

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

10th Legislative Day

2/7/2011

Clerk Mahoney: "House Perfunctory Session will come to order. Referred to the House Committee on Rules is House Resolution 23, offered by Representative Cross and House Resolution 35, offered by Representative Currie. House Perfunctory Session. Introduction and reading of House Bills-First Reading. House Bill 1095, offered by Representative Dugan, a Bill for an Act concerning State government. House Bill 1096, offered by Representative Gabel, a Bill for an Act concerning health facilities. House Bill 1097, offered by Representative Rose, a Bill for an Act concerning employment. House Bill 1098, offered by Representative Rose, a Bill for an Act concerning transportation. House Bill 1099, offered by Representative Franks, a Bill for an Act concerning local government. House Bill 1100, offered by Representative Winters, a Bill for an Act concerning aerospace competitiveness. House Bill 1101, offered by Representative Tryon, a Bill for an Act concerning State government. House Bill 1102, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 1103, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 1104, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 1105, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 1106, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 1107, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1108, offered by Representative Yarbrough, a Bill for an Act concerning housing. House Bill 1109, offered by Representative

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Yarbrough, a Bill for an Act concerning housing. House Bill 1110, offered by Representative Yarbrough, a Bill for an Act concerning housing. House Bill 1111, offered by Representative Tracy, a Bill for an Act concerning employment. House Bill 1112, offered by Representative Mathias, a Bill for an Act concerning criminal law. House Bill 1113, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1114, offered by Representative Mathias, a Bill for an Act concerning State government. House Bill 1115, offered by Representative Mathias, a Bill for an Act concerning unemployment insurance. House Bill 1116, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1117, offered by Representative Mathias, a Bill for an Act concerning local government. House Bill 1118, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1119, offered by Representative Mathias, a Bill for an Act concerning senior citizens and disabled persons. House Bill 1120, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1121, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1122, offered by Representative Mathias, a Bill for an Act concerning finance. House Bill 1123, offered by Representative Mathias, a Bill for an Act concerning finance. House Bill 1124, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 1125, offered by Representative May, a Bill for an Act concerning regulation. House Bill 1126, offered by

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Representative Osmond, a Bill for an Act concerning transportation. House Bill 1127, offered by Representative Osmond, a Bill for an Act concerning finance. House Bill 1128, offered by Representative Osmond, a Bill for an Act concerning insurance. House Bill 1129, offered by Representative Osmond, a Bill for an Act concerning insurance. House Bill 1130, offered by Representative Sente, a Bill for an Act concerning movable soccer goals. House Bill 1131, offered by Representative Watson, a Bill for an Act concerning elections. House Bill 1132, offered by Representative Watson, a Bill for an Act concerning revenue. House Bill 1133, offered by Representative Watson, a Bill for an Act concerning revenue. House Bill 1134, offered by Representative Watson, a Bill for an Act concerning revenue. House Bill 1135, offered by Representative Watson, a Bill for an Act concerning civil law. House Bill 1136, offered by Representative Watson, a Bill for an Act concerning transportation. House Bill 1137, offered by Representative Watson, a Bill for an Act concerning revenue. House Bill 1138, offered by Representative May, a Bill for an Act concerning transportation. And House Bill 1139, offered by Representative Pritchard, a Bill for an Act concerning sex offenders. Introduction and reading of Constitutional Amendments. House Constitutional Amendments-First Reading. Offered by Representative Mathias, House Joint Resolution Constitutional Amendment #6.

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RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 VIII of the Illinois Constitution by changing Section 2 as follows:

ARTICLE VIII  
FINANCE

SECTION 2. STATE FINANCE

- (a) The Governor shall prepare and submit to the General Assembly, at a time prescribed by law, a State budget for the ensuing fiscal year. The budget shall set forth the estimated balance of funds available for appropriation at the beginning of the fiscal year, the estimated receipts, and a plan for expenditures and obligations during the fiscal year of every department, authority, public corporation and quasi-public corporation of the State, every State college and university, and every other public agency created by the State, but not of units of local government or school districts. The budget shall also set forth the indebtedness and contingent liabilities of the State and such other information as may be required by law. Proposed expenditures shall not exceed funds estimated to be available for the fiscal year as shown in the budget.
- (b) The General Assembly by law shall make appropriations for all expenditures of public funds by the State. Appropriations may become law only with the concurrence of

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three-fifths of the members elected to each house of the General Assembly. Appropriations for a fiscal year shall not exceed funds estimated by the General Assembly to be available during that year.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. House Joint Resolution Constitutional Amendment #7, offered by Representative Mathias.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH 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 IV of the Illinois Constitution by changing Section 6 as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 6. ORGANIZATION

- (a) A majority of the members elected to each house constitutes a quorum.
- (b) On the first day of the January session of the General Assembly in odd-numbered years, the Secretary of State shall convene the House of Representatives to elect from its membership a Speaker of the House of Representatives as presiding officer, and the Governor shall convene the Senate to elect from its membership a President of the

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Senate as presiding officer. A person may serve no more than a total of 10 years in any one of the following offices and no more than a combined total of 14 years in any 2 or more of the following offices: Speaker of the House of Representatives, President of the Senate, Minority Leader of the House of Representatives, or Minority Leader of the Senate; provided that service before the second Wednesday in January of 2014 shall not be considered in the calculation of a person's service.

(c) For purposes of powers of appointment conferred by this Constitution, the Minority Leader of either house is a member of the numerically strongest political party other than the party to which the Speaker or the President belongs, as the case may be.

(d) Each house shall determine the rules of its proceedings, judge the elections, returns and qualifications of its members and choose its officers. No member shall be expelled by either house, except by a vote of two-thirds of the members elected to that house. A member may be expelled only once for the same offense. Each house may punish by imprisonment any person, not a member, guilty of disrespect to the house by disorderly or contemptuous behavior in its presence. Imprisonment shall not extend beyond twenty-four hours at one time unless the person persists in disorderly or contemptuous behavior.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. House Joint

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Resolution Constitutional Amendment #8, offered by Representative Mathias.

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

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

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

SECTION 3. ELIGIBILITY

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

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, or Treasurer fails to qualify or if the office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer

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qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. If the Lieutenant Governor fails to qualify or if the office becomes vacant, it shall remain vacant until the end of the term.

SECTION 17. COMPTROLLER - DUTIES (REPEALED)

SECTION 18. TREASURER - DUTIES

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

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This Constitutional Amendment applies upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2010. There being no further business, the House Perfunctory Session will stand adjourned."