. Speaker and Members of the House. Senate Joint Resolution 67 simply creates the Illinois Migration Centennial Commission to work toward the commemoration and celebration of the Great Migration Centennial from 1916 to 2016. And I would ask for a favorable vote."

Speaker Lang: "Those in favor shall vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Hamos, Nekritz. Please take the record. 114 voting 'yes', 1 voting 'no' and the Resolution is adopted. Senate Joint Resolution 68, Representative Flowers."

Flowers: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Joint Resolution 68 encourages school districts in this state to explore the introduction of Arabic as a foreign language in their curriculum. Thank you."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. And the Resolu... In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. Returning to House Resolution 618, Representative Dugan."

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

114th Legislative Day

3/17/2010

Dugan: "Thank you, Speaker. House Resolution 618 just proclaims October 4, 2009 as Kankakee County Courthouse Centennial Day in the State of Illinois."

Speaker Lang: "Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. Mr. Clerk, read House Bill 5821, Representative Hoffman. Not in the chamber. Out of the record. House Bill 6205. Mr. Clerk, what is the status of that Bill?"

Clerk Bolin: "House Bill 6205, a Bill for an Act concerning health. The Bill was read a second time on a previous day. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5821, Representative Hoffman. Please read the Bill."

Clerk Bolin: "House Bill 5821, a Bill for an Act concerning safety. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Hoffman, has been approved for consideration."

Speaker Lang: "The Gentleman's not in the chamber. Hold that Bill on the Order of Second Reading, Mr. Clerk. Members, we now have a series of Bills on Second Reading beginning with House Bill 5232, Representative Bradley. Please read the Bill."

Clerk Bolin: "House Bill 5232, a Bill for an Act concerning notices. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Bradley, has been approved for consideration."

Speaker Lang: "Mr. Bradley."

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

114th Legislative Day

3/17/2010

Bradley: "I would like to retreat from #1 and proceed on #2."

Speaker Lang: "Gentleman withdraws Amendment... withdraw
Amendment 1, Sir?"

Bradley: "What's that?"

Speaker Lang: "Withdraw Amendment 1?"

Bradley: "Yes. And proceed with Amendment #2."

Speaker Lang: "Mr. Clerk."

Clerk Bolin: "Floor Amendment #2 offered by Representative
Bradley."

Speaker Lang: "Mr. Bradley."

Bradley: "This is a... an initiative of the Illinois Press
Association which would require the newspapers free of
charge to provide an Internet Web site or public notices to
be posted. No additional charge to customers."

Speaker Lang: "Those in favor of the adoption of the Amendment
say 'yes'; those opposed 'no'. In the opinion of the
Chair, the 'ayes' have it. And the Amendment is adopted.
Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5838, Representative
Burke. Out of the record. House Bill 5340, Representative
Chapa LaVia. Please read the Bill."

Clerk Bolin: "House Bill 5340, a Bill for an Act concerning
education. Second Reading of this House Bill. Amendments
1 and 2 were adopted in committee. No Floor Amendments.
No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6018, Representative
Colvin. Mr. Colvin. Marlow Colvin. Wish to move your
Bill, Sir? Please read the Bill."

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

114th Legislative Day

3/17/2010

Clerk Bolin: "House Bill 6018, a Bill for an Act concerning public employee benefits. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5132, Representative Eddy. Please read the Bill."

Clerk Bolin: "House Bill 5132, a Bill for an Act concerning children. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Eddy, has been approved for consideration."

Speaker Lang: "Mr. Eddy."

Eddy: "Thank you, Mr. Speaker. This Amendment would allow for the notification of DHS involving students who are 18 to 21 years of age who have an IEP in case of any suspected child abuse. Right now there's no mechanism for DCFS statutorily to investigate those allegations of abuse for students with IEPs. This would fix that."

Speaker Lang: "Those in favor of the adoption of the Amendment shall say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Mr. Clerk."

Clerk Bolin: "No further Amendments, but notes have been requested on the Bill and have not been filed."

Speaker Lang: "Bill will be held on the Order of Second Reading. House Bill 4826, Representative Will Davis. Out of the record. House Bill 5879, Representative Flider. Out of the record. House Bill 5279, Representative Flowers. Do you wish to proceed, Representative Flowers?"

Flowers: "I didn't hear the Bill, Sir?"

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

114th Legislative Day

3/17/2010

Speaker Lang: "5279."

Flowers: "No. Take it out of the record."

Speaker Lang: "Out of the record, please. House Bill 2236, Representative Ford. Please read the Bill."

Clerk Bolin: "House Bill 2236, a Bill for an Act concerning child support. The Bill was read a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2 has been referred to the Rules Committee and Floor Amendment #3 has been referred to a standing committee."

Speaker Lang: "The Bill will be held on the Order of Second Reading. House Bill 5555, Representative Fortner. Are you ready to proceed, Sir?"

Fortner: "Yeah. I think there's an Amendment. Has that been..."

Speaker Lang: "Well, it's on Second Reading, so this should be your opportunity. Do you wish to move the Bill, Sir?"

Fortner: "If the Amendment has been approved..."

Speaker Lang: "The Amendment is still in Rules, Mr. Clerk? The Amendment is still in Rules. The Bill will be held on the Order of Second Reading."

Fortner: "Thank you very much."

Speaker Lang: "House Bill 5996, Representative McAuliffe. Out of the record. House Bill 5836, Representative Golar. Out of the record. House Bill 5107, Representative Harris. Out of the record. House Bill 4928, Representative Hernandez. Out of the record. House Bill 6153, Representative Hoffman. Please read the Bill."

Clerk Bolin: "House Bill 6153, a Bill for an Act concerning State Government. Second Reading of this House Bill."

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

114th Legislative Day

3/17/2010

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

Speaker Lang: "Third Reading. House Bill 5401, Representative Howard. Out of the record. House Bill 4779, Representative Moffitt. Please read the Bill."

Clerk Bolin: "House Bill 4779, a Bill for an Act concerning transportation. The Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Moffitt, has been approved for consideration."

Speaker Lang: "Mr. Moffitt."

Moffitt: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. The Floor Amendment #1 is a recommendation of the committee, Vehicles & Safety Committee. It narrows up what expenses could be reimbursed to emergency services that it could not exceed \$500 and it's at the discretion of the court. Would move for its adoption."

Speaker Lang: "The Gentleman moves for the adoption of the Amendment. Those in favor shall say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. Returning to Representative Ford on House Bill 2236. That Bill is held on the Order of Second Reading. My understanding is the Sponsor wishes to move it to Third without Amendment. Is that correct, Sir? Mr. Clerk."

Clerk Bolin: "House Bill 2236, a Bill for an Act concerning child support. The Bill is read for a second time on a

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

114th Legislative Day

3/17/2010

previous day. Amendment #1 was adopted in committee. No Floor Amendments have been approved for consideration. No Motions have been filed."

Speaker Lang: "Third Reading. House Bill 4797, Representative Mautino. Please read the Bill."

Clerk Bolin: "House Bill 4797, a Bill for an Act concerning revenue. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6022, Representative Mautino. Please read the Bill."

Clerk Bolin: "House Bill 6022, a Bill for an Act concerning revenue. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4037, Representative McAsey. Out of the record. House Bill 5772, Representative Mendoza. Out of the record. House Bill 5942, Representative Pritchard. Out of the record. House Bill... House Bill 6088, Representative Nekritz. Out of the record. House Bill 6235, Representative Osterman. Please read the Bill."

Clerk Bolin: "House Bill 6235, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6124, Representative Rose. Out of the record. House Bill 5527, Representative Saviano. Out of the record. House Bill 4755, Representative Soto. Out of the record. House Bill 6215,

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

114th Legislative Day

3/17/2010

Representative Thapedi. Out of the record. House Bill 5007, Representative Turner. Out of the record. House Bill 5525, Representative Yarbrough. Please read the Bill."

Clerk Bolin: "House Bill 5525, 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 Lang: "Third Reading. House Bill 4825, Representative Flowers. Please read the Bill."

Clerk Bolin: "House Bill 4825, a Bill for an Act concerning courts. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Flowers, has been approved for consideration."

Speaker Lang: "Representative Flowers."

Flowers: "Thank you, Mr. Speaker. Amendment #1 would change the conditions in which a motion to reinstate parental rights is considered in the courts. And I move for the adoption."

Speaker Lang: "The Lady moves for the adoption of the Amendment. Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5132, Representative Eddy. Please read the Bill."

Clerk Bolin: "House Bill 5132, a Bill for an Act concerning children. The Bill is read a second time earlier today and held on the Order of Second Reading pending the filing of

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

114th Legislative Day

3/17/2010

notes. The note requests have been withdrawn. No Motions are pending."

Speaker Lang: "Third Reading. Members, on pages 42 and 43 of the Calendar, under the Order of Motions in Writing there are a series of Motions to Table. We will take them on one Roll Call after I read them all into the record. House Bill 4620, Representative Ford. House Bill 4678, Representative Ford. House Bill 5123, Representative Rose. House Bill 5129, Representative Rose. House Bill 5504, Representative Rose. House Bill 5748, Representative Tracy. House Bill 5800, Representative Sullivan. House Bill 5968... Excuse me. House Bill 5967, Representative Rose. House Bill 5968, Representative Rose. House Bill 5997, Representative Yarbrough. House Bill 6190, Representative Rose. House Bill 6220, Representative Ford. House Bill 6221, Representative Ford. House Bill 6222, Representative Ford. House Bill 6223, Representative Ford. House Bill 6259, Representative Ford. House Resolution 968, Representative Pihos. Those in favor of the Motion to Table say 'aye'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And each of these Motions has been adopted and these Bills are tabled. On page 43 of the Calendar, returning to Representative Tryon on House Bill 5008. The Chair recognizes Representative Tryon."

Tryon: "Thank you, Mr. Speaker. I would like to continue where I left off yesterday with House Bill 5008 which is a Motion to Discharge from the Rules Committee. As you are aware under House Rule 54(a)(2), all Motions are assigned a Standard Debate status and I would like to debate this

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

114th Legislative Day

3/17/2010

Motion. And upon the conclusion of the debate I would respectfully ask for a recorded vote on the Motion for Discharge. And as you are aware also, under Article IV Section 8 of the Illinois Constitution any vote shall be a recorded vote whenever there are five or more Members seeking that and I'm sure on my side there are five Members willing to do that; therefore, I move to discharge House Bill 5008 from the House Rules Committee."

Speaker Lang: "The Chair recognizes Representative Currie."

Currie: "Thank you, Speaker. I object to the Motion."

Speaker Lang: "Representative Tryon."

Tryon: "Yes, Mr. Speaker. I would..."

Speaker Lang: "Sorry. Want me to state for the record that your Motion failed, Sir, in not getting a unanimous vote."

Tryon: "That's correct. And therefore, I would... I would move to appeal that ruling. Therefore, I would like that to also be a recorded vote to discharge from the Rules."

Speaker Lang: "The question is, 'Shall the Chair be sustained?' Those in favor shall vote 'yes'; those opposed shall vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Flider, Poe, Wait. Mr. Clerk, please take the record. On this question, 70 voting 'yes', 45 voting 'no' and the Chair is sustained. Mr. Clerk, Agreed Resolutions."

Clerk Bolin: "Agreed Resolutions. House Resolution 1014, offered by Representative Chapa LaVia. House Resolution 1015, offered by Representative Sente. House Resolution 1017, offered by Representative Poe."

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

114th Legislative Day

3/17/2010

Speaker Lang: "Representative Currie moves for the adoption of the Agreed Resolutions. Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. The Chair recognizes Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker. I have an announcement. The appropriation for Elementary & Secondary Ed will meet at 9 a.m. tomorrow in Room 114. It's a time change from 8 to 9 a.m. Thank you."

Speaker Lang: "Representative Currie now moves that allowing perfunctory time for the Clerk that the House do stand adjourned 'til Thursday, March 18 at 11 a.m. Those in favor say 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Motion is adopted and the House is adjourned."

Clerk Mahoney: "House Perfunctory Session will come to order. Introduction and reading of House Bills-First Reading. House Bill 6838, offered by Representative Stephens, a Bill for an Act concerning transportation. House Bill 6839, offered by Representative Pritchard, a Bill for an Act concerning appropriations. Introduction and reading of Senate Bills-First Reading. Senate Bill 918, offered by Representative Dugan, a Bill for an Act concerning conservation. Senate Bill 1826, offered by Representative Mautino, a Bill for an Act concerning revenue. Senate Bill 2514, offered by Representative Bradley, a Bill for an Act concerning civil law. Senate Bill 2523, offered by Representative Holbrook, a Bill for an Act concerning local government. Senate Bill 2589, offered by Representative

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

114th Legislative Day

3/17/2010

Farnham, a Bill for an Act concerning criminal law. Senate Bill 2602, offered by Representative Osterman, a Bill for an Act concerning regulation. Senate Bill 2817, offered by Representative Yarbrough, a Bill for an Act concerning insurance. Senate Bill 3010, offered by Representative Brady, a Bill for an Act concerning local government. Senate Bill 3013, offered by Representative Watson, a Bill for an Act concerning education. Senate Bill 3039, offered by Representative Bellock, a Bill for an Act concerning civil law. Senate Bill 3097, offered by Representative Hoffman, a Bill for an Act concerning safety. Senate Bill 3289, offered by Representative Watson, a Bill for an Act concerning professional regulation. Senate Bill 3290, offered by Representative Pritchard, a Bill for an Act concerning public aid. Senate Bill 3372, offered by Representative Mautino, a Bill for an Act concerning criminal law. Senate Bill 3404, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. Senate Bill 3515, offered by Representative Dugan, a Bill for an Act concerning education. Senate Bill 3537, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. Senate Bill 3538, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. Senate Bill 3588, offered by Representative Joyce, a Bill for an Act concerning employment. Senate Bill 3589, offered by Representative McAuliffe, a Bill for an Act concerning veterans. Senate Bill 3609, offered by Representative Pritchard, a Bill for an Act concerning education. Senate

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

114th Legislative Day

3/17/2010

Bill 3610, offered by Representative Eddy, a Bill for an Act concerning education. Senate Bill 3630, offered by Representative Pritchard, a Bill for an Act concerning education. House Joint Resolution Constitutional Amendment (sic-57)-Second Reading, offered by Representative Madigan.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article VI of the Illinois Constitution by changing Section 11 as follows:

ARTICLE VI

THE JUDICIARY

SECTION 11. ELIGIBILITY FOR OFFICE

No person shall be eligible to be a Judge or Associate Judge unless that person is a United States citizen, a licensed attorney-at-law of this State, and a resident of the unit which selects him or her. A person must have been a licensed attorney-at-law for a minimum of ten years to be eligible to serve as a Circuit Judge, a minimum of twelve years to be eligible to serve as an Appellate Judge, and a minimum of fifteen years to be eligible to serve as a Supreme Court Judge, except that this requirement does not disqualify a person serving as a Judge on December 31, 2010 from completing the current term of office or seeking an additional term for that office. No change in the boundaries of a unit shall affect the tenure in office of a

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

114th Legislative Day

3/17/2010

Judge or Associate Judge incumbent at the time of such change.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been Second Reading of this House Joint Resolution Constitutional Amendment. There being no further business, the House Perfunctory Session will stand adjourned."