

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

36th Legislative Day

4/5/2011

Speaker Lyons: "Good afternoon, Illinois. Your House of Representatives will come to order. Members are asked to please be at your desk. We shall be led today in prayer by Wayne Padget, the Assistant Doorkeeper here in the House of Representatives. Members and guests are asked to please refrain from starting their laptops, turn off all cell phones and pagers, and rise for the invocation and the Pledge of Allegiance. Wayne Padget."

Wayne Padget: "Let us pray. Bless this House and all who serve here, Amen."

Speaker Lyons: "Representative Nybo, would you please now lead us in the Pledge of Allegiance."

Nybo - 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 Lyons: "Roll Call for Attendance. Leader Barbara Flynn Currie, Democrats."

Currie: "Thank you, Speaker. Please let the record show that Representatives Gordon, Jefferson, and Mell are excused today."

Speaker Lyons: "Thank you, Leader. Representative Bost, GOP."

Bost: "Thank you, Mr. Speaker. I'll try to get this all out. On the Republican side of the aisle, Representative Beaubien, Durkin, Kosel, McAul... McAuliffe, Mulligan, Pihos, Rosenthal, Sommer, and Stephens are excused today."

Speaker Lyons: "Mr. Clerk, take the roll. There's 101 Members present answering the Roll Call. We have a quorum and

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we're prepared to do the work of the State of Illinois.
Mr. Clerk, Committee Reports."

Clerk Mahoney: "Referred to the House Committee on Rules is House Resolution 244, offered by Representative McAsey. House Resolution 245, offered by Representative Williams. And House Joint Resolution 26, offered by Representative Mathias."

Speaker Lyons: "Ladies and Gentlemen, we have the list of priorities, both Democrats and Republican. So, we'll start with some Third Readings depending on if the people are in the chamber whose names are on the list. So, we'll start on the Democratic side. Representative Arroyo, on page 28 of the Calendar, you have House Bill 3090. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3090, a Bill for an Act concerning public health. Third Reading."

Speaker Lyons: "Representative Arroyo."

Arroyo: "Thank you, Mr. Speaker, Members of the House. I want to call Bill 30... 3090 about disposable prescription drugs. I think this is a good Bill to let the people know, seniors, and where to get rid of discarded drugs that are old and not going into the river and stuff like that. I... I would like an 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? The Chair recognizes the Lady from Lake, Representative JoAnn Osmond."

Osmond: "Thank you, Mr. Speaker. I rise in support of this Bill. I also have a Bill that's very similar to this. One of the things that we have in common is that we're trying

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to take the unused drugs out of the medicine chest and get them into a disposal where it's incinerated. And I think that this also helps the fact of the groundwater. We have so many problems right now with the treatment plants knowing what chemicals are in... coming through the groundwater, and I think this is an excellent Bill. I have been told that I'm going to be put on as a cosponsor, so I'm looking forward to helping with that as he will with my Bill. Thank you."

Speaker Lyons: "Representative Arroyo to close."

Arroyo: "I would like an 'aye' vote. Thank you."

Speaker Lyons: "The question is, 'Should House Bill 3090 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative John Bradley. Representative John Bradley, you have House... on page 23 of the Calendar, you have House Bill 1152. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1152, a Bill for an Act concerning State Government. Third Reading."

Speaker Lyons: "Mr. Clerk, on re... on request of the Sponsor, take that back to Second Reading. Representative, take that Bill back to the Order of Second Reading. Representative Marlow Colvin, you have, on page 29 of the Calendar, House Bill 3408. Representative Colvin. 3408, Marlow. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "House Bill 3408, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lyons: "The Chair recog... The Gentleman from Cook, Representative Marlow Colvin."

Colvin: "Thank you, Mr. Speaker. I have for the House to consider House Bill 3408, which simply would provide for penalties for individuals who are... who give false statements to law enforcement... law enforcement officers when they're attempting to serve summons upon an individual. From the law enforcement communities we have heard often, and I have heard specifically, that when attempting to serve summons on individuals, whether to their whereabouts or their identity, they're often giving false stories or lied to with respect to identifying an individual or giving indi... individual's... the whereabouts. Quite frankly, perjury is a crime, and as a result, we have to punish those individuals who choose to misdirect law enforcement officers or obstruct justice in this fashion. I'll be happy to answer any questions."

Speaker Lyons: "The Chair recognizes the Gentleman from McHenry, Representative Jack Franks."

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

Speaker Lyons: "The Sponsor yields."

Franks: "Representative, is it already a crime right now to provide false information to a law enforcement officer attempting to serve any type of pleading or... or court order?"

Colvin: "Representative Franks, I believe there are penalties for obstruction of justice of this kind. Of this specific

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type, I... I can't speak exactly to that. I'm sure there is some overlap here with regard to giving false statements and what have you, but specifically, in the law, from what I've heard from law enforcement officers, that is not the case."

Franks: "I'm just... I like the idea here, and... and I'm just wondering if... if it may be able to be expanded to include others, because I understand what you're trying to do here, but oftentimes, people are pretty good at avoiding the law. And I'd like... and if the idea is to take away that opportunity for them to be served, perhaps we should expand this. That'd be my first question. And my second issue is, are there any constitutional problems with this. I'm wondering under a Fifth Amendment Constitution... Constitutional right you have the right to remain silent. You don't have to answer anyone's questions. Would this Bill be violative if someone said to you, are you Marlow Colvin, and you looked at them and said, I don't... I don't need to answer any of your questions."

Colvin: "You know, Representative Franks, I'm not a lawyer and, certainly, my purview with respect to the criminal justice system and whether or not that would consider perjury at that point, would be illegal. I'm certain that there're... individuals clearly have rights to not answer those types of questions. I... it sounds... what the criminal procedure is at that point, I am unaware of."

Franks: "And I'm just... I like what you're doing. I just don't want to get tripped up. You know what I'm saying? I just... I'm concerned that if someone says, are you Marlow Colvin,

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and you just say, you know, it's none of your business, is that a false or a misleading statement? And I'm wondering..."

Colvin: "But I would imagine that that situation could occur whether or not a police officer is trying to serve summons, or stop you from running a red light. I think there's a question of criminal procedure there. I would be happy to entertain, specifically, what that... what that entails at that point, but I see that... the question you're asking, I see it as a broader issue and not specific to this Bill."

Franks: "I agree. I agree. I... if we could, when this passes, and I plan on supporting it, if we can... would you be amendable to possibly amending this in the Senate, if necessary, on the Constitutional aspect, but also, making it broader 'cause I... I really like this idea."

Colvin: "I would be open to a reasonable... a discussion for a reasonable Amendment that would broaden these powers. I guess, really, to the point that you just made, my only question would be, in terms of broadening it, are we... are we then getting into some of those Constitutional issues that you so eloquently mentioned just a moment ago. But certainly, the conversation/discussion, how we could do it and do it within the confines of what is Constitutional and what is legal, I'd be happy to have that conversation with you or anyone else."

Franks: "Thank you. Thank you."

Speaker Lyons: "Representative Mary Flowers."

Flowers: "Thank you, Mr. Speaker. Will the Gentleman yield?"

Speaker Lyons: "The Sponsor yields."

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Flowers: "Representative, is this only when a law enforcement is attempting to serve a protective order on a person?"

Colvin: "Correct."

Flowers: "Okay. I just wanted to make sure that that is the only time because how will this..."

Colvin: "This... this is... this is the only expansion of this law. I'm sure there are many instances that are already on the books. To the point the previous Legislator made, I'm sure there are certain laws already in the books with respect to lying to enforcement... law enforcement officers. What we're simply trying to do here is to expand it, in a very narrow way, to speak to these particular class of individuals who may be lying to a police officer where the charge would probably be obstruction of justice."

Flowers: "So, if you... at the moment that you are asked, do you know where John Doe is, and at that moment, you know where he was but you don't know where he is, is that lying to a police officer, or someone, a law enforcement?"

Colvin: "I think the... the better question would be, or the better answer to the question I think you're asking, is to... what would be considered reasonable, number one. Number two, like any crime that you're being charged with, it would up to a prosecutor to prove your guilt. So, if someone came to me and said, do you know where Mr. X is and I answered no, if they chose to prosecute me, say that I had knowledge, clearly, they would have to be able to prove to a judge and/or jury that I had knowledge of where that individual was."

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Flowers: "What about my right not to violate myself. I mean, what about that portion of the Constitution?"

Colvin: "Are you talking about, like, a Miranda right or something? I'm not sure what you're saying."

Flowers: "What about the right for me not to implement or implicate myself. You know, if I just want to say, I don't know. Do I have the right to protect myself?"

Colvin: "I think if you answered, and... and I think it would clearly depend on the circumstance in which you were accounted for or a... or a law enforcement officer was to ask you that question. The circumstance of that question would surely, I think, dictate what your response would be. I don't think anywhere in this where that... where there would be a degree of ambiguity where the question wouldn't be direct."

Flowers: "The right of incrimination..."

Colvin: "Do you know where Mr. X is? You either know where he is or he doesn't."

Flowers: "But..."

Colvin: "But keep in mind here, I think what we're really getting to is individuals who willfully lie in an order to avert a law enforcement officer from doing his or her job. I think that's what the standard of proof would be if... if they were charged with such a crime."

Flowers: "Thank you, Representative."

Speaker Lyons: "Representative Chapin Rose."

Rose: "Thank you, Mr. Speaker. To the Bill. A previous speaker had asked about the Fifth Amendment and its applicability or how that would be handled here, and by way

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of helping out my friend, Representative Colvin, there really is no issue with the Fifth Amendment because all the Fifth Amendment says you have a right to remain silent. It says nothing about lying. So, if you remain silent, you're fine, and this Bill changes that in no way, shape, or form. It just simply regulates what happens when you actually speak and don't tell the truth. So, you still have every Fifth Amendment right under the Constitution. This Bill doesn't change that, and I just hope that brought some clarity to the Body and also, to the previous speaker who questioned that point. Thank you, Mr. Speaker."

Speaker Lyons: "Representative Colvin to close."

Colvin: "Thank you, Mr. Speaker. I appreciate the comments of Representative Rose in... in trying to clarify what we mean by free speech and clearly, I think he gave an excellent definition. I would simply ask for an 'aye' vote. But we're talking about individuals who willfully lie to mislead law enforcement officers when they're attempting to serve protective orders... protective orders. Clearly, when we talk about protective orders, we're talking about people's safety in many times. And I think anybody who would willfully or directly lie to a law enforcement officer in such a case where they have information that may protect someone's safety, should be considered a crime and thus, I would ask you to vote 'yes' on this very important Bill. Thank you."

Speaker Lyons: "The question is, 'Should House Bill 3408 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish?"

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Have all voted who wish? Have all voted who wish? Chapa LaVia. Mr. Clerk, take the record. On this Bill, there are 99 Members voting 'yes', 2 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Barickman, the Gentleman from Champaign, on page 27 of the Calendar, you have House Bill 2362. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2362, a Bill for an Act concerning civil law. Third Reading."

Speaker Lyons: "Representative Barickman."

Barickman: "Thank you, Mr. Speaker. House Bill 2362 is an Amendment to the Mental Health Code. The Amendment would allow certain records to be disclosed to court appointed therapists and psychologists when they have been ordered by a court to review those records to determine if a person is fit to stand trial. I would ask for your support and answer any questions that you may have."

Speaker Lyons: "You've heard the Gentleman's explanation. Are there any questions? Seeing none, the question is, 'Should House Bill 2362 pass?' All those in favor signify by voting '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 Bill Mitchell, Phelps, Reitz. Danny Reitz. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Anthony DeLuca, on page 24 of the Calendar, you have House Bill 1310. Out of the record. Representative Keith Farnham, on page 24 of

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the Calendar, you have House Bill 1258. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1258, a Bill for an Act concerning criminal law. Third Reading."

Speaker Lyons: "The Gentleman from Cook, Representative Keith Farnham."

Farnham: "Thank you, Mr. Speaker, and Members of the House. House Bill 1258 amends the conabis... Cannabis Control Act, the Illinois Controlled Substance Act, and the Methamphetamine Control and Community Protection Act to require offenders who actions resulted in an emergency response to pay the cost of the emergency response and a fine. Provides that anyone found guilty or placed on court supervision for a violation, whose violation caused an incident that resulted in an emergency response, will be liable for the cost of the emergency response. House Amendment 1, as defined here, is a gut and replace that increases the fines and defines under the Meth Controlling Community Act what the incident could be. This is a... this came to me from two police officers in my community, helped me to write this, along with their chief, who is very much in favor of it. And the Illinois State Police have been very active in helping me to write this and the Amendment defining the fines and the incidents. Any questions?"

Speaker Lyons: "You've heard the Gentleman's explanation. Are there any questions? Seeing none, the question is, 'Should House Bill... Representative Rose."

Rose: "Sorry, Mr. Speaker. Can I ask you just a quick question, Representative Farnham?"

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Speaker Lyons: "He awaits your question, Sir."

Rose: "Thank you, Mr. Speaker. I apologize for the tardiness on the button. Representative Farnham, I... I salute you here. I do believe that we had previously... and I really like the concept. I believe we had previously instituted a... a fee that would... a general fee that goes in a fund to reimburse and collect. And so, I... I want to make sure here that this stays local. It doesn't come to the state, correct? So, it's not a deal where we would sweep the fee."

Farnham: "Ninety-nine percent goes to the local."

Rose: "Okay. Thank... thank you. Thank you, Mr. Speaker, and I do appreciate the indulgence of the Chair."

Farnham: "Thank you."

Speaker Lyons: "No one seeking further discussion, Representative Farnham to close."

Farnham: "Thank you, Mr. Speaker, and Members. I appreciate the support. Good Bill. Comes to us from law enforcement, and I urge a... an 'aye' vote on this."

Speaker Lyons: "The question is, 'Should House Bill 1258 pass?' All those in favor signify by voting '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 Kelly Burke, Cavaletto. John. Mr. Clerk, take the record. On this Bill there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Feigenholtz. Is Representative Feigenholtz on the floor? Representative Mary Flowers, on page 23 of

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the Calendar, you have House Bill 223. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 223, a Bill for an Act concerning health care. Third Reading of this House Bill."

Speaker Lyons: "The Chair recognizes the Lady from Cook, Representative Mary Flowers."

Flowers: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. House Bill 223 creates a 29-member Health Care Justice Task Force, require that by September 1 of 2011, the task force will be created to accomplish the following: monitor the Federal Law in regards to health care reform and make recommendations, file a report with the General Assembly by January the 1, provide a quarterly assessment on the state progress, provide additional recommendations regarding reform by... by March 1st, 2013. One of the principal tasks of the task force will be to recommend a plan for implementation of a state plan, under which Illinois residents may purchase medical care services available to recipients of medical assistance and under the Department of Public Aid. This plan would be developed as an option for low-income individuals and families who may become eligible for Medicaid, but do not elect to enroll into that program, or whose eligibility for Medicaid may fluctuate based on the variation of their income. And I would like to have an 'aye' vote."

Speaker Lyons: "Representative Eddy, I believe this is on Standard Debate, so you have five minutes. Representative Eddy."

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

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Speaker Lyons: "The Sponsor yields."

Eddy: "Representative Flowers, can you kind of describe the makeup of the... the task force?"

Flowers: "Well, the makeup of the task force, Representative, would be a 29-member board. Thirteen members would be appointed by the Governor, and each of the 4 Legislative Leaders will have an appointment."

Eddy: "So, there are 29-members and based on... well, depending on what the Governor does with their... with his 13 appointments, I guess, the committee could be 21 members of one Party and 8 members of the other. That's kind of a concern. I'm not sure that's your intent, but that's a concern we have."

Flowers: "Sir, according to the legislation, the revised membership of the 29... 29-member task force, the Governor wanted more appointments so he has 13, and each of the Legislative Leaders appoint 4 so."

Eddy: "Well, let me ask you this question 'cause I'll just get to the heart of the concern. The... the way the legislation is written all of the Governor's 13 appointments could be from one political Party which could, if all 13 are, allow the committee to operate with an overwhelming number of individuals from one Party. Would you be willing to allow for the Governor's appointments and not saying... saying who, but to be bipartisan and so that there would have to be that equal bipartisanship on this committee?"

Flowers: "Well, you know, Representative, all things are not equal in this state. And I'm sure the Governor has very good intentions and the people that he would select will

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also do their due diligence in regards as to what is in the best interest of the people, in regards to what is needed to implement the health care reform Bill."

Eddy: "Okay. So, I take it you're... you're comfortable with the way you've drafted it and you can count on the Governor to make those appointments."

Flowers: "The people of the State of Illinois has chosen Governor Quinn to be the Governor, and I respect that. And he's the leader and he should have the necessary appointments necessary to implement the program."

Eddy: "Okay. The other... the other question I have relates to the implementation of the statewide health insurance plan. Can you tell me what the committee's responsibility is related to the implementation of a statewide health insurance plan?"

Flowers: "The... the committee would be to go around the state to listen to the problems, to take in consideration of what the people who are using the health care plan are saying, and how to make the plan better. They will be making recommendations in regards to the structure of the plan, the function of the oversight, and what needs to be done in order to make the health care accessible to everyone. And we must seek the public input in order to make the health care plan work."

Eddy: "Representative, is... is there a mechanism in this that calls for hearings in certain places to receive that public input at a series of sites, a number?"

Flowers: "That is the purpose of the task force, and the task force must go around seeking public input. They are to

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hold four public hearings across the state. You're correct."

Eddy: "Okay. And that... those details will be forthcoming. I guess a concern and... Very quickly, Ladies and Gentlemen of the House, to the Bill. There are... there are a couple of concerns with this. One is the possibility, the way the Bill is drafted, that allows for 21 members of a 29-member task force to be of one political Party. And that seems to be a stew of what we try to do when we work on a... on an issue, especially as important as health care, in a bipartisan fashion. We'd certainly like to see that changed so that there is equal representation. The other thing is that this has an assumption that there will be a... the implementation of a statewide health insurance plan, and it kind of implants into the recommendation of that committee as to how to implement that, not just the fact that they are to study it. I would, very respectfully, urge Members to vote 'no' or 'present' until the changes are made in this that would make it a more bipartisan effort and address that assumption in the Bill. Thank you."

Speaker Lyons: "No one seeking further discussion, Representative Flowers to close."

Flowers: "I would appreciate an 'aye' vote."

Speaker Lyons: "The question is, 'Should House Bill 2... 223 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Bost, Jakobsson, May. Representative May, would you like

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to be recorded? Mr. Clerk, take the record. On this Bill, there are 42 'yeas', and 58 'noes', and the Motion fails. Representative Flowers, we didn't have the 47, Mary. We couldn't put it on Postponed. Representative Golar, on page 28 of the Calendar, you have House Bill 2936. Representative Golar, would you like to call House Bill 2936? Out of the record. Representative Michael Fortner, on page 30 of the Calendar, you have House Bill 3459. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 3459, a Bill for an Act concerning elections. Third Reading."

Speaker Lyons: "Representative Mike Fortner."

Fortner: "Thank you, Speaker, Members of the House. House Bill 3459 was brought to me by one of the election judges in my district. Current law provides that an employer may not penalize an employee for that absence, other than a deduction in salary. What this judge brought to my attention is that there was... there are some employers, including this judge's employer, who was deducting vacation time in lieu of salary. This House Bill would simply clarify that that benefit is not what the intent of the law is, that they can deduct salary, but not require them to give up vacation time to be a judge. I'd be happy to answer any questions."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is 'Should House Bill 3459 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have

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all voted who wish? Representative Chapa LaVia.

Representative Ramey. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'.

This Bill, having received the Constitutional Majority, is hereby... hereby declared passed. Representative Leader Lou Lang, you have House Bill 1530 on page 25 of the Calendar. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1530, a Bill for an Act concerning insurance. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Cook, Leader Lou Lang."

Lang: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Some years ago, on this floor, I supported and passed a Bill to provide for a limited amount of mental health parity. This is, of course, requiring that insurance policies include mental health as a... as a component of health care. This Bill would put us in compliance and match us up with Federal Law on this issue. It's an important Bill. One in four families in Illinois have a family member who's mentally ill, and lost time at work, lost productivity based on this, is really hurting business as well as hurting families in Illinois. We need to match ourselves up with the Federal Law and pass this Bill, which will be very helpful in this regard. Some of the business groups may have indicated to you their opposition to this. These are the same business groups that were opposed, previously, when we passed this some time ago, who were worried that costs would go up, but the evidence over the last dozen years is the cost has not gone up. Premiums have not gone up as a result of the previous

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mental health parity law we passed. We care about our people. We care about the health care needs of Illinois. We should pass this Bill. I ask for your support."

Speaker Lyons: "The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

Speaker Lyons: "The Sponsor yields."

Eddy: "Representative, we've received a little bit of conflicting information and want to try to clear up the... the concerns. I think in your statement you mentioned that this brings us into line with. Some of the information that we've received claims that it exceeds those standards at this point. And... and I want to make sure that we have accurate information related to that."

Lang: "Well, do you have any particular Section you're referring to, Sir?"

Eddy: "Well, it... I think... I think just generally. The requirements of the Obama health care legislation in 2014, from our understanding, individuals who have contacted us claim that this exceeds what those requirements would be. And in... in your statement, you had mentioned that you thought they were at... it would bring them equal. So, I... if we could look at those differences and see if we could find out which of those claims are true because that leaves the concern of cost increases for businesses."

Lang: "Well, again, Sir, I'll go back to where I started. Much of this is a red herring. The same groups that are opposed to this today were the same groups that were opposed to this when I passed the last mental health parity Bill,

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probably a dozen years or more ago and the same group that opposed it when President George Bush proposed and implemented a mental health parity plan in Washington. These same groups were opposed then. These same groups are opposed today, but they raise issues about costs which over the last dozen years have not borne out. The cost of health care insurance... the cost of health insurance has not increased as a result of mental health parity laws, and there's no evidence that this Bill will cause them to increase either."

Eddy: "Representative, specifically, in the Bill, it refers to providing a minimum benefit of \$36 thousand per year for an accident and health policy or a managed care plan. I think our concern is the word minimum instead of maximum, that there is no maximum amount specifically in the Bill."

Lang: "Well, this isn't for every... this isn't for every item of coverage. This relates to autism services."

Eddy: "The... the entire spectrum?"

Lang: "This Section that you're referring..."

Eddy: "Okay."

Lang: "...to about the \$36 thousand only relates to those that have autism disorder."

Eddy: "Okay. And... and the... on page 2 of my copy, on line 13, the word maximum is replaced with the word minimum, and that's the concern, that there is no maximum benefit. And those that contacted us have been concerned that the cost could be prohibitive, especially for small insurers."

Lang: "That word is not meant to be a guarantee that everyone will have \$36 thousand or more expended on them. That word

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is there to make sure that everyone has sufficient coverage. So, it doesn't require that if someone that doesn't need that level of service will have money wasted on that person. It simply requires that every policy be prepared to provide a level of service for a person who needs it in that measure."

Eddy: "Well, Representative, to the Bill, quickly. Time is waning here. We... we do have some significant concerns about cost. I know that that's not the intent here, but... but we have a number of groups, especially those that represent small businesses that are very concerned about what the cost increase could be in premiums. And I know the insurance companies aren't necessarily opposed to this, but there are some business interest that are opposed, concerned, with the fact that there isn't a maximum, and the fact that the... this could and, apparently, in some ways does go beyond what Federal Law requires. And until we're able to clear that up and maybe work on that language, I would urge the Body to vote 'no' on the Bill as it stands."

Speaker Lyons: "Representative Tryon."

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

Speaker Lyons: "The Sponsor yields."

Tryon: "I... I just want... I have a question, Representative, if I get my arms around the parity issue here. So, if I have a policy and I have coverages in that policy that have a... a lifetime maximum, let's say, of a certain amount, maybe it's a half a million dollars, maybe it's a million, or something like that, and... and I... we put this Bill in place,

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would, in fact, under that, if all things are created equal, I would have the same maximum."

Lang: "I'm sorry, Representative. Can you ask the question part again?"

Tryon: "Okay. If... if I have a policy that has a maximum coverage threshold for other illnesses, would that... would that same maximum threshold then apply to this? Because you're saying I have to spend... there's a minimum of... there's a minimum of 36 thousand dollars. What's the maximum? If I have parity..."

Lang: "Sir, if..."

Tryon: "...with this illness, would the maximum, if I have a lifetime maximum of a million dollars..."

Lang: "It doesn't change..."

Tryon: "...can I spend a million?"

Lang: "...the lifetime maximum. And again, let's... if people would listen to what I have to say, that Section of the Bill only applies to folks with autism."

Tryon: "Well, that... I mean, when... when I'm being told this isn't going to cost any more money, I'm assuming that the insurance rate has to be actuarial calculated based upon what the new maximums..."

Lang: "I can..."

Tryon: "...are."

Lang: "I... these are exactly the arguments that were made 12 years ago, and exactly the arguments that were made in Congress. I respect the problems that small businessmen and women have, the problems that the people from the Chamber of Commerce come with, but the truth is that

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they're wrong. The truth is that the cost, the health care cost, the insurance cost associated with mental health parity has not raised.."

Speaker Lyons: "Give you another minute to finish your thought, Lou."

Lang: "...has not raised health insurance premiums in this state or in any state. That's what the evidence is. So, they can come here with the same arguments they made a dozen years ago, but just making the argument doesn't make it so. Health care insurance has not increased as a result of mental health parity laws. And there is no evidence that this Bill will raise those cost either."

Tryon: "Well, I meant..."

Speaker Lyons: "This is the last question, Representative."

Tryon: "I'm having a hard time understanding how we can increase an insurance coverage to a maximum without it costing more. Thank you."

Speaker Lyons: "Representative Bellock."

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

Speaker Lyons: "The Sponsor yields."

Bellock: "Thank you very much, Representative. I know that... I think the subject was brought up again. I just want to clarify it because, you know, I've always supported mental health parity, but the concern with the employers under 50. So, is this a mandate that they provide? Because in our mental health parity Bill, it is... does not exist, that people with businesses, with under 50. So, does this

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mandate that small businesses under 50 must include this coverage?"

Lang: "That... that is not a correct statement, Representative. This..."

Bellock: "That's why I'm asking to clarify."

Lang: "... this Bill is not a mandate in any way. It says, if you have coverage for physical health, you have coverage for mental health. Those employers under 50 are not required by the laws of the State of Illinois to have health care insurance."

Bellock: "So, what you're saying is, if they do provide health care insurance... I'm just speaking specifically on people under... employers with under 50... if they do have health care insurance, then they must carry the mental health insurance also. Is that correct?"

Lang: "The answer is yes. It's exactly..."

Bellock: "Thank you."

Lang: "...Representative, also... It's exactly, again, the argument that was made a dozen years ago when I passed the last mental health parity law in our state, and insurance costs have not gone up as a result of it. We haven't heard all... any kind of small businesses, in all these years, not a single small business called me and said, Representative, because you passed that mental health parity Bill, my costs have gone through the roof. It hasn't happen, and it's not going to happen. In fact, there's evidence to the contrary. There's evidence that businesses will save millions and millions of dollars because these people will get the help they need. There will be a lot less lack of

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productivity at work, less absenteeism, and less physical illness, which I know you understand..."

Speaker Lyons: "Give you another minute, Representative."

Lang: "Thank you. You understand, Representative, that mental illness can lead to physical illness. And so, when we take care of one, we take care of the other."

Speaker Lyons: "Representative Brady."

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

Speaker Lyons: "The Sponsor yields. The Sponsor yields, Representative Brady. I think he's ready for a question."

Brady: "I... I was just giving him a minute to make sure that he was, Mr. Speaker. Thank you. Representative Lang. That's why I was going to wait a minute."

Speaker Lyons: "I'm sorry, Sir."

Brady: "That's all right."

Speaker Lyons: "Give the Gentleman back his time. Go ahead, Sir."

Brady: "Thank you. To... a question regarding the legislation. In our analysis, we've got it... it mandates autism coverage now. Can... can you explain? Are we... are we talking about there's no copayments, no deductibles, nothing, when it comes to autism coverage?"

Lang: "Representative, we passed a Bill last year to provide for autism coverage, so this adds nothing. It just says if you have a policy that covers physical health, you have to cover mental health."

Brady: "So, this changes nothing. Add... adds it, doesn't add it. It changes nothing from the Bill that was passed last

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year regarding coverage regarding autism. I guess my question would be why it's in the analysis then."

Lang: "Representative, the change relative to autism refers to that number, that \$36 thousand is just being a number that insurance companies... the coverage needs to be able to state that it meets that mark. So, not every child that has autism needs services to that level, but if a child needs services to that level, the Bill would say they should be covered to that level."

Brady: "So, the... the Bill that was done last year has a minimum coverage of 36 thousand. This would change it to a maximum of 36 thousand. Just the opposite, I'm sorry, just the opposite of that. At the \$36 thousand mark."

Lang: "Yes, but it doesn't require... the word minimum is a little bit... it doesn't explain it well because it doesn't mean you have to spend \$36 thousand. It means you have to be able to allow at least \$36 thousand in coverage if the child needs it. If the child doesn't need \$36 thousand in coverage, the Bill would not require that insurance companies go writing checks and giving them to somebody for no reason."

Brady: "So, the Bill does not require the insurance coverage of \$36 thousand. It doesn't mandate it to the insurance provider?"

Lang: "Well, I'm not sure I understand the question."

Brady: "Well..."

Lang: "If there's coverage for autism, it needs to cover for at least 36 thousand..."

Brady: "Okay."

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Lang: "...at least \$36 thousand."

Brady: "Okay. So, the coverage is at least \$36 thousand when it comes to autism. So, it is... insisting within the policies of the coverage that there has to be at least that amount within the policy."

Lang: "That's correct."

Brady: "Okay. Thank you."

Speaker Lyons: "Representative David Harris."

Harris, D.: "Thank you, Mr. Speaker. Question of the Sponsor?"

Speaker Lyons: "He awaits your question, Sir."

Harris, D.: "Rep... Representative, if I knew that if I had any sort of an illness, I could go to the doctor and get any therapy that I wanted, and I knew that that was going to be covered by my insurance company, wouldn't I be motivated to... to do just that? There would be no restraint on me from taking whatever medical services are available as long as I know that they are going to be provided. Wouldn't that make sense?"

Lang: "No, Representative, because you always have to prove medical necessity. You and I both know that insurance companies reject claims all day long. So, nobody is going to be able to get away with simply dumping a bunch of bills on an insurance company and have them pay those bills."

Harris, D.: "Okay. Thank you, and to the Bill. Autism is... and we're only talking in what... my reference is only to autism. I agree with you about mental health parity, but looking at the... the Bill that you've introduced dealing with autism coverage, it specifically says, and changes the word from a maximum of \$36 thousand in coverage to a minimum of \$36

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thousand in coverage, which means that any family that has an autistic child can, at any time, go to any medically needed service and get complete and total coverage with no limit whatsoever on how much coverage they are eligible for. How that does not increase costs is beyond me. Not that we want to deny autistic services, we do not, but we had a reasonable limit. We don't change the number limit in the Bill. We change the word from maximum to minimum. I just cannot see how this would not be a very, very expensive Bill when it comes to coverage for aut..."

Speaker Lyons: "Give you another second. Representative Harris, do you need another minute?"

Harris, D.: "...an expensive Bill when it comes to coverage for autistic services. Thank you."

Speaker Lyons: "Representative David Leitch."

Leitch: "Thank you. Will the Gentleman yield?"

Speaker Lyons: "The Gentleman yields."

Leitch: "Does... Lou, does this extend to self-insured plans?"

Lang: "Mr. Leitch, the new Federal Law already covers self... self-employed. I'm sorry, self-insured."

Leitch: "I didn't say sel..."

Lang: "The new..."

Leitch: "So..."

Lang: "The new Federal Law already covers self-insured under ERISA."

Leitch: "So, it doesn't matter whether you self-insure or not as an organization; the State of Illinois, for example, you would be required under this to comply with the Bill."

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Lang: "This Bill does not impact those laws, but Federal Law... those plans, but Federal Laws does."

Leitch: "How can that... how can that be? Self-in... self insurance plans are exempt from state mandates."

Lang: "And that's why this Bill doesn't cover those plans directly, but Federal Law..."

Leitch: "Well, that was my..."

Lang: "...Federal Law mandates to do... them to do various things, but this Bill does not require them to."

Leitch: "Well, I'm still unclear of what you said. Self-insured plans are not... would not be required to them... or with these provisions. Is that correct?"

Lang: "Representative, under existing Federal Law physical and mental health have to be treated equally, and under Federal Law..."

Leitch: "I mean, I want to support your Bill. I'm just trying to get clarification here 'cause when we talked; for example, one of the largest self-insured employers in this state is the State of Illinois itself. And you indicated, and I don't see in this Bill, that the State of Illinois its..."

Speaker Lyons: "Representative Leitch, we'll give you another minute."

Leitch: "...would be required to comply with the provisions in this Bill. I mean, if we can't accomplish that, I don't know that it makes sense to impose this on employers, private employers."

Lang: "So, Representative, this Bill doesn't and we haven't amended the State Employees Group Health Plan, but we

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believe that the new Federal Law applies to that plan as well."

Leitch: "Yeah, but that's not answering the question. I mean, I think that before we vote for this Bill, which I want to support, I think we have to make absolutely certain that the State of Illinois is going to be requiring of itself what it is requiring on private employers."

Lang: "Well, I believe the Federal Law is taking... taking care of that for us, Representative."

Leitch: "Well, by what authority."

Lang: "By the authority that the Federal Law has mandated that all insurance policies that include mental health coverage with parity."

Leitch: "But if it doesn't..."

Lang: "That would include the State Group Health Plan."

Leitch: "If it does not apply to self-insured plans, how can it possibly be the case? Could you take it out of the record while we sort this out?"

Lang: "Well, I'm not prepared to do that at the moment, but let me see if I can answer your question. The... the Federal Law has mandated that all of those plans, including the plans covers by ERISA, are covered. So, while this Bill..."

Leitch: "Are you talking about Obama Care or present Federal Law?"

Lang: "I... I think the answer is both, Representative, the current law and under what you would call Obama Care."

Speaker Lyons: "Representative, your time has expired. I gave you an extra minute."

Leitch: "Well..."

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Speaker Lyons: "I know it..."

Leitch: "...let me just say, I want to support this Bill, but I can't support it until I have these matters clarified. So, I really wish you'd take it out of the record and that we could sort this out so that we could, specifically, know what we're dealing with here. Thank you."

Speaker Lyons: "The Gentleman from Madison, Representative Kay."

Kay: "Thank you, Mr. Speaker. Does the Sponsor yield?"

Speaker Lyons: "The Sponsor yields."

Kay: "Representative, I... I have a couple very short questions. I buy a lot of insurance as a businessman in the State of Illinois, and I see the minimum of \$36 thousand, which doesn't trouble me. My... my very short quick question is, what's the maximum of your plan here? What is the maximum benefit I will have to provide insurance for if your Bill is passed and I, indeed, have a million dollar cap on my policy today?"

Lang: "Well, the whole purpose of parity, Sir, is to say that if there's a cap on physical, then there can be a cap on mental. If there's no cap on one, there... the Federal Law mandates that there not be a cap. And so, in answer to the previous question, one of the other folks on your side of the aisle was referring to the \$36 thousand, and it could go up to the sky, but the truth is that the Federal Government has mandated that there be no cap on one if there's a... if there's no cap on the other."

Kay: "So, the short answer is, yes, there would be a cap in place for a million, that I presently carry. I'd also be

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obligated to carry one million cap for the issues that you're covering in your insurance pol... your insurance plan that you're proposing today."

Lang: "No, Sir. No, Sir. It would not require you to double your policy. It simply says that mental health coverage goes right with physical health coverage. You don't need an additional policy."

Kay: "Okay. So, the million then would embrace any issue now including mental health and autism."

Lang: "That's correct, Sir."

Kay: "Thank you."

Speaker Lyons: "We have two speakers left. Representative Sacia and Representative Reboletti, and then Representative Lang to close. Representative Sacia."

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

Speaker Lyons: "The Sponsor yields."

Sacia: "Representative Lang, I understand this is for businesses 51 and over or... or that number of employees. It does not affect small business. Is that correct, Sir?"

Lang: "The answer to that is... today, the answer to that question is, no, and this Bill does not change that. But in 2014 when the rest of the Federal Law kicks in, the answer will be, yes, but that will have nothing to do with what we're doing here today, Sir."

Sacia: "The question I have then, Representative Lang, is if a small business such as mine, that has 12 employees, should we decide to offer mental health coverage, we would be held to the higher standard. Is that correct, Sir?"

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Lang: "Not a higher standard. This is the same standard, mental health parity."

Sacia: "So, in other... in other words, the standard would be the same for a small company as a large company. Is that correct?"

Lang: "The standard is the same for everyone which is, if you have physical health coverage, you have to have mental health coverage. If the physical health coverage has a cap, the mental health coverage can have a cap. If the physical health coverage does not have a cap, the mental health coverage cannot have a cap."

Sacia: "Thank you."

Speaker Lyons: "Representative Reboletti, and then Representative Lang to close."

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

Speaker Lyons: "The Sponsor yields."

Reboletti: "Representative, for clarification, and I've talked to some of my colleagues on this side of the aisle. There is some concern that if a small business under 51 employees has insurance for their employees, that they would then be mandated to carry this parity. Is... would that be a correct assessment, or would that... is that incorrect?"

Lang: "That... Representative, the whole purpose of parity is not a mandate. It simply says, if you have a health policy, it must cover both health... mental and physical health, and whatever the limits are on your physical health policy, can be the same limits on your mental health policy..."

Reboletti: "And..."

Lang: "...which is all one policy."

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Reboletti: "...and I can appreciate that. I know some of my colleagues have asked me to again to ask you if you would pull the Bill for the record... from the record for just a few moments for a couple of questions. 'Cause I'm... I'm going to support your Bill, Representative. I know there might be some additional work in the Senate. I would just ask if you would kind of take it out of the record for a few moments."

Lang: "As a courtesy to my colleagues, and if you actually mean a few moments..."

Reboletti: "I do mean a few moments."

Lang: "...I'll pull the... I will pull the Bill from the record at this time and, hopefully, you can get back to it today, Mr. Speaker."

Reboletti: "Thank you."

Speaker Lyons: "Representative Lang, when we resume this, we hope we have a solution to the questions they've asked and there will be no debate. So, thank you. Clerk, take the Bill out of the record on request of Representative Lang. Representative Mayfield, you have on page 25 of the Calendar, House Bill 1571. You want to call the Bill, Representative? Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1571, a Bill for an Act concerning education. Third Reading."

Speaker Lyons: "The Lady from Lake, Representative Rita Mayfield."

Mayfield: "This Bill promotes reading instruction in the grades K through 3, when it is most critical for children to learn the development of reading. It is very permissive language

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and it is agreed upon. Processed through... by myself, ISBE... yeah, ISBE, and the other educational agencies. I'm open for questions."

Speaker Lyons: "You've heard the Lady's explanation. The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

Speaker Lyons: "The Sponsor yields."

Eddy: "Representative Mayfield, I think you've stated this, but I want to make sure it's clear. You worked very, very hard to remove opposition from this by making it something that promotes this... the reading of 60 minutes at these grades levels."

Mayfield: "Absolutely, and it's strictly promotion. It is not a mandate. It is just asking the schools to consider promoting additional 60 minutes of reading instruction for those very critical grades, K through 3."

Eddy: "Has this been an issue where... in school districts that you represent, that the... you've heard from constituents that this... this isn't happening?"

Mayfield: "This is an issue throughout the State of Illinois. A lot of our children by the age of... by third grade, are not reading at a third grade level and that... and then moving forward, they're consistently behind. So, if we can promote that additional reading instruction, so that by the time they are in third grade they are at reading level. And that's what we're trying to do here. It's just to make sure that children are at their... at their actual reading

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levels by the time they achieve third grade and then going forward, the same thing."

Eddy: "Okay. Appreciate the approach. It'll be interesting to see as you monitor this, if this approach works. If... if you bringing this to the attention of the school districts, and them listening to your concern will result in what you want, then we look forward to hearing the results of... of this. I know you're going to monitor this."

Mayfield: "Absolutely."

Eddy: "I appreciate your approach and I would urge an 'aye' vote."

Mayfield: "Thank you."

Speaker Lyons: "Representative Mayfield to close."

Mayfield: "I urge an 'aye' vote on this Bill. Thank you."

Speaker Lyons: "The question is, 'Should House Bill 1571 pass?'

All those in favor signify by voting 'aye'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish?

Representative Poe. Representative Ramey. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed.

Representative David Harris, you have, on page 28 of the Calendar, House Bill 3076. 3076. Out of the record.

I'll give you a second bite of the apple here,

Representative. You also have House Bill 3285 on page 29 of the Calendar. You like that one better? Read the Bill, Mr. Clerk."

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Clerk Mahoney: "House Bill 3285, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Cook, Representative David Harris."

Harris, D.: "Thank you, Mr. Speaker. This Bill is... should be a noncontroversial Bill. It has passed the House on two other occasions, previously, both in the 95th, as well as the 96th General Assembly. It is a... an idea which I... I will say I borrowed from the distinguished Representative, Representative Reboletti, and it amends the Criminal Code to make it a Class X felony to film the rape of a child, which we do not have such penalty in law right now. Again, the Bill passed previously both in the 96th and the 97th General Assembly. The first time it got caught up in a Concurrence Motion out of the Senate. The second time it wasn't considered by the Senate. But I would ask this time that you... that you pass this Bill."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Should House Bill 3285 pass?' All those in favor signify by saying '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 Will Davis. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Kevin McCarthy, on page 26 of the Calendar, you have House Bill 1719. Read the Bill, Mr. Clerk."

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Clerk Mahoney: "House Bill 1719, a Bill for an Act concerning public employee benefits. Third Reading."

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

McCarthy: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. House Bill 1719 is a Bill that would amend Article 17 of the Pension Fund. Believe it or not, it's the Chicago Teachers Pension Fund, and this Bill has been a long process. It's become an agreed Bill that the Chicago Public Schools, the Chicago Teachers Pension Fund, and the Chicago Teachers Union is all in favor of and that's something that I've never seen happen in my 15 years here before. So, it basically is a simple process. It allows them to count the days toward the calculation of their pension the same way that TRS does it. We have many schools nowadays that are not 170-day year schools... 180, I guess, is the proper number, are year-round schools. So, they've had this calculation with TRS for many years. And now, this... the Chicago Teachers Pension Fund would count the days the same way. It's a one day... counts for one day formula, where before, they had formulas that sometimes, if they work less than 5 days in a period, would count for nothing. And other days, if they just count one day more than five days in a period, would count for 10 days. So, it was kind of a... a mixed up formula. This straightens it out, and as I said, it's a... was agreed to by all three parts of the triangle. I'd appreciate your favorable response."

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Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 1719 pass?' All those in favor signify by voting '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 Chapa LaVia. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Mussman, you have, on page 27 of the Calendar, House Bill 2891. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2891, a Bill for an Act concerning State Government. Third Reading."

Speaker Lyons: "The Lady from Cook, Representative Mussman."

Mussman: "Thank you, Mr. Speaker, and Members of the House. HB2891 is a bipartisan initiative of many Members that would cut the General Assembly Members salary by 10 percent, and remove the cost of living increases indefinitely. In this difficult time, I think it is very important for all of us to demonstrate to our communities the seriousness of our commitment to help solve the dire financial situation of our state. Over and over, my constituents made clear to me that they feel we are insulated from the same tough decisions and cutbacks that they are struggling with, and we are not acting with urgency to solve our state's problems. I know the amount of money this will save will not fill the hole in our budget, but I think it is important to step forward, demonstrating to our citizens, once again, our deep

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commitment to putting public service they elected us to perform first and foremost. I would appreciate an 'aye' vote."

Speaker Lyons: "You've heard the Lady's explanation of House Bill 2891. The Chair recognizes the Gentleman from Cook, Representative Will Davis."

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

Speaker Lyons: "The Sponsor yields."

Davis, W.: "Representative, what's the genesis of this?"

Mussman: "Pardon me?"

Davis, W.: "What's the genesis of this?"

Mussman: "My constituents. This is something that I talked about in my campaign. It's something that they asked me to do over and over at the doors. And this is a bipartisan effort. You will see that many Members have... many of the freshmen have signed on because it's something that we all talked about during our campaign."

Davis, W.: "Okay. So, this is, ultimately, a campaign promise that you made."

Mussman: "I made it because it was important to the people of my district. They asked for it."

Davis, W.: "But it was a campaign promise."

Mussman: "Yes. And..."

Davis, W.: "Correct?"

Mussman: "Absolutely."

Davis, W.: "Okay. So, do your... do your constituents feel that Members of the General Assembly aren't deserving of what they get paid to be down here?"

Mussman: "Yes."

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Davis, W.: "They feel that way?"

Mussman: "Yes."

Davis, W.: "Really?"

Mussman: "Yes. They are very angry right now. They really feel that we do not get what they are going through, that they have all taken pay cuts, they've lost their jobs, and we are not taking pay cuts. We have done nothing to demonstrate that... that we are in this situation with them."

Davis, W.: "So, they want us to feel their pain..."

Mussman: "Yes."

Davis, W.: "...for a lack of better way of putting it."

Mussman: "Yep."

Davis, W.: "I see. So, on their jobs, you say they've taken pay cuts."

Mussman: "Yes."

Davis, W.: "Okay. Because the economy has taken a downturn and they feel necessary in their, wherever they work, that they have to take pay cuts, right?"

Mussman: "Yes."

Davis, W.: "You and I have talked about this a little bit, and I'm a little disturbed by it. And... and I guess what disturbs me about it is that... and everybody in this chamber is a Representative the way they want to be a Representative, but I'm a full-time Representative. When I'm not here, I spend time in my office. My constituents call, I answer the phone. When they want to see me or meet with me, I schedule the meeting. So, for me to be able to support something like this, is a little difficult for me because of the way that I take to this job."

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Mussman: "Yes."

Davis, W.: "Now, it's unfortunate that your residents are... are angered and have put you in a position that you needed to introduce and advance a Bill like this. And I can understand why many, particularly, many freshmen have signed on to it because, you know, it's kind of the nature of what's going on right now. But I feel very strongly that I can justify what I do for my constituents, and my community, and... and am a little... you know, obviously, you do what you feel you need to do, and we all do that down here. But I feel that I could justify what I do, and the work that I do in my community."

Speaker Lyons: "Representative, we'll give you another minute."

Davis, W.: "Well, I will, Representative. Thank you. I'd be more than happy to, you know, have that conversation with any of... of your constituents so they could see. And... and what I would encourage them to do is invite them to walk a day in the life of your shoes..."

Mussman: "Yes."

Davis, M.: "... so they can see and understand, you know, what it takes, in some respects..."

Mussman: "Yes."

Davis, W.: "...to be a Representative. I... I think that's extremely, extremely important for them to understand and... and while I've never supported Bills like this before, and I... I know I'm not going to support this Bill, but I just think it's important, at least for me and others, to recognize that the reason why this Bill came about is because of a promise you made to your constituents. Correct

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me if I'm wrong, but did you come to the General Assembly feeling this way?"

Mussman: "I... I did not, personally, but I don't think, as you said, I... I don't think any of us were fully aware of what... of what goes on here. I... I don't think that my constituents fully understand the level of commitment and the work that we do. I don't think that we get credit for the work that we do. I admit that. And that is one of the things that I really do want to change, and I want to make clear to my constituency, and... and I... and I say it every chance that I get. I try to make it clear to them how passionate we are, how much we care, how much time we devote to this service. And... and, again, I think a lot of it stems from the media. That's all the information that they have about us and the media, you know, has painted us in a very bleak picture."

Davis, W.: "But..."

Mussman: "And I think that's something that we need to work with."

Davis, W.: "But... but therein lies..."

Mussman: "And... and again, I think it is important that we demonstrate that we are right there in this situation with them."

Davis, W.: "But therein lies your challenge, as a Representative, to be able to show to your constituents that you are worth the work that you do here. I've never had any of my constituents ask me to bring about a Bill such as this. I never have..."

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Speaker Lyons: "Representative, I gave you an extra minute after you two minutes, so..."

Davis, W.: "I'll... I'll wrap up. And I would encourage and caution freshmen Representatives from being careful of introducing Bills like this because it may pass this chamber and maybe that's what they want. Whether or not it's going to pass the other chamber, I don't know. Whether or not the Governor would sign it, who knows. But I wouldn't want failure for this issue not to become law to be a reflection of you as a Representative and I think that's part of where a Bill like this could lead for someone like this. So, I would just caution freshmen to be careful about Bills like this. If you're new to the job, understand the job first so you have the opportunity to dialogue with your constituents about what it takes to be a Representative, and maybe you can help them to better understand that before you get pushed into a corner, and we have to vote on Bills like this. So, thank you very much, Representative."

Speaker Lyons: "Representative Monique Davis."

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

Speaker Lyons: "The Sponsor yields."

Davis, M.: "Representative, I... I don't want to be personal, but can I ask what you did Saturday, and Sunday, and Monday?"

Mussman: "Absolutely. Actually, I can tell you that I was out knocking on doors Saturday and Sunday. I was..."

Davis, M.: "So, you were campaigning."

Mussman: "Yes."

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Davis, M.: "You were campaigning. Okay. Well, Saturday... we left here Friday. On Saturday I was in my office at 10 a.m. where I remained until 4 p.m. meeting with constituents. I think the Equal Justice Society came and talked with me, and I met with constituents and people that had problems that I could help without having to make a business phone call because it was a Saturday. On Sunday, I went to church, visited a few relatives. On Monday, I headed back south to Urbana. We met in Champaign at University of Illinois. The meeting started at 2, it was over at 6. I got to the condo, which I pay for, I guess about, oh, 8:30 or 9:00. Not me, but some others had to be here at 8 a.m. for Elementary & Secondary-Appropriations Committee, and they will be here, perhaps, until 8:00 tonight."

Mussman: "Yep."

Davis, M.: "I will volunteer for a hospital. I will volunteer to read to the blind or the sick. I will volunteer to take care of babies, but I'll damned if I'll volunteer to work down here as a Legislator. For that, I expect to be paid, and I do think I'm worthy of getting paid. I think the service that I provide... already since I've been here, my district office has called to tell me that someone is having trouble with a mortgage refinance and, you know, is that my job? I don't know, but we're going to help him. And then we have some ministers who want us to attend events over the weekend, which will be Sunday. So, next Sunday, I may not get to go to my church. I may have to go to some other events. Oh, and Monday morning at 6 a.m..."

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Speaker Lyons: "Representative Davis, your time has expired.
We'll give you another minute."

Davis, M.: "Okay. Thank you, Mr. Speaker. You're very generous. On Monday, at 6 a.m., I was also on a radio show, as a State Legislator, talking about our budget and so forth, and then I left there and traveled south. So, I think you have a very good intention of, perhaps, limiting the... the dollars. We've already given up furlough days. I mean, we already had furlough days taken from our checks, and some of us, many of us, are not attorneys. We don't get a big, fat check for other things we do. You know, some of us, this is our income. And many of us may retire soon. We don't want to retire with a limited income, you know what I'm saying, based on the pension that we pay. So, with all due respect to you, I think we can find much better legislation to help you get reelected. Thank you."

Speaker Lyons: "Representative Mussman to close."

Mussman: "I... I understand, everyone, that this is a very, very difficult Bill to take, and I do not, in any way, want to belittle the work that we do here. I fully understand and am learning to appreciate the deep commitment and the long, long hours that we all put into this job, but I still stand by saying, I think this is an important thing that we need to demonstrate to our community members that we really are in this dire situation with them, that we do feel the urgency, and we are working to solve this issue. I would appreciate an 'aye' vote."

Speaker Lyons: "The question is, 'Should House Bill 2891 pass?' All those in favor signify by voting 'yes'; those opposed

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vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Acevedo, Arroyo, Berrios, Burke, Feigenholtz, Mendoza, Yarbrough. Mr. Clerk, take the record. On this Bill, there are 85 Members voting 'yes', 14 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, what's the status of House Bill 309... 3040. 3040, Mr. Clerk."

Clerk Mahoney: "House Bill 3040 is on the Order of House Bills- Third Reading."

Speaker Lyons: "Move that Bill back to the Order of Second Reading on the request of the Sponsor. Representative JoAnn Osmond, you have House Bill... on page 24 of the Calendar, House Bill 1287. Read the Bill, Mr. Clerk. Mr. Clerk, what's the status on that Bill?"

Clerk Mahoney: "House Bill 1287's on the Order of Third Reading."

Speaker Lyons: "Mr. Clerk, did you say something in reference to... is there an Amendment pending?"

Clerk Mahoney: "Amendment #1 was adopted to the Bill. Floor Amendment #2, offered by Representative Osmond, has been approved for consideration."

Speaker Lyons: "Representative Osmond. Mr. Clerk, move that Bill back to the Order of Second Reading. Representative Osmond on the Amendment. Pardon me, Mr. Clerk, what's the status of the Bill?"

Clerk Mahoney: "Floor Amendment #2 has been approved for consideration."

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Speaker Lyons: "Representative Osmond on Floor Amendment #2."

Osmond: "I'm sorry, Mr. Speaker. Did... this Amendment addresses... it just makes it more... clearer as to the purpose of the Bill."

Speaker Lyons: "Representative, excuse me. You wish passage of... of the Amendment, the Floor Amendment. I didn't hear you."

Osmond: "Amendment becomes the Bill, and the Bill, basically, allows webinars to be a form of continuing ad for a... an insurance producer."

Speaker Lyons: "You've heard the Lady's explanation of the Amendment. Are there any questions? All those in favor of the adoption of Floor Amendment #2 signify by saying 'aye'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Reboletti, you have, on page 27 of the Calendar, House Bill 2051. 2051, Dennis. Out of the record. Representative Danny Reitz, on page 25 of the Calendar, you have House Bill 1494. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 1494, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lyons: "Representative Danny Reitz."

Reitz: "Thank you, Mr. Speaker. This... this Bill deals with anti-dry agents and other treatments for the eye. It's an agreed Bill. We worked with the ophthalmologists, the optometrists, and I know of no opposition. And allows them

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to just prescribe different types of drugs. Sets up a... a format so they can hear those a little more quickly than they are right now. And I'd be happy to answer any questions."

Speaker Lyons: "You've heard the Gentleman's explanation. The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

Eddy: "Thank you, Speaker. Inquiry of the Chair. The..."

Speaker Lyons: "State your inquiry."

Eddy: "Amendment #4 is the... the Amendment that we're... that has become the Bill."

Speaker Lyons: "Mr. Clerk."

Clerk Mahoney: "Amendment #4 was adopted to the Bill."

Eddy: "Okay. Thank you."

Speaker Lyons: "Okay. Representative, for a question..."

Eddy: "Representative..."

Speaker Lyons: "The Sponsor yields."

Eddy: "The Sponsor yield? Thank you."

Reitz: "Yes."

Eddy: "Representative, this... this has gone through a quite a series of changes, and I wanted to make sure the Body knew that this is the agreed version and no one has any problems with this. And from our side, we support your Bill."

Reitz: "That's correct."

Eddy: "And thank you."

Speaker Lyons: "The question is, 'Should House Bill 1494 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish?"

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Representative Kelly Burke, David Leitch, Bill Mitchell. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Carol Sente, on page 27 of the Calendar, you have House Bill 2100. Representative Sente on the floor. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2100, a Bill for an Act concerning criminal law. Third Reading."

Speaker Lyons: "As soon as she runs back to her desk, the Chair will recog... recognize Representative Sente."

Sente: "Thank you, Speaker. House Bill 2100 expands the offense of criminal street gang recruitment of a minor. All this Bill does is add park district property to locations that are privative for street gang repro... recruitment, and it constitutes a Class I felony. I'm happy to take questions."

Speaker Lyons: "You've heard the Lady's explanation. Is there any discussion? The Chair recognizes the Gen... the Lady from Cook, Representative Mary Flowers."

Flowers: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. How does one define the recruitment? Does this Bill not already exist? Don't we have laws already on the books to govern what can and cannot happen on park district property?"

Sente: "No, we do not. As a member of a park board and so, this is an issue that does happen, and it happens on park district property. So, we want to specifically outline this."

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Flowers: "So, how do you define minors being recruited as a gang? Who... how is that defined? You know, you have students playing or talking. Who makes..."

Sente: "It is specifically defined that the person commits the offense when they threaten the use of physical force to coerce, solicit, recruit or induce another person to join or remain in a street gang."

Flowers: "And we have nothing on the books already in regards to recruitment of minors for street gangs? Not specifically for the park, because if it's a State Law, it is a State Law. So, are you enhancing the penalty because it's on park district property?"

Sente: "The penalty is not being enhanced. The location is specifically being identified."

Flowers: "So, again, we do have similar laws already on the book in regards to the recruitment of a minor."

Sente: "Correct."

Flowers: "And so, what... why is it that you think that this is necessary to specifically talk about park districts?"

Sente: "Because in park districts, on properties where recreation takes place, frequently, minors are there. This is an area where gangs are targeting. And so, we wanted to keep our parks safe for minors to recreate and not feel intimidated by the recruitment of gangs."

Flowers: "I understand that, but my question to you is, the law that's already on the books, why is it that that would not be applicable?"

Sente: "It is generally applicable. This is strengthening that law to specifically include park district property."

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Flowers: "But why is it that the law that's on the book
excludes..."

Speaker Lyons: "Representative Flowers, your two minutes
expired. We'll give you another minute."

Flowers: "Why does... why does present law exclude park
district?"

Sente: "I didn't run that law, but current law just focuses on
school district property."

Flowers: "But... Thank you, Mr. Speaker."

Speaker Lyons: "The Chair recognizes the Gentleman from
Randolph, Representative Danny Reitz."

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

Speaker Lyons: "The Sponsor yields."

Reitz: "Listening to the last... the debate. So, there's a lot
of opportunities I think some new coal mines that will open
in southern Illinois. Will this affect the recruitment of
miners at all in my area?"

Sente: "I'm sorry. Where... what was the question? Can you
repeat that?"

Reitz: "There... we have a lot of coal mines that are coming in
down south. Will this affect the re... the recruitment of
miners in my area or..."

Sente: "No."

Reitz: "Oh. Okay. Thank you."

Speaker Lyons: "The Chair recognizes the Gentleman from Cook,
Representative LaShawn Ford."

Ford: "Thank you, Mr. Speaker, and Members of the House. Would
the Sponsor yield?"

Speaker Lyons: "The Sponsor yields."

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Ford: "Representative, I have one question. At what age does this law... would this law affect? A minor against a minor, or what age?"

Sente: "Yes. It's for recruitment of minors. They have to be under 18."

Ford: "If a minor recruits another minor, would they be charged with a felony account?"

Sente: "Yes. It would, but they would be prosecuted in a different way. They'd be prose... prosecuted as a juvenile."

Ford: "Okay. Thank you."

Speaker Lyons: "Representative Sente to close."

Sente: "I think this is a necessary Bill, and I urge an 'aye' vote."

Speaker Lyons: "The question is, 'Should House Bill 2100 pass?' All those in favor signify by voting '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 Deluca, Feigenholtz, Ford, Golar, Nekritz. Mr. Clerk, take the record. On this Bill, there are 97 Members voting 'yes', 3 Members voting 'no', 2 Members voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative David Reis, you have, on page 27 of the Calendar, House Bill 2054. Do you wish to call that Bill, Representative? 2054. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 2054, a Bill for an Act concerning criminal law. Third Reading."

Speaker Lyons: "Representative Reitz(sic-Reis)."

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Reis: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. House Bill 2054 creates a copper theft penalty enhancement. We've all read about copper... the price of copper being so high now, and that vandals are stealing in to construction sites and stealing copper. They're going into apartments and homes and tearing out the walls to steal the copper pipes. They're stealing air conditioner units. Closer to where I live, they're stealing wiring from irrigation systems where they'll hook a pickup truck to the wiring that goes out into the center pivot and they'll pull out, literally, several thousand feet of wiring, and then go and sell it. My Bill simply, as amended, simply enhances the \$500 and up, and then the \$500 to 10 thousand classifications. It does not change the other ones. We removed the Class X. So, it just ups the penalty for those two thresholds by one Class to give law enforcement officials and prosecutors a little more teeth in saying, hey, there's definitely a... a risk now to stealing this copper. You're going to do more time for doing it and hopefully, that's a incentive for them to no longer do these crimes. I'd appreciate your support on this."

Speaker Lyons: "Gen... You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 2054 pass?' All those in favor signify by voting '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 Kay, would you like to be recorded. Mr. Clerk, take the record. On this

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Bill, there's 101 Members voting 'yes', 1 Member voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Andre Thapedi, on page 23 of the Calendar, you have House Bill 171. Representative Thapedi. Andre, 171. Out of the record. Representative Pat Verschoore, on page 26 of the Calendar, you have House Bill 1865. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1865, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Rock Island, Representative Pat Verschoore."

Verschoore: "Thank you, Mr. Chairman, Ladies and Gentlemen of the House. House Bill 1865 simply allows, but not require, MidAmerican Energy to arrange for procurement of power to meet the electric needs of its Illinois customers through the Illinois Power Author... Agency. This legislation also requires that before a change in generation procurement for MidAmerican's customers could occur. Mid... MidAmerican would need to request the Illinois Power Agency to prepare a procurement plan, and the Ill... and the ICC, Illinois Commerce Commission, would need to approve that plan. Some of you might know that Mid-American, the utility that serves most of my 72nd District and most of Representative Morthland's 71st District, and MidAmerican has not increased its base rate to its approximately 100 thousand Illinois residents... customers for the past 18 years. By approving House Bill 1865, you'll provide MidAmerican added flexibility to explore economical ways to meet the

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electricity needs of its Illinois customers for years to come. MidAmerican also takes into consideration, both potential closers of some existing generation facilities, an increasing demand for electricity to fuel Illinois's economy. New federal and state environmental rules set to take effect over the next five years would force MidAmerican and many other... many other coal burning electric utilities to alter their way the facilities now operate and may force shutdown of aging facilities rather than adding the added expense of the environmental equipment. MidAmerican representatives have reviewed the plan with the ICC staff, the director of the Illinois Power... Power Agency, CUB, AARP, and the Attorney General's Office. And I'm not aware of any opposition to this Bill. And I would ask that... for an 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation of the Bill. Is there any discussion? The Chair recognizes the Gentleman... Representative Morthland."

Morthland: "Thank you, Mr. Chair. Will the Speaker yield?"

Speaker Lyons: "The Sponsor yields."

Morthland: "I just rise in support of the Bill, and urge its adoption. Thank you."

Speaker Lyons: "That sounds like a good closing. The question is, 'Should House Bill 1865 pass?' All those in favor signify by voting '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 Biss, Feigenholtz, Golar, Nekritz, would you like to be recorded? Esther Golar. Mr. Clerk, take the record. On this Bill,

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there's 110... 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Karen Yarbrough, on page 26 of the Calendar, you have House Bill 1731. Out of the record. Representative Skip Saviano, on page 24 of the Calendar, you have House Bill 1486. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1486, a Bill for an Act concerning local government. Third Reading of this House Bill."

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

Saviano: "Thank you, Mr. Speaker, Members of the House. House Bill 1486 is simply an extension with TIF for the Village of Bensonville. This comes into play because of the O'Hare... O'Hare extension. We've got increased opportunities for redevelopment and, of course, you know, the O'Hare modernization plan has... has slowly crept along, and we're looking for more time to extend the opportunities for the village to reinvent their... their commercial base. And I would ask for an 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanations. Are there any questions? Seeing none, the question is, 'Should House Bill 1486 pass?' All those in favor signify by voting '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 Monique Davis, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there are 99 Members voting 'yes', 2 Members voting 'no', 1 Member voting 'present'. This Bill, having

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received the Constitutional Majority, is hereby declared passed. Representative Rosenthal, you have, on the Order of Third Reading, on page 30.. Out of the record. Ladies and Gentlemen, I'm going to go back to the Order of Second Readings. On some of the list that I have here, there may be some Amendments pending. So, we'll go through the Order of Second Readings for the next few moments.

Representative Coladipietro on House Bill 1960. What's the status of that Bill, Mr. Clerk?"

Clerk Bolin: "House Bill 1960, a Bill for an Act concerning civil law. Second Reading of this House Bill. Amendments 1 and 2 have been tabled. Floor Amendment #3, offered by Representative Coladipietro, has been approved for consideration."

Speaker Lyons: "Out of the record. Don't sit down, Representative. You also House Bill 2017. Out of the record. Representative Dan Burke, on the Order of Second Readings, you have House Bill 1962 on Second Reading. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1962, 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 Lyons: "Third Reading, Representative Burke. Representative Burke, Third Reading. Out of the record. Keep that Bill on the Order of Second Reading. Representative Chapa LaVia, you have House Bill 1216 on the Order of Second Reading. Read the Bill, Mr. Clerk."

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Clerk Bolin: "House Bill 1216, a Bill for an Act concerning education. The Bill was read for a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendments 2 and 3 have been approved for consideration. Floor Amendment #2 offered by Representative Chapa LaVia."

Speaker Lyons: "Representative Chapa LaVia on Floor Amendment #2."

Chapa LaVia: "Hi, Speaker and Members of the committee. I ask for the adoption of Amendment #2, which I can't find at this second. It adds the Lieutenant Governor as the chairperson of the commission, and... and it limits ISBE to having one member. It also adds a parent organization, it adds a representative from organization representing high school district, provides that a commission will hold hearings statewide, provides that the commission will meet at the call of the chairperson, and it also provides that the reports must have 11 members voting in the affirmative to send the report on to this General Assembly. And I ask for its adoption."

Speaker Lyons: "You've heard the Lady's explanation on the Floor Amendment #2. No one seeking further discussion, all those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Mr. Clerk, anything further?"

Clerk Bolin: "Floor Amendment #3 offered by Representative Chapa LaVia."

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Speaker Lyons: "Representative Chapa LaVia on Floor Amendment #3."

Chapa LaVia: "Thank you, Mr. Speaker, and Members of the House. Thanks for your indulgence. Floor Amendment #3 removes one representative from an organization representing large unit districts appointed by the head of that organization; it adds a representative from the rural school district appointed by the Governor; and it adds a representative from the suburban school district appointed by the Governor. And I ask for its adoption, as well. Thank you."

Speaker Lyons: "You've heard the Lady's explanation on Floor Amendment #3. And Representative David Reis, you have a question of the Sponsor."

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

Speaker Lyons: "The Sponsor yields."

Reis: "Representative, why are we adding the Lieutenant Governor as chairman... or chairperson of this task force?"

Chapa LaVia: "Well, that's a great question, but as you know, the Governor of the fine State of Illinois has stated that the Lieutenant Governor will be the... the educational Lieutenant Governor, and it keeps it in a location also if there is an issue with resources, as far as staffing the commission, that she has stated that she would be more than willing to supply resources, individuals, to make sure that these committee hearings happen with the proper resources that we need."

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Reis: "Well, my concern is, and... and the Lieutenant Governor is a fine person, but the Governor's been very outspoken in saying he wants dual consolidation. This task force was to kind of be setup to, really, listen to all sides of the issue and get a constructive proposal put in place, but if the Lieutenant Governor, who serves with the Governor who wants this consolidation so badly, is chairing the task force, is it really going to be, not bipartisan, but is it really going to be what we're after, and that's gaining the input of all sides..."

Chapa LaVia: "Right."

Reis: "...with the non..."

Chapa LaVia: "I understand you're concerned, Representative, and your... the word I think you're looking for is independent."

Reis: "Yes."

Chapa LaVia: "And what we added there is that the Committee of the Whole has to come to an agreement. You know, out of 11 of the commission have to come up with the affirmative on a decision, not a suggestion, to give to us. So, it's not going to be manhandled, if you will, by the chairperson of this commission. It is going to be a equal, just, fair process. And Representative Eddy has worked with me on the components of this and this is what we've come to. We've changed it quite a bit. We've accommodated who we can, and we're trying to take it so there's more... every stakeholder, I feel at this point, is at the table. So, the... the chairperson is just one of all... a great deal of people at

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the table making decisions. She doesn't have the ultimate say. She only has one vote."

Reis: "How many people on this commission or task force are appointed by the Governor?"

Chapa LaVia: "Hold on one second. Let me review it. I've got to get back to you 'cause we've changed it so many times now, I don't have the exact number. I'm going to have to get back to you on that number, Representative."

Reis: "Well, I was... I like the changes that were included in the... in the first two Amendments."

Chapa LaVia: "I want to say it was just a handful of the last ones we changed. All the rest are... are by the... we have one member from the... State Board of Education, one person... representative appointed by the Speaker of the House, one by the Minority Leader of the House, one by the President of the Senate, one by Minority Leader of the Senate, one representative... So, these more than likely be selected by the commission."

Reis: "I... I seen 18 and 19 are appointed by the Governor."

Chapa LaVia: "Cor... correct. But these are independent..."

Reis: "Yeah."

Chapa LaVia: "...institutes. I mean, it's not like just because he appoints them they're going to vote the way that he would wish. That's not our intent. This is an intent to be a fair process across the board so everybody has input."

Reis: "Okay. I... I'm not going to call for a Roll Call on your Amendment. I liked your Bill before the Amendment. I'll see how the rest of the debate goes. Thank you, Representative."

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Chapa LaVia: "Thank you, Representative."

Speaker Lyons: "Representative, do you want a Roll Call on the Amendment? No. Okay. Thank you, Sir, for clarifying that. Representative Sacia on Amendment #3."

Sacia: "I'm sorry, Mr. Speaker. I thought we were on Reading 3."

Speaker Lyons: "Just on Amendment #3. You don't seek recognition? All those in favor of the adoption of Floor Amendment #3 signify by saying 'aye'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Amendment #3 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Golar, on the Order of Second Readings, you have House Bill 1684. Is Representative Golar on the floor? Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1684, a Bill for an Act concerning health facilities. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Lang, has been approved for consideration."

Speaker Lyons: "Representative Golar, Floor Amendment #1. Representative Lang, it's your Amendment. Do you wish to explain the... the Amendment, Representative Lang? To... to the Amendment, Representative Lang."

Lang: "Thank you, Mr. Speaker. This is an agreed Amendment between the hospitals and the nurses about the safe handling of patients."

Speaker Lyons: "Is there any discussion? Seeing none, all those in favor of the adoption of Floor Amendment #1

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signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Greg Harris, on the Order of Second Readings, you have House Bill 1191. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1191, a Bill for an Act concerning insurance. Second Reading of this House Bill. Amendments 1, 2, and 3 have been tabled. Floor Amendment #5, offered by Representative Greg Harris, has been approved for consideration."

Speaker Lyons: "You've heard the Gentleman's explanation on the Amendment. Is there any discussion? Seeing none, the question is... those in... I'm sorry, Representative Harris. Excuse me."

Harris, G.: "Sorry. I didn't do it yet. But, thank you, Mr. Speaker. Amendment #5 is... replaces the Bill, becomes the Bill, and it represents an agreement between the insurers, the advocates, and the pharmaceutical industry. I know of no opposition at this time."

Speaker Lyons: "Thank you, Representative Harris. Just trying to put you on the fast track there. My apologies. Any questions on Floor Amendment #5? Seeing none, all those in favor of its adoption signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Susana Mendoza, on the Order of Second Reading, you have House Bill 3238. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3238, a Bill for an Act concerning criminal law. The Bill was read for a second time on a previous day. No Committee Amendments. Floor Amendment #1 has been adopted. Floor Amendment #2, offered by Representative Mendoza, has been approved for consideration."

Speaker Lyons: "Representative Mendoza on Floor Amendment #2."

Mendoza: "Thank you, Mr. Speaker. Floor Amendment #2 is a technical Amendment for the most part. It just changes a couple of words that were omitted in the original text of the... of the Bill 'days' being one of them, and also provides for some changes just in a process for the Illinois State Police. There's no opposition to the Amendment. They were primarily procedural and technical in nature. I would ask for your support."

Speaker Lyons: "You've heard the Lady's explanation. Are there any questions? Seeing none, the question is, 'Should Floor Amendment #2 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment's adopted. Anything further, Mr. Clerk?"

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

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Speaker Lyons: "Third Reading. Representative Moffitt, you have, on page 13 of the Calendar, House Bill 2313. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 2313, a Bill for an Act concerning finance. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Moffitt, has been approved for consideration."

Speaker Lyons: "Representative Don Moffitt on Floor Amendment #1."

Moffitt: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. Floor Amendment #1 becomes the Bill. It is identical to House Bill 1882 that passed the House 107 to... to 0. I move for the adoption. And what the Bill does then, with the Amendment, would allow that the interest free... with a revolving loan fund to be used for brush trucks. Currently, it's only used for the big trucks like aerials and pumper tankers. This would open it up for brush trucks which, essentially, are pickup truck chassis, three-quarter ton or one ton. They could be bigger, but essentially that. Usually four-wheel drive needed in places like forest preserve, park districts, farm fields, area like that. So, it would be a... a new area. It's not new spending. No additional burden on the General Fund, but simply makes that available. And I would move for the adoption of the Amendment."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, all those in favor of the adoption of Floor Amendment #1 signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the

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'ayes' have it. And the Amendment is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Osmond, on the Order of Second Reading, you have House Bill 2056. Out of the record. Representative Jil Tracy, on page 9 of the Calendar, on the Order of Second Reading, you have House Bill 1549. Jil Tracy, 1549, Second Reading. Do you wish to move that Bill to Third Reading? Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1549, a Bill for an Act concerning civil law. Second Reading of this House Bill. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Tracy, has been approved for consideration."

Speaker Lyons: "Representative Tracy on Floor Amendment #2."

Tracy: "Yes. Floor Amendment #2 would clarify the level of training that would qualify for Good Samaritan treatment under the Bill."

Speaker Lyons: "You've heard the Lady's explanation. Any questions? Seeing none, the question is, 'Should Floor Amendment #2 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Crespo, on the Order of Second Reading, you have House Bill 2084. Out of the record. Going back to Third Readings, Ladies and

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Gentlemen. Be prepared if you have something on the list; here it will be called momentarily. Representative Phelps, you have, on the Order of Third Reading, House Bill 2875. Out of the record. Representative Reboletti, you have House Bill 263. Dennis, you want that Bill called, House Bill 263? Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 263, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

Reboletti: "Speaker, could we take this Bill out of the record for one moment, please."

Speaker Lyons: "One moment?"

Reboletti: "Yes."

Speaker Lyons: "Not two."

Reboletti: "Not two. Just one."

Speaker Lyons: "Okay. One moment."

Reboletti: "Thank you."

Speaker Lyons: "Representative Dan Beiser, on the Order of Third Readings, you have House Bill 1326. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1326, a Bill for an Act concerning safety. Third Reading of this House Bill."

Speaker Lyons: "Representative Beiser."

Beiser: "Thank you, Mr. Speaker. House Bill 1326, as amended, takes away the opposition. And basically, what we're trying to do with this Bill... this Bill will do is to recycle asphalt shingles; therefore, reducing the amount of shingles that go into our landfill every year, which is

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estimated to be 350 thousand tons per year into Illinois landfills. In addition, each ton of recycled shingles would replace approximately two barrels of oil. And by using this mix in our hot mix asphalt, it would allow the... it would lower cost of hot mix, thus, allowing transportation dollars to be stretched further. And it also, by using this reclaimed asphalt content and shingles, it saves up to five dollars a ton on the mixed production. I'd be happy to answer any questions, but I would ask for an 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Are there any discussion? The Chair recognizes the Gentleman from Champaign, Representative Rose."

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

Speaker Lyons: "The Sponsor will yield."

Rose: "Representative, I note that SWALCO is opposed. I'm unfamiliar with that one. Who or what is SWALCO?"

Beiser: "You've got me on that one. I don't... we don't have that on our analysis."

Rose: "Oh, wait a minute. They're neutral."

Beiser: "Oh."

Rose: "Well, that's good, then we don't have to worry about it, 'cause they're neutral. So, SWALCO, everyone, I just want to let you know SWALCO is neutral. Thank you."

Beiser: "Got... got it."

Speaker Lyons: "The Chair recognizes the Lady from Cook, Representative Sara Feigenholtz."

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Feigenholtz: "Thank you, Mr. Speaker. I would like the record to reflect that had I been on the floor, I would have voted 'yes' on House Bill 2891."

Speaker Lyons: "Representative, the Journal will reflect... reflect your request. Representative Beiser to close."

Beiser: "I simply ask for an 'aye' vote."

Speaker Lyons: "The question is, 'Should House Bill 1326 pass?' All those in favor signify by voting '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 Leitch, Representative Osterman. Mr. Clerk, take the record. On this Bill, there's 90 Members voting 'yes', 11 Members voting 'no', 1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Chapa LaVia, you have House Bill 1966. Linda Chapa LaVia, House Bill 1966, on page 26 of the Calendar. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1966, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Lyons: "Representative, my apologies. They called the wrong Bill out. Representative Chapa LaVia, you have House Bill 2870. Do you wish to call... take that Bill out of the record, Mr. Clerk, 1966. House Bill 2870, Representative Chapa LaVia. Clerk... Mr. Clerk on House Bill 2870."

Clerk Bolin: "House Bill 2870 is on the order of House Bills- Third Reading. But a Floor Amendment #2 is pending, has been approved for consideration, if the Bill is returned to the order of Second Reading."

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Speaker Lyons: "Mr. Clerk, for the purpose of an Amendment, put that Bill back on the Order of Second Reading."

Clerk Bolin: "House Bill 2870, a Bill for an Act concerning education. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Chapa LaVia, has been approved for consideration."

Speaker Lyons: "Representative Chapa LaVia, do you wish to do a Floor Amendment #2? On the Amendment."

Chapa LaVia: "Sure. Thank you... No, I don't. Thank you, Speaker, and Members of the House. All this... a minor change, the parochial schools want to make sure that they were left out of this... this piece of legislation because they don't have the computerized system to deal with this. But it was brought to me by a veterans group and we're trying to get calculations of the students in the State of Illinois that have a mother or father that's in the service, so they can collect data and help those children with different services. I'll take any questions."

Speaker Lyons: "You've heard the Lady's explanation of Floor Amendment #2. Is there any discussion? Seeing none, the question is, 'Should Floor Amendment 2 be adopted?' All those in favor signify by saying 'aye'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Floor Amendment is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Colvin, on page 29 of the Calendar, on the Order of Third Reading, you have

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House Bill 3406. Marlow Colvin, House Bill 3406. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3406, a Bill for an Act concerning business. Third Reading of this House Bill."

Speaker Lyons: "Representative Colvin."

Colvin: "Thank you, Mr. Speaker. I have for the House to consider House Bill 3406, which is an initiative of a constituent from a local, regional AARP meeting that I attended back in August of 2010. It simply deals with amending the Consumer Fraud Act with respect to rebates. The Act essentially states that any rebate that is offered on any consumer good would state in clear and... clear and plain language what type of rebate it is. It stemmed from a coupon that was circulated on the south side... the south suburbs of Cook... the south side of Chicago and the south suburbs of Cook County where many of the attendees at this meeting in August received this coupon for a particular \$30 discount from a local Home Depot store. Upon purchasing the item that would give them the \$30 coupon, they found that it was \$30 off a... an additional purchase of another item. Excuse me, I'm sorry. They thought the rebate was a \$30 cash refund, but in fact, it was nothing more than a coupon for a very expensive item that would offer \$30 off. I saw the coupon and the way it was worded clearly. I won't say it was dis... the retail store's intention to defraud anyone. I seriously doubt that they were trying to defraud anyone, but it was also clear that the language on the coupon could be worded in a way that it was clear that an additional purchase, and \$30 off of that purchase, would

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be. So, we drafted this Bill in... in a very clear and in not a very difficult way that anybody would find a serious objection to it. Any applicable penalties that apply to the Consumer Fraud Act, with regard to this type of penalty, will be applied. There are no additional penalties. I'll be happy to answer any questions."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 3406 pass?' All those in favor signify by voting '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 Brady, Norine Hammond. Mr. Clerk, take the record. On this Bill, there are 98 Members voting 'yes', 4 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Patti Bellock, on the Order Third Readings, on page 25 of the Calendar, you have House Bill 1658. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1658, a Bill for an Act concerning public health. Third Reading of this House Bill."

Speaker Lyons: "Representative Patti Bellock."

Bellock: ": "Thank you very much, Mr. Speaker. House Bill 1658 is what we discussed the other day. Floor Amendment #2 becomes the Bill, and what it does is it reinserts the provision of the underlying Bill, which makes that hospitals will now... it will be noted on your medical certification of the cause of death. And this adds in not only MRSA, which was the original part of the Bill, but

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then we listened to what Public Health wanted to put into this Bill, and it C. diff and VRE"

Speaker Lyons: "You've heard the Lady's explanation. Are there any questions? Seeing none, the question is, 'Should House Bill 1658 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mary Flowers. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Fred Crespo, you have, on the Order of Third Readings, House Bill 1316. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1316, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Cook, Representative Fred Crespo."

Crespo: "Thank you, Speaker. House Bill 1316 was brought to me by the Illinois State Police and the Illinois Emergency Management Agency. It creates the Illinois State Police Federal Project Trust Fund for the State Police and the Homeland Security Emergency Preparedness Fund for IEMA in response to audit findings. All federal funds received and interest accrued by these bodies are to be deposited to these funds in compliance with the Homeland Security transactions."

Speaker Lyons: "You've heard the Gentleman's explanation. Are there any questions? Seeing none, the question is, 'Should House Bill 1316 pass?' All those in favor signify by

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voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Will Davis. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Leader Barbara Flynn Currie, on page 28 of the Calendar, you have House Bill 2955. Out of the record. Representative Feigenholtz, on page 22 of the Calendar, you have House Bill 3134. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3134, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lyons: "Representative Sara Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. House Bill 3134 requires that the Department of Public Health use the uniform DNR advance directive, do not resuscitate form, to meet minimum requirements which are nationally considered physician orders for life sustaining treatment. It's called POLST. This is a work a group of physicians put together so that we can meet national standards. I'd be glad to answer any questions."

Speaker Lyons: "You've heard the Lady's explanation, is there any discussion? Seeing none, the question is, 'Should House Bill 3134 pass?' All those in favor signify by voting 'yes'; those 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 Will Davis. Representative Watson. Mr. Clerk, take the record. On this Bill, there's 101 Members voting 'yes', 0 voting 'no',

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1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed.

Representative Lisa Dugan, on the Order of Third Readings, you have House Bill 464. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 464, a Bill for an Act concerning finance. Third Reading of this House Bill."

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

Dugan: "Yes. Thank you, Speaker, and Members of the House.

House Bill 464 addresses an issue as far as veterans' homes. What ends up happening, and we were... we found out, because of the state statute that talks about disposal of state property, it seems to be a little bit of an issue with when people donates things to our veterans and veterans' homes. When that... those materials are no longer needed, they actually... the veterans' organizations around the state hold like a garage sale, sell those items, and then give the money back to the veterans' homes for the veterans to use. And it seems as though there was some question as to whether or not that could be done since it was donated to state veterans' homes. So, this just addresses that issue and allows the transfer of any property under the value of \$100, so it... that practice has been going on for years... can continue. I'll certainly answer any questions and would like an 'aye' vote."

Speaker Lyons: "You've heard the Lady's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill... House Bill 464 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted

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who wish? Have all voted who wish? Marlow Colvin, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Chapa LaVia, for what purpose do you seek recognition?"

Chapa LaVia: "Yes, Speaker, and I'm just quoting my colleague here, just saying, do we have an Agreed Bill List that we can go through with our colleagues? We'd get so much work done, quicker, so we can get to all those Appropriation Bills. What do you think, guys? Yeah."

Speaker Lyons: "Representative, thank you for the recommendation. We'll take it under consideration. Thank you. Representative Cavaletto, we have under the Order of Third Readings, on page 27 of the Calendar, House Bill 2500. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 2500, a Bill for a Act concerning finance. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman... Representative John Cavaletto."

Cavaletto: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. The Floor Amendment #2 becomes the Bill. This amends the Tennessee Valley Authority Payment Act, and repeals a cross-reference from Section 13 of the Tennessee Valley Authority Act of 1933, a Federal Law. It sets forth, as a provision of the Amendatory Act, that this Illinois repeal is a declar... declarative reflection of existing law, and is not a new enactment. This Amendment is supported by the Illinois Department of Revenue. Open for questions."

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Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, all those in favor of passage of House Bill 2500 signify by voting 'yes'; those opposed say 'no'... vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Golar, Ramey. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Connie Howard, on the Order of Third Readings, on page 23 of the Calendar, you have House Bill 298. Connie, House Bill 298. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 298, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lyons: "The Lady from Cook, Representative Connie Howard."

Howard: "Thank you very much, Mr. Speaker. Just a second, please. House Bill 298 would amend the Criminal Identification Act to allow a court to seal the record of an arrest or a record of chan... charge not initiated by an arrest. And that would be for a felony, if the end result of the criminal case is an acquittal, dismissal, or an overturned conviction. It would... it would amend this record sealing law to give the courts the discretion to seal felony arrest that result in either dismissal, acquittal, or a charge, or reversal of... or vacation of the conviction. I will take questions."

Speaker Lyons: "You've heard the Lady's explanation of House Bill 298. Is there any discussion? The Chair recognizes

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the Gentleman from DuPage, Representative Dennis Reboletti."

Reboletti: "Thank you, Mr. Speaker, and to the Bill. I've had a chance to work with many of the advocates on this Bill and asked them to do a lot of legwork prior to lending my support to the effort. And having had a chance to talk to the people from the Cabrini Green Legal Aid Center and others, they did the... the work that I asked them to do. One was to talk to IRMA, to talk to the bankers, to talk to other groups as to how they would feel about this particular issue, and as you look on your analysis, they are neutral. What this allows the State's Attorneys Office to do, as well as... a person who has a situation like this, where they have an acquittal, they have an arrest that did not result in a conviction or a dismissal, it would allow them in certain circumstances to have that sealed. What does sealing mean? Sealing means that you'd have to motion to the court that you'd want this sealed where only law enforcement can see it, which means the police and prosecutors would still know if you'd had the arrest, if you were found not guilty of the charge. However, anybody else would not be able to see that in a background check. In a couple of the instances that I reviewed with some of the advocates dealt with veterans. In one of those cases, one of the veterans had served in the first Iraq War and was trying to get a job as a census taker. And based on his prior criminal history, because he had been found not guilty on a felony case, he could not have the case sealed and he was un... he was not allowed to become a census taker

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and, therefore, not work. The other thing with ours is a protection is that the State's Attorneys Offices can respond to the motion to seal the charge, or to seal the... the conviction that has been overturned or vacated. This allows them the judge, to make a determination if this is something that the court feels comfortable with doing. And with those protections built in, and especially with the fact that we have many veterans who are coming back from combat zones, some having trouble adjusting back into daily life, that this would help numerous veterans, as well as those that have been found not guilty, or charges have not been filed, would allow them to pursue a career in almost anything with an opportunity to provide for themselves and to provide for their family. Now, I think this is a commonsense approach to doing that, and I'd just thank the chairman, Chairman Howard for working on this, and I will be in support of the Bill. Thank you."

Speaker Lyons: "Representative Howard, I don't think you can close any better than that, but go for it. To close."

Howard: "I certainly am appreciative of the assistance that I've gotten from many, including those advocates and my colleague, Representative Reboletti. I need everyone here to be supportive, as well, and to give me a green vote. Thank you."

Speaker Lyons: "The question is, 'Should House Bill 298 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Brauer, Senger. Mr. Clerk, take the record. On this Bill, there

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are 68 Members voting 'yes', 34 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Reboletti, I believe we'll go back to the Bill you asked us to take out of the record. House Bill 263, Representative. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 263, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

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

Reboletti: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. I have the opportunity to present to you today, House Bill 263, which would create a First Degree Murder registry and database. And I have the honor of doing that after having met some great people that dealt with some very tragic consequences in a situation that has been very difficult, even as of today. But if you recall back in November of 2010, there was an inmate released by the name of Justin Boulay, who had murdered Andrea Faye Will back in February of 1998. He was sentenced by Coles County to 24 years in prison. And if that sentence was entered today, he would serve 24 years in prison for his First Degree Murder conviction, but in Justin's case, he was saved by a technicality. And many of the Members here may remember back in 1998, this Body passed truth-in-sentencing that said if you served... that if you commit murder, you'll served at least 85 percent of your sentence, if not 100 percent. It is not uncommon, prior to that in 1998, that if you were sentenced to first degree murder, you would be

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released in one day sentenced, one day good time, and that's what Justin's case was. And in Justin's case, he was released when he was 33 years old. A little bit about Andrea. And we don't want to forget Andrea here, because Andrea was a student at Eastern Illinois University at the time. She had met Justin prior to going off to Eastern, and they continued their dating relationship there. She also experienced domestic violence and found it difficult to leave the relationship and kept it hidden from her parents. One person who knew about it was her roommate Michelle Felde, who has not only testified down here in Springfield, but has begun to talk about this... this case and this Bill to help other survivors of domestic violence and other homicide survivors. And Andrea was breaking up with Justin, and as she proceeded to do that, she was abused, and she suffered in silence, and things were changing for her. And as she was moving on with her life and had finally separated from her... from him, Justin called her to give her a birthday gift. And when she reached his apartment to get a birthday gift, he did not give her a birthday gift. What he did was strangle her to death with a telephone cord. He didn't call the police. He called his parents and they came down and eventually, he... Justin was arrested. He served his 12 years, and while he was in prison was allowed to get married, and then allowed to leave the state after serving his 12 years to begin his new life with his new bride, who is a professor of medicine, I believe, at the University of Hawaii. And if you recall back in November 2010, I'm sure many of you are outraged by

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that, but we corrected truth-in-sentencing, but not for those murderers prior to June of 1998. And so, what can we do as a General Assembly to rectify that? We'd talked about the different things that we could have done. I know that the Department of Corrections required Mr. Boulay to get additional counseling. I know that the State of Hawaii and the local prosecutor tried to block Mr. Boulay from transferring his parole to the State of Hawaii without much success. But the members of Andrea's sorority, the Sigma Kappas, would not let the memory of their fallen friend fade. They began to hold vigils. They began to use Facebook. They began to reach out to the Eastern Illinois community, which I am proud to be a member of that community, to what they could do to deal with this type of tragic situation, and for something good to come out such a terrible thing. So, as we worked on this and talked to Patty Rosenberg, who I know is watching up in the gallery, and thank you for your hard work, Patty, and... and for... and for becoming a dear friend of mine, we talked about how would we want to know who lives in our neighborhoods. And right now, we already have a few registries on our list, on our data based sites, on the Illinois.gov site. We require First Degree Murderers to register for a lifetime if they kill a child. We're all aware of the sex offender registry, which requires registry anywhere from 10 years up to a lifetime. We have an... also have an Arsonist Registry. What this Bill would do would be create the First Degree Murderer registry, and re... would require somebody that has been convicted of First Degree Murder to register with

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local law enforcement, and to let the local law enforcement know where they live, and where they go to school, similar to what we do on those other registries. That period would be for 10 years. And I think that it would serve to allow all of our communities to know who resides there, who our family members are associating with, who our children are dating, or who we are living next to. And so, it is with that, Ladies and Gentlemen, that I ask you to support Andrea's Law, that we know where these murderers live, that we are able to track their movement, and that we're able to know and have the right to know who lives in our communities. And with that, I would urge an 'aye' vote. Thank you, Mr. Speaker."

Speaker Lyons: "The Chair recognizes the Gentleman from Champaign, Representative Chapin Rose."

Rose: "Thank you, Mr. Speaker. I rise in support of the Bill. As the Representative of Eastern Illinois University, I remember clearly when this tragedy occurred, when this brutal murder took place. Unfortunately, I remember even more clearly the TV camera who caught Boulay as he walked out of prison just 12 years after taking young Andrea's life, on his way to Hawaii. Andrea will not get that chance. Her... well... I had a... an opportunity to meet Andrea's mother earlier this morning, and it... I don't know how you describe a meeting of a... with a mother's... who's daughter was murdered, but we... we talked and, you know, Mr. Boulay will have to live with this the rest of his life. Andrea's mother and family and loved ones will not only have to live the rest of their lives without Andrea, but

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they will have to live the rest of their lives knowing that justice was not done. Justice was not done. Mr. Speaker, and I... I do appreciate the... the tenor of the Body at this moment, but we were very quiet and deliberative during the death penalty debate just a few months ago. I would hope that we could be just as deliberative on this Bill, in terms of respect, if for no other reason than Andrea's mother's sitting in the gallery. That said, I think my seatmate, Representative Reboletti has done a wonderful job on this Bill. It is absolutely necessary that this Bill pass because, unfortunately, justice was not done in this case. Twelve years is almost laughable. So, with that, I am... plan to support the Bill as the Representative of EIU. The EIU community was touched greatly during this situation, and I think it's only appropriate for all the Andreas and the loved ones left behind that we pass this Bill today. Thank you, Mr. Speaker."

Speaker Lyons: "The Chair recognizes the Lady from Cook, Representative Monique Davis."

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

Speaker Lyons: "The Sponsor yields."

Davis, M.: "Mr. Reboletti, I do understand what your reasoning is, but I need to ask a few questions. So, I hope you'll bear with me. What will this registry cost?"

Reboletti: "I've been discussing this with the Illinois State Police. That's a great question, Representative Davis. We are going to work with Senator Millner when we get to the Senate to combine this with our First Degree Child Murderer

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registry, and so that there will be no additional cost. It will be the cost of entering the names in. The Illinois State Police did not slip in this particular case, but I have been in contact with them prior to filing this legislation, and we will be working on that with Senator Millner."

Davis, M.: "My understanding is, it will require a great deal of dollars to start or set up a new system, and the would.. it would have a tremendous cost. And the other question I have is, how many murderers are likely to recommit another crime after they're re.. released from prison?"

Reboletti: "Is that... Representative, are you talking about another murder, or are you talking about another crime, or you talking about a technical violation of parole?"

Davis, M.: "I'm talking about another murder. This is a murder registry, right?"

Reboletti: "Absolutely."

Davis, M.: "So, that's what we'd be concerned with."

Reboletti: "Well..."

Davis, M.: "Are they... how likely are they..."

Reboletti: "Representative. Representative Davis..."

Davis, M.: "...to commit another?"

Reboletti: "...to your first question, what will the cost be. If we are able to use the already existing registry, then there will be a negligible cost. And I can appreciate, with our financial situation, an adding additional burden to our budget. Number two, in my research of the recidivism rate for a First Degree Murderer, that within the first three years of their release, it's about 1.5... 1.5

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percent to 2 percent of those murderers are rearrested for murder within that three-year period. So, let me define that universe even further.."

Davis, M.: "What percent did you say?"

Reboletti: "One point five two percent. Just for murder, not take... not talking about other crimes."

Davis, M.: "Our records show that it is the lowest rate among all reported crimes of released prisoners."

Reboletti: "That's correct, Representative. We're talking about recidivism for a burglar and recidivism for a murderer. Those recidivism rates are different."

Davis, M.: "To the Bill, Mr. Speaker. And I thank you, Sir, very much for your concise answers. To the Bill. This registry would stigmatize ex-offenders in any community, making it harder for them to get jobs, housing, and education. When we make it harder for people to turn their lives around, we increase the risk factors for recidivism. It's a slippery slope, Ladies and Gentlemen. If we keep making registries for different types of crimes and convictions, where does it stop? Should we have a registry for robberies? Should we have a registry for burglars? And the most difficult question I have is, are you safe from the one who has not committed any murders yet at all? There's always that first time. To give people a false notion that because a murderer, your li... the list doesn't list you as a murderer. Do I know that I'm safe with you? As young people use the Internet for dating and socializing, if they check a person and their name is not on the list as a murderer, there will be false sense of

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security because every First Degree Murderer committed murder for the first time. Each one had a first time. And I think it's so important that we do not think because a person is not listed, that they are not capable of murder. I think this is a slippery slope we don't want to go down. And I'm so sorry, and I do understand all of the difficulty with the few cases that you named. It's a slippery slope and it's very costly. Thank you, Ladies and Gentlemen. I urge a 'no' vote."

Speaker Lyons: "Representative Reboletti, to close."

Reboletti: "Well, I appreciate the Gentle Lady from Cook County's comments. Can I just share some information with the Body, and I know the media is also listening and watching. There are approximately four to five hundred First Degree Murderers that are on parole as of today. There are approximately three thousand First Degree Murderers, who, at some point in time, have a release date that are not sentenced to natural life. With a 1.5 percent rearrest rate for just the crime of murderer... murder, think about that when you're looking at 300 people being released this year for that particular crime, almost five additional murders. And the recidivism rate for First Degree Murders across the nation is approximately 35 percent that commit new crimes, that violate parole, and that commit new crimes. Ladies and Gentlemen, I think this is an idea whose time has come. I appreciate there may some additional costs, but I will work with Senator Millner, who is the Senate Sponsor, to keep those down. And I would urge an 'aye' vote. Thank you."

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Speaker Lyons: "You've heard the discussion. The question is, 'Should House Bill 263 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 97 Members voting 'yes', 1 Member voting 'no', 4 Members voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 25 of the Calendar, Leader Cross has House Bill 1700. I believe Representative Sid Mathias is going to be presenting the Bill. I'll take that... I'll take that Bill out of the record momentarily. Representative Mary Flowers, you have House Bill 286. Representative Flowers. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 286, a Bill for an Act concerning children. Third Reading of this House Bill."

Speaker Lyons: "The Chair recognizes the Lady from Cook, Representative Mary Flowers."

Flowers: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. House Bill 286 create the administrative (sic- Administration of) Psychotropic Medication for Childrens Act, which would require DCFS to amend its current administrative rules, with the inclusion of specific provisions, as well as compliance measure for those that they are administering the drug to. And I'll be more than happy to answer any questions you may have in regards to House Bill 286."

Speaker Lyons: "The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

Speaker Lyons: "The Sponsor yields."

Eddy: "Representative, the Amendment removed a great deal of the opposition to the Bill. Is that correct?"

Flowers: "Yes, Sir."

Eddy: "So, the change... the change that was made between the original Bill and the amended Bill, could you give us a... a brief overview of how... how you removed the opposition?"

Flowers: "There was a \$5 thousand fine, initially, in the Bill, and I removed that."

Eddy: "Okay. And as amended, there remains one opponent and that's the Psychiatric Society, but the Cook County Defenders, the Public Guardians, DCFS, and the Hospital Association all removed their opposition?"

Flowers: "I'm not aware of any opposition."

Eddy: "Okay. All right. Our... our analysis shows there's just one, but it also shows that a significant amount of opposition was removed with the Amendment."

Flowers: "I'm not aware of any opposition."

Eddy: "Okay, Representative. Thank you very much for the clarification. Ladies and Gentlemen of the House, it looks like the Representative has worked hard to remove a majority of the opposition. Certainly appreciate the fact that she worked with the Hospital Association, and the Cook County Public Guardians, and would urge the Body to support the Bill, as amended. Thank you."

Speaker Lyons: "The Chair recognizes the Gentleman from Morgan, Representative Watson. Does not seek recognition. Representative Chapin Rose."

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Rose: "Oh, I'm sorry, wrong button."

Speaker Lyons: "You seek recognition, Sir?"

Rose: "No. I meant to..."

Speaker Lyons: "Mary Flowers to close."

Flowers: "I would appreciate an 'aye' vote."

Speaker Lyons: "The question is, 'Should House Bill 286 pass?'

All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Mathias, you ready to do Leader Cross's Bill, House Bill 1700? Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 1700, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Lake, Representative Sid Mathias."

Mathias: "Thank you, Mr. Speaker. House Bill 1700, as amended by Committee Amendment #1, provides that a municipality and a fire protection district may negotiate to permit a fire protection... protection district to retain their jurisdictional fire service over annexed parcel of property at the time of annexation. This Bill sunsets 12 months after becoming law or in June of 2012, whichever comes first. And I ask for your 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 1700 pass?' All those in favor signify

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by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Dan Brady. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Sara Feigenholtz, you have on page 29 of the Calendar, under the Order of Third Readings, House Bill 3207. Representative Feigenholtz. Out of the record. Representative Kay Hatcher, on page 25 of the Calendar, under the Order of Third Reading, you have House Bill 1645. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1645, a Bill for an Act concerning revenue. Third Reading of this House Bill."

Speaker Lyons: "The Lady from Kane, Representative Hatcher."

Hatcher: "Thank you, Mr. Speaker. House Bill 1645 is a simple, good government Bill. It provides that a taxing district can... can eliminate its tax for one year, and then resume that levy for any subsequent year without going to referendum."

Speaker Lyons: "You've heard the Lady's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 1645 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Phelps and Reitz. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative..

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Representative Karen Yarbrough, on the Order of Third Reading, on page 27 of the Calendar, you have House Bill 2873. Out of the record. Representative Sid Mathias, on the Order of Third Readings, you have House Bill 3281. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3281, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Lake, Representative Sid Mathias."

Mathias: "Thank you... thank you, Mr. Speaker. As amended by Floor Amendment #2, which basically added the... Chicago Board of Education to the Bill, it... it basically states that a school district may expel, suspend, or subject to the limitations of their policies, discipline a pupil found guilty of gross disobedience or misconduct perpetuated by electronic means. And we've seen that a lot today where people go on the Internet and trash or do some pretty ugly things against some of their fellow students, and this would give the school district the right to discipline them based on that. I... I believe they have that right today, but I just wanted to make sure that it was in law. And I ask for your 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 3281 pass?' All those in favor signify by voting 'yes'; those opposed say... vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Will Davis, Bob Pritchard, Dave Winters. Mr. Clerk, take the record. On this Bill,

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there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Don Moffitt, on the order of Third Reading, on page 29 of the Calendar, you have House Bill 3255. Out of the record. Representative Bill Mitchell, you have, on the Order of Third Reading, on page 25 of the Calendar, House Bill 1491. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1491, a Bill for an Act concerning liquor. Third Reading of this House Bill."

Speaker Lyons: "Representative Mitchell."

Mitchell, B.: "Thank you, Mr. Speaker. House Bill 1491. It... we have a situation, it would... it would provide... clarifies the state statute explicitly authorizing counties to issue a liquor license to businesses on property owned or controlled by the county. We have in DeWitt County, Illinois, they own the marina, they're leasing out to a restaurant. And there's an omission in present State Law, whereas right now, if it was in the city or a township, the township or city board could authorize the sale of alcohol, but because this is a county owned property, there is that kind of exclusion. This just makes it in line with present law."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 1491 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Bellock, Coladipietro, Currie,

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Osterman, Ramey, Smith, Sandy Cole. Mr. Clerk, take the record. On this Bill, there are 69 Members voting 'yes', 33 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed.

Representative Burke, on the order of Third Readings, on page 26, you have House Bill 1966, Dan. Do you wish to call that Bill? 1966. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 1966, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from Cook, Representative Dan Burke."

Burke: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. This very simply would create the Illinois Midwest High Speed Rail Commission. Very basic there. And very happy to answer any questions."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 1966 pass?' All those in favor signify by voting '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 Bellock, Hatcher, Hays, Ramey. Randy Ramey. Mr. Clerk, take the record. On this Bill, there are 74 Members voting 'yes', 28 Members voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Sid Mathias, for what purpose do you seek recognition, Sir?"

Mathias: "Yes, Mr. Speaker, I just realized that I mistakenly pressed the 'yes' button on House Bill 1491, when my intention was to vote 'no'."

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Speaker Lyons: "The Journal will reflect your intention."

Mathias: "Thank you."

Speaker Lyons: "Representative Dan Reitz, under the Order of Third Readings, you... on page 25 of the Calendar, you have House Bill 1494. Read the Bill, Mr. Clerk. Mr. Clerk, take that Bill out of the record. Representative Pritchard, on the order of Third Readings, on page 29 of the Calendar, you have House Bill 3220. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 3220, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lyons: "The Gentleman from DeKalb, Representative Bob Pritchard."

Pritchard: "Ladies and Gentlemen of the House, this Bill creates the Accountability in Higher Education Act that requires public universities in this state to develop annual academic, financial, and enrollment plans. It requires them to commit themselves formally to meeting specific state policy objectives in conjunction with a goal set forth in the Illinois Public Agenda for College and Career Success. These components correlate to moving Illinois's higher education toward a performance-based funding system, as well as promoting the efficiency and competitiveness in conjunction with surrounding states. I ask for your support."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should House Bill 3220 pass?' All those in favor signify by saying... by voting 'yes'; those opposed vote 'no'. The

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voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Jerry Mitchell. Mr. Clerk, take the record. On this Bill, there's 102 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Leader Lou Lang in the Chair."

Speaker Lang: "House Bill 8, Representative Ramey. Please read the Bill. Out of the record. House Bill 1503, Representative Rose. Please read the Bill."

Clerk Bolin: "House Bill 1503, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Mr. Rose."

Rose: "Thank you, Mr. Speaker. House Bill 1503 is an initiative of... comes from higher education from the Illinois Board of Higher Education. A Summer Finance Study Commission that made a recommendation that Illinois move to some level of outcomes based funding to recognize that we need to protect our strengths, and also do a much better job of... of funding higher education and... and how we do that, and to make sure that we're meeting, clearly, defined goals. In this case, the goals of the public agenda, the P-20 Council and other defined goals. House Bill 1503, as amended, and that's a critical note, as amended, represents the sum and substance of several months of negotiations. It is identical to Senate Education Chairman Ed Maloney's version of the same Bill. And I want to give him, as well as Representative Bob Pritchard, a high degree of credit on this. Representative Pritchard and Senator Maloney were on those commissions and... and worked tirelessly on this

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effort. And at this point, this really is, I believe, an agreed Bill. I worked to address the Sponsor... or, excuse me, the committee Members... some of the committee members' concerns. This will, basically, go back to the Board of Higher Education to create a broad-based group of individuals from the General Assembly, the Governor's Office, all the institutions of higher education, business industries, state agencies to develop and implement these goals. So, higher education said to us in their fall report, we need to go down this path. About half the states in the country, that's 24 states in the country, already do this. We would then, with this legislation, be saying to them, okay, you've made a recommendation. You've made a bold statement. Go do it. And we would, if this passes, then, work with them to come up with the standards. I look forward. I've talked quite a bit with my cosponsor, Representative Flowers, on this, and I look forward to the hard work that will be ahead should, hopefully, this pass. Again, I believe this is agreed at this point. It's the same thing as Senator Maloney has in the Senate, and look forward to a final passage. Would take any questions."

Speaker Lang: "The Gentleman moves for the passage of the Bill. On that question, the Chair recognizes Representative Flowers."

Flowers: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. I look forward to working with the Gentleman in regards to making Illinois a first class state in regards to education and closing the gap. A report was put out recently in regard... calling Illinois the two Illinois, one

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for the haves and one for the have-nots. This will be a step in the right direction in closing the gap. And I urge an 'aye' vote."

Speaker Lang: "Mr. Franks."

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

Speaker Lang: "The Sponsor yields."

Franks: "Representative, I was reading the analysis, and this indicates that you're dealing with the Illinois Board of Higher Education regarding performance-based funding, correct?"

Rose: "Yes."

Franks: "Would that funding... is that, what you're referring to, is what we do here in the General Assembly?"

Rose: "Is actually kind of, yes, in the many respects, and it tracks separately. IBHE had a commission in that met all fall called the Finance Study Commission and it... Eastern Illinois University advisors to the President had come to them and said, we should really move towards an outcomes-based fundamental. And frankly, Representative Franks, I like outcomes as a term much better than performance 'cause outcomes is a much broader definition, a much broader scale and then, performance is sort of a much narrower definition. But yeah, it sort of tracks very much with that."

Franks: "And I'm wondering, would this dovetail with what we passed in January, our budgeting for outcomes legislation. Would this require the IBHE to come up with the outcomes that they'd like, and then we can see how that coalesces with what the General Assembly wants? I'm... I'm wondering

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if this is a... if this should be, really, a complement to the budgeting for outcomes legislation that we passed?"

Rose: "I think it very much is a complement. I would note, however, that timing wise, we're going to have to do the fiscal year '12 budget under the General Assembly's..."

Franks: "BFO."

Rose: "Yeah, exactly, and then the... the IBHE will come in with recommendations. But again, these are recommendations. We don't have to implement them, but we did in this state and the taxpayers funded it, a survey called the Public Agenda, where we actually documented, for the first time in over two and a half decades, in goals for where we want to be as higher education. So, their thought is that we would use this to start implementing those goals. Those goals are higher retention rates. You know, everything from protecting quality institutions, like a #1 ranking in accountancy, for example, of the U of I in Urbana, all the way to improving retention rates at all of our universities."

Franks: "I compliment you on this Bill because too... for too long we've been reactive when it comes to our ideas and how we're going to do the budget, and this is going to require planning and having real goals and outcomes. So, thank you for bringing this forward and..."

Rose: "Thank you, Representative."

Franks: "...I encourage an 'aye' vote."

Speaker Lang: "Those in favor of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Representative Dugan.

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Please take the record. On this question, there are 102 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 1379, Leader Lyons. Please read the Bill."

Clerk Bolin: "House Bill 1379, a Bill for an Act concerning civil law. Third Reading of this House Bill."

Speaker Lang: "Leader Lyons."

Lyons: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1379 amends the sunset provision of the Registered Title, the Torrens Act from a date 20 years from now until January 20... January 1, 2014. Basically, the Torrens Indemnity Fund was established to have money available to anybody that might have a claim against the recorder of deeds on behalf of this issue. In the last 10 years, there's only been two claims, and what this does is it frees up \$78 million for the City of Chicago and Cook County for the purpose of some lead paint protection fund. So, it's a... it's a Bill that came out of committee unanimous. There's no known opposition. There's agreement on the county on this. And I appreciate your 'aye' vote."

Speaker Lang: "The Gentleman moves for the passage of the Bill. Those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Davis. Will Davis. Please take the record. On this question, there are 102 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Members, we're going to be running some Bills on Second Reading now. Please, be ready. If

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you're... if you have a Bill on Second Reading, on the list in front of me. First Bill is House Bill 1391, Mr. Bradley. Mr. Bradley. Please read the Bill."

Clerk Bolin: "House Bill 1391, a Bill for an Act concerning health facilities. 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."

Bradley: "I believe this is a technical Amendment definition. I would ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Amendment say 'yes'; 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 3019, Mr. Bost. Out of the record. House Bill 3241, Mr. Brown. Please read the Bill."

Clerk Bolin: "House Bill 3241, a Bill for an Act concerning State Government. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Brown, has been approved for consideration."

Speaker Lang: "Mr. Brown."

Brown: "I move to adopt Amendment 1. It simply states subject to appropriation..."

Speaker Lang: "Those in favor of the Amendment..."

Brown: "...based on the..."

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Speaker Lang: "...shall say 'yes'; 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 1309, Mr. DeLuca. Out of the record. House Bill 1260, Mr. Farnham. Please read the Bill."

Clerk Bolin: "House Bill 1260, a Bill for an Act concerning veterans. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Farnham, has been approved for consideration."

Speaker Lang: "Mr. Farnham."

Farnham: "Yes. Thank you, Mr. Speaker, and Members. Floor Amendment #1 clarifies that no utility may disconnect service between winter months of December 1.. 31 to any residential customer for nonpayment of their utility bill, who has notified the utility that they are a service member or veteran."

Speaker Lang: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'yes'; 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 3620, Representative Feigenholtz. Please read the Bill."

Clerk Bolin: "House Bill 3620, a Bill for an Act concerning safety. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

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Speaker Lang: "Third Reading. House Bill 3458, Mr. Fortner.
Please read the Bill."

Clerk Bolin: "House Bill 3458, a Bill for an Act concerning
local government. Second Reading of this House Bill.
Amendment #1 was adopted in committee. No Floor... or Floor
Amendment #2, offered by Representative Fortner, has been
approved for consideration."

Speaker Lang: "Mr. Fortner."

Fortner: "Thank you, Speaker, Members of the House. Floor
Amendment 2 corrects a drafting error in Committee
Amendment #1. There was a technical term change. And the
definition of the original term that was deleted by Com..
#1, that definition was inadvertently left in. All this
Amendment does is remove that definition."

Speaker Lang: "The Gentleman moves for the adoption of the
Amendment. Those in favor say 'yes'; 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 1600, Mr. Ford. Out
of the record. House Bill 1706, Representative Gabel.
Please read the Bill."

Clerk Bolin: "House Bill 1706, a Bill for an Act concerning
education. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments. No Motions are
filed."

Speaker Lang: "Third Reading. House Bill 1241, Representative
Hernandez. Please read the Bill."

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Clerk Bolin: "House Bill 1241, 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 3038, Mr. Holbrook. Please read the Bill."

Clerk Bolin: "House Bill 3038, a Bill for an Act concerning public utilities. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Holbrook, has been approved for consideration."

Speaker Lang: "Mr. Holbrook."

Holbrook: "Thank you. House Amendment #1 becomes the Bill, and it sets up a 12 month, rather than a 24 month with certain conditions, to return from an ARES to your carrier. Ensured it's a consumer friendly Bill. I know of no opposition. It came out of committee unanimously."

Speaker Lang: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 78, Representative Jakobsson. Please read the Bill."

Clerk Bolin: "House Bill 78, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. Floor Amendments 1 and 2 have been

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approved for consideration. Floor Amendment #1 is offered by Representative Jakobsson."

Speaker Lang: "Representative Jakobsson on Amendment 1."

Jakobsson: "Okay. I was thinking that Amendment 2 is what I was presenting. House Amendment #1 amends the... House Bill 78 by making... giving definitions of the criminal trespass to a safe school zone, and identifying employees, school administrators and..."

Speaker Lang: "Representative, if Amendment 2 becomes the Bill, do you wish to withdraw Amendment 1?"

Jakobsson: "Yes. Please."

Speaker Lang: "The Lady withdraws Amendment 1. Mr. Clerk."

Clerk Bolin: "Floor Amendment #2, offered by Representative Jakobsson."

Speaker Lang: "Representative Jakobsson."

Jakobsson: "Thank you. Repre... Amendment #2 is very much like Amendment #1 except that it says for a period not to exceed the term of expulsion; whereas, in Amendment #1 it said not to exceed one year."

Speaker Lang: "The Lady moves for the adoption of the Amendment. Those in favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 2938, Representative McAsey. Please read the Bill."

Clerk Bolin: "House Bill 2938, a Bill for an Act concerning transportation. Second Reading of this House Bill. No

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Committee Amendments. Floor Amendment #1, offered by Representative McAsey, has been approved for consideration."

Speaker Lang: "Representative McAsey."

McAsey: "Thank you. This Amendment addresses a concern of the State Treasurer, to address an audit finding. It makes the Marine Corp license plate just like any of the other specialty plates by moving the audit function into the Secretary of State's Office. And I move for the adoption."

Lang: "The Lady moves for the adoption of the Amendment. Those in favor say 'yes'; opposed '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 3591, Representative Mussman. Representative Mussman, 3591. Please read the Bill."

Clerk Bolin: "House Bill 3591, a Bill for an Act concerning public employee benefits. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Mussman, has been approved for consideration."

Speaker Lang: "Representative Mussman."

Mussman: "I... I urge the adoption of this Amendment."

Speaker Lang: "Could you tell us what the Amendment does, please?"

Mussman: "I was just... let me... let me grab it. Oh, this changes the language of the Bill. It includes the Chicago Transit and the Regional Transit Authority included. They... they

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had originally been separated out under the original proposal, and it... and it puts them back in."

Speaker Lang: "Those in favor of the Amendment shall say 'yes'; 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 1091, Representative Nekritz. Please read the Bill."

Clerk Bolin: "House Bill 1091, a Bill for an Act..."

Speaker Lang: "Mr. Clerk, excuse me. Out of the record. House Bill 1130, Representative Sente. Representative Sente. Out of the record. House Bill 414, Representative Turner. Mr. Turner, 414. Please read the Bill."

Clerk Bolin: "House Bill 414, 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 2972, Mr. Turner. Please read the Bill. Excuse me, Mr. Clerk. Out of the record. House Bill 1167, Representative Verschoore. Mr. Verschoore. Please read the Bill."

Clerk Bolin: "House Bill 1167, a Bill for an Act concerning elections. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Mr. Clerk, please take that Bill out of the record. House Bill 2903, Representative Williams. Out of the record. House Bill 2067, Representative Zalewski. Mr.

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Zalewski. Out of the record. Mr. Clerk, on House Bill 1241, what is the status of that Bill?"

Clerk Bolin: "House Bill 1241 is on the Order of House Bills-Third Reading."

Speaker Lang: "Please place that Bill on the Order of Second Reading at the request of the Sponsor. And please tell us the status of House Bill 1476."

Clerk Bolin: "House Bill 1476 is on the Order of House Bills-Third Reading."

Speaker Lang: "Please place that Bill on the Order of Second Reading at the request of the Sponsor. On the Order of Second Reading, there appears House Bill 2917, Representative Currie. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 2917, a Bill for an Act concerning controlled substances. Second Reading of this House Bill. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Currie, has been approved for consideration."

Speaker Lang: "Majority Leader Currie."

Currie: "Thank you, Speaker, and Members of the House. This measure, the underlying Bill, would bring Illinois into compliance with prescribing of controlled substances with Federal Law, federal changes. It also would make it easier for our monitors to track people who are doctor shopping and who are accessing controlled substances that they ought not to be able to access. The Amendment is simple. First of all, there was a request by the Cook County State's Attorney for some clarifying language that means they will continue to be able to go after drug kingpins. Secondly,

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there was a provision in the original Bill that would have taken away certain kinds of police powers from some members of the staff of IDPFR, and the compromised language says that the people who currently hold those positions would be grandfathered in as peace officers, and that in the future, that would not be a part of the... of the title that they hold. So, I know of no opposition, and I'd appreciate your support for adoption of the technical Amendment."

Speaker Lang: "Those in favor of the Amendment shall say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 1573, Mr. Beiser. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 1573, 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 3365, Representative Kelly Burke. Please read the Bill."

Clerk Bolin: "House Bill 3365, a Bill for an Act concerning firearms. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1461, Mr. Cunningham. Please read the Bill."

Clerk Bolin: "House Bill 1461, a Bill for an Act concerning firearms. The Bill was read for a second time on a

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previous day. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 3346, Representative Dugan. Representative Dugan. Mr. Clerk, House Bill 1461 by Mr. Cunningham, that Bill was moved to the Order of Third Reading. Let's move this Bill back to the Order of Second Reading. And Mr. Clerk, please read the Bill."

Clerk Bolin: "For House Bill 1460... 1461, we have a Motion to Table the Bill filed by Representative Cunningham."

Speaker Lang: "Mr. Cunningham, on 1461, do you wish to table that Bill, Sir?"

Cunningham: "Yeah. Yeah."

Speaker Lang: "The Gentleman wishes to table his Bill. Those in favor of the Gentleman's Motion say 'yes'; and those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Motion is adopted, and House Bill 1461 is tabled. House Bill 3346. Please read the Bill."

Clerk Bolin: "House Bill 3346, a Bill for an Act concerning finance. 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 1958, Representative Gabel. Representative Gabel. Out of the record. House Bill 3377, Representative Howard. Out of the record. House Bill 1760, Mr. Lyons. Mr. Joe Lyons. Out of the record. House Bill 3424, Representative Nekritz. Representative Nekritz, 3424. Out of the record. House Bill 3336, Representative Nekritz. Read the Bill."

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Clerk Bolin: "House Bill 3336, 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 1125, Representative Sente. Please read the Bill."

Clerk Bolin: "House Bill 1125, a Bill for an Act concerning regulations. 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 2067, Representative Zalewski. Out of the record. House Bill 19, Mr. Bost. Mr. Bost. Please read the Bill."

Clerk Bolin: "House Bill 19, a Bill for an Act concerning civil law. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Bost, has been approved for consideration."

Speaker Lang: "Mr. Bost."

Bost: "Yeah, Mr. Speaker, the... the Amendment simply provides that notice that shall... shall be sent by... by certified mail when property exceeds \$1 thousand. This is basically the... it's the second Amendment that was added... asked for out of committee... or second change that was asked for out of committee, and it basically meets the requirements set forth by... they thought that it would be a easier setting it at... and at a level of \$1 thousand."

Speaker Lang: "The Gentleman has moved for the adoption of the Amendment. There being no debate, those in favor say

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'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 3422, Mr. Brown. Please read the Bill."

Clerk Bolin: "House Bill 3422, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. A fiscal note has been requested on the Bill and has not been filed."

Speaker Lang: "Waiting for a fiscal note, the Bill will be held on the Order of Second Reading. House Bill 1715, Mr. Durkin. Out of the record. House Bill 1307, Mr. Moffitt. Please read the Bill."

Clerk Bolin: "House Bill 1307, 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 1914, Mr. Rosenthal. Out of the record. House Bill 2956, Mr. Saviano. Out of the record. Members, the next series of Bills we do will be Third Reading, try to be ready. First Bill on the list is House Bill 1855, Mr. Acevedo. Out of the record. House Bill 3158, Mr. Biss. Mr. Biss. Out of the record. House Bill 3360... strike that. House Bill 1906, Mr. Cunningham. Mr. Cunningham. Out of the record. House Bill 1726, Mr. Farnham. Please read the Bill."

Clerk Bolin: "House Bill 1726, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

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Speaker Lang: "Out of the record, Mr. Clerk. House Bill 1209, Mr. Ford. Please read the Bill."

Clerk Bolin: "House Bill 1209, a Bill for an Act concerning civil law. Third Reading of this House Bill."

Speaker Lang: "Mr. Ford."

Ford: "Thank you, Mr. Speaker, and Members of the House. I move for passage of House Bill 1209. It's a simple use and occupancy Bill to help make the rental of properties fairer and equal. I move for the passage of 1209."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor of the Bill 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? Mr. Lyons. Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3172, Mr. Cavaletto. Mr. Cavaletto. Please read the Bill."

Clerk Bolin: "House Bill 3172, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Lang: "Mr. Cavaletto."

Cavaletto: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House Floor. This license plate deletes a language requiring that the payment of the certain fees, in addition to the applicable registration fee, for the U.S. Marine Corp, Paratrooper, Korean Service, Iraq Campaign, Afghanistan Campaign, the U.S. Navy Distinguished Flying Cross, the Operation Iraqi Freedom, and the Women Veterans special license plates. The \$99 standard special fee is

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still applied. Some original issu... issuance and renewal fees still apply as well. The only fees which are deposited in the Secretary of State's Office will a license plates be funded. And the Secretary of State and VFW been contacted, but no one has responded. So, it makes... this makes it equal with every other plate."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Biss, Chapa LaVia, May, Soto, Williams. Please take the record. On this question, 102 voting 'yes', 1 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2020, Representative Hernandez. Please read the Bill."

Clerk Bolin: "House Bill 2020, a Bill for an Act concerning aging. Third Reading of this House Bill."

Speaker Lang: "Representative Hernandez."

Hernandez: "Thank you, Speaker. House Bill 2020 amends the Elder Abuse and Neglect Act. This Bill redefines the definition of a domestic liv... living situation by identifying it as the location the individual is living in at the time of the report in order to give the Department of Aging more flex... flexibility in investigating cases of elder abuse. I ask for an 'aye' vote. Thank you."

Speaker Lang: "The Lady moves for the passage of the Bill. There being no debate, those in favor of the passage of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have

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all voted who wish? Please take the record. On this question, there are 103 voting 'yes', 0 voting 'no'. And this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 3036, Mr. Holbrook. Mr. Holbrook on 3036. Please read the Bill."

Clerk Bolin: "House Bill 3036, a Bill for an Act concerning public utilities. Third Reading of this House Bill."

Speaker Lang: "Mr. Holbrook."

Holbrook: "This Bill, House Bill 3036, amends the Public Utilities Act, and it declares that there'll be an annual report. This is something that they had stopped doing. It reinstates it. And it's a con... it will know things like status of the consumer protection for retail customers and make recommendations for improving such customer protection, through their ICC rules. I know of no opposition."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes Representative Beiser."

Beiser: "Thank you, Mr. Chairman. I rise for announcement."

Speaker Lang: "Please state your announcement, Sir."

Beiser: "I'd like to let the Body know, members of the Transportation Regulation, Roads & Bridges Committee, that that committee will be canceled this evening."

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Speaker Lang: "Mr. Beiser's committee is canceled. The Chair recognizes Mr. Phelps."

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

Speaker Lang: "Please state your point, Sir."

Phelps: "To go along with Representative Beiser, Financial Institutions will also be canceled this afternoon."

Speaker Lang: "Members, Mr. Phelps committee has been canceled. The Chair recognizes Mr. Pritchard."

Pritchard: "We haven't canceled the Legislative Education Caucus, and we will be serving pizza tonight at 7:00. So, please join us for a very informative meeting in Room 413 of the Stratton Building."

Speaker Lang: "Mr. Pritchard uses food to entice people to his meetings. Very good, Sir. House Bill 3273, Representative Bellock. Please read the Bill."

Clerk Bolin: "House Bill 3273, a Bill for an Act concerning business. Third Reading of this House Bill."

Speaker Lang: "Representative Bellock."

Bellock: "Thank you very much, Mr. Speaker. House Bill 3273 was brought to me by a local veterans group, and what it does is it addresses the issue of people stealing the metal off of veterans' tombstones. So, this Bill prohibits any business or recyclable metal dealer to take any.. to purchase, accept or give anything of value in exchange for any metal taken from the grave marker of a veteran."

Speaker Lang: "The Lady moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Sosnowski. Please take the

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record, Mr. Clerk. On this question, there are 103 voting 'yes'; 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3158, Mr. Biss. Please read the Bill."

Clerk Bolin: "House Bill 3158, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Biss."

Biss: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 3158 is a follow-up on the change of the Procurement Code that was passed in the previous General Assembly. The Procurement Code, as it was changed, prohibits Constitutional Officers from receiving contributions to their political campaigns from contractors who are doing a contract or have a contract pending for \$50 thousand or more with them. However, the Bill... the existing statute doesn't address the fact that gubernatorial and lieutenant gubernatorial candidates run together as a team. So, it allowed for what's essentially a loophole where the Governor may control a contract, but the contractor can still give a political contribution to the Lieutenant Governor or a candidate for Lieutenant Governor running with the gubernatorial candidate. House Bill 3158 simply closes that loophole and says that, from the point of view of these new restrictions on contributions from contractors, gubernatorial and lieutenant gubernatorial candidates running together are viewed as identical. I'm happy to take any questions."

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Speaker Lang: "The Gentleman moves for the passage of the Bill.

And on that question, the Chair recognizes Representative Dunkin."

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

Speaker Lang: "The Gentleman yields."

Dunkin: "Representative, this is a very interesting Bill.

Where is the Lieutenant Governor's Office on this piece of legislation?"

Biss: "What's that, Sir?"

Dunkin: "I'm just curious to... does the Lieutenant Governor's Office support or oppose this piece of legislation?"

Biss: "To be honest, I'm not aware of their position."

Dunkin: "Who asked you to co... to sponsor this legislation?"

Biss: "Actually, the Gentleman in the Chair, Representative Lang was carrying this Bill and allowed me to take on the sponsorship of it."

Dunkin: "Really. I wonder why Representative, Leader Lang, our current Speaker today, isn't carrying this Bill."

Biss: "I'm not prepared to speak on his behalf."

Dunkin: "You're car... but you're carrying his... his water."

Biss: "I am carrying his legislation. I think it's an excellent piece of legislation, which is why I was honored by the opportunity to carry it, but I can't tell you about his thought process that led to his decision to hand it over to me."

Dunkin: "He just thought or appealed to your sharp knife from the north shore and this would... this would do you well and correct our State Government here, close all the loopholes."

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Biss: "It's my position that this piece of legislation would close a meaningful loophole, yes."

Dunkin: "Really? So, has anyone tried to jump through this loophole?"

Biss: "The... the statute that creates the loophole is only now in effect, subsequent to the previous campaign, I believe."

Dunkin: "Do you have any idea of what the Lieutenant Governor's Office do, currently, what their initiatives are?"

Biss: "Well, I'm certainly in conversation with them about some of their green initiatives and some of their governmental reform initiative, but as you know, their constitutional mandate is extremely nonspecific and that would vary from administration to administration."

Dunkin: "So, I'm... I'm just... I'm curious. Again, it's... has someone written about this in the newspaper? Has there been marches outside?"

Biss: "Well, I don't know if anyone has written about it in the newspaper. I can say with some confidence there have not been marches outside, but I do think it's a... I think it's a real issue, to be blunt. I think it's a meaningful loophole. I think it... it is in practice, the case, that candidates for Governor and Lieutenant Governor run together. Their campaign funds accomplish the same political goal, and so it is a... I think it's a legitimate... this has been loophole to... to allow... to place restrictions on one fund, which are not on the other one."

Dunkin: "So, what... who defined this as a loophole, Representative Biss?"

Biss: "That was my characterization, Representative."

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Dunkin: "That's your characterization? Is that under your analysis?"

Biss: "It's in my characterization, my verbal characterization during the course of this presentation."

Dunkin: "So, has there... is there some history, some bad history, with the Lieutenant Governor's Office? That's always, I thought, always been a very good and progressive office. So, you think the Lieutenant Governor's Office, potentially, would run across some loophole issues?"

Biss: "You know, this... this legislation addresses the sitting Lieutenant Governor and any candidate for Lieutenant Governor, incumbent or otherwise, current and present. I... I actually, when I worked for the current Governor, I sat on the 15th floor of the Thompson Center. Well, it used to be the Lieutenant Governor's Office. It's a..."

Dunkin: "You used to work for Rod Blagojevich or Governor Quinn, which one?"

Biss: "Well, I worked for the current Governor, Pat Quinn. I sat in..."

Dunkin: "Jim Thompson?"

Speaker Lang: "Mr. Dunkin, can you bring your remarks to a close, Sir?"

Dunkin: "See, Representative... Mr. Speaker, had you been the person carrying this legislation, it probably wouldn't... would've flown out of here, but..."

Speaker Lang: "It may fly anyway, Sir."

Dunkin: "...you was so gracious, Mr. Speaker..."

Speaker Lang: "But it can't fly 'til you complete your questioning. Those in favor of the Bill shall say..."

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Dunkin: "Thank you."

Speaker Lang: "...'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Acevedo, Cunningham, DeLuca, Hernandez, Smith, Thapedi, Zalewski. DeLuca, Smith. Please take the record. On this question, 103 voting 'yes'; 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes Representative Ford."

Ford: "Thank you, Mr. Speaker, and Members of the House. Today is the 35th Annual Illinois Association of Realtors Capitol Conference, and I would like to welcome all the members. I'm a member of the Illinois Association of Realtors. And we know that the real estate market is pretty slow, and they still came down to lobby. And I would like to welcome the president of the Chicago Association of Realtors, Mabel Guzman. She's in the audience, if we could give her a round of applause. And the owner of JAB Real Estate, Ron D. Abrams. I'd like for them to enjoy their time here. Even though they are part of different real estate companies than me, and in competition, I still welcome them. Thanks."

Speaker Lang: "Thank you, Mr. Ford. The next Bill on the Calendar is House Bill 1204, Representative Howard. Please read the Bill."

Clerk Bolin: "House Bill 1204, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Representative Howard."

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Howard: "Yes. House Bill 1204 is adding kindergarten to the list of groups of students who will be able to, at some point during the course of the year, hear information about conflict resolution and antiviolenace."

Speaker Lang: "The Lady moves for the passage of the Bill. And on that question, the Chair recognizes Representative Eddy."

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

Speaker Lang: "The Sponsor yields."

Eddy: "Representative, you are not creating a new mandate. You are simply adjusting the grade level, to which the existing mandate, down to a lower grade level."

Howard: "That is correct."

Eddy: "Thank you for your work on this and... and appreciate the fact that it was amended, put in the Code, where it will do the most good. And I would urge an 'aye' vote."

Speaker Lang: "Lady..."

Howard: "Thank you."

Speaker Lang: "...Lady moves for the passage of the Bill. Those 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? Cole, McGuire. Please take the record. On this question, 103 voting 'yes'; 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. I missed one Bill on Second Reading. House Bill 1307, Mr. Moffitt. Do you wish to move that Bill, Sir? We did move that?"

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Moffitt: "Mr. Speaker, there's a possibility that there will be an Amendment. So, it'd be... I would like to hold it move it back to Second. Thank you."

Speaker Lang: "At the request of the Sponsor, Mr. Clerk, please move House Bill 1307 back to the Order of Second Reading. House Bill 248, Representative May. Representative May on House Bill 248. Please read the Bill."

Clerk Bolin: "House Bill 248, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Representative May."

May: "Yes. This is an amend... this is a Bill at the initiative of the North Shore Sanitary District, the second largest sanitary district in Illinois, bringing their Codes similar to other sanitary districts. We have amended it. There is no opposition."

Speaker Lang: "The Lady moves for the passage of the Bill. There being no debate, those in favor say... vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Franks, Mitchell, Reboletti, Rose. Please take the record. On this question, there are 77 voting 'yes', 26 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2101, Representative McAsey. Representative McAsey, 2101. Please read the Bill."

Clerk Bolin: "House Bill 2101, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Representative McAsey."

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McAsey: "Thank you. This is a legislative idea that comes to us from the Will County Treasurer, as well as a number of supporting groups. What it allows is for county treasurers to have greater latitude in making their investments on behalf of... of the counties that they represent, allowing for them to make represent... investments in savings banks, as well as in credit unions, and allowing for greater flexibility with those investments and ultimately, a greater return on taxpayer dollars. And I would urge the support of the Body."

Speaker Lang: "The Lady moves for the passage of the Bill. The Chair recognizes Representative Eddy."

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

Speaker Lang: "The Lady yields."

Eddy: "Representative, the Illinois Bankers Association, as amended, provided you a position?"

McAsey: "No. I... I do not know. I have not heard that they have any position."

Eddy: "Okay. So, it might be safe to assume that they're... they're still opposed to the Bill. They didn't... they didn't go neutral with your Amendment."

McAsey: "I don't have a note that they were ever in opposition to the Bill."

Eddy: "Okay."

McAsey: "I... I'm not aware of any stated position on... on behalf of the Illinois Bankers Association."

Eddy: "Okay. Appreciate it that."

McAsey: "So, I... I know that this is supported by the credit unions. It's also supported by the savings banks."

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Eddy: "Okay. Well, our analysis does indicate the Bankers Association is still opposed to the Bill, as amended. Wanted to point that out to our side of the aisle. Thank you for... for your very honest explanation though. If they haven't contacted you, I understand that."

McAsey: "Thank you."

Speaker Lang: "Mr. Moffitt."

Moffitt: "Will the Sponsor yield?"

Speaker Lang: "The Lady yields."

Moffitt: "Representative, just.. municipalities, they're currently allowed to do this, aren't they?"

McAsey: "Representative, that is correct. Municipalities do have the ability to do this. And what we're seeking is to allow for county treasurers to have that same ability. And really, with regard to the saving banks and credit unions, to keep county investments right there in the community, as well. So, we're just affording the... the county treasurers the same ability that the municipalities already have with regard to their investments."

Moffitt: "Put them on the same par, same basis."

McAsey: "Exactly."

Moffitt: "The..."

McAsey: "Provide parity."

Moffitt: "The only other question and certainly wouldn't want to be... we all would want to make sure these funds are as secure as possible. I'm a former county treasurer. Anytime I would be approaching the limits of the FDIC, insured limits, of course, then I would ask for pledges of security. I assume that would be available with credit

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unions, too, so that you don't have more money in there than what the accounts are assured for, and I hope that would still be a policy that county treasurers would follow."

McAsey: "And... and I know that this legislation is supported by the County Treasurers' Association. I would be hopeful that county treasurers understand the great responsibility that they have with taxpayer dollars, and would always be investing those taxpayer dollars in... in the most responsible way, working to bring a return on investment, not to put those funds at risk. And... and I believe that, ultimately, this will provide them even greater latitude to do that."

Moffitt: "Well, I... I thank you for the response to the questions."

Speaker Lang: "Those in favor of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Members, vote your switches. Cavaletto, Mayfield, Morrison, Thapedi. Cavaletto. Please take the record. On this question, there are 80 voting 'yes', 23 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3506, Representative Mussman. Out of the record. House Bill 1359, Mr. Fortner. Out of the record. House Bill 2095, Representative Hammond. Please read the Bill."

Clerk Bolin: "House Bill 2095, a Bill for an Act concerning veterans. Third Reading of this House Bill."

Speaker Lang: "Representative Hammond."

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Hammond: "Thank you, Mr. Speaker. House Bill 2095 amends the Service Member's Employment Tenure Act, and it provides that an employer who knowingly violates the Service Member's Employment Tenure Act is in violation of the Human Rights Act. And it provides that the Attorney General's Office shall establish and maintain a statewide list of employers who have been convicted of violating the Act. The Attorney General would make the information available to the public on a website or any other means that the Attorney General deems appropriate. I'd appreciate a favorable vote."

Speaker Lang: "The Lady moves 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? Mr. Biss, Mr. Hays. Mr. Biss. Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 148, Mr. Phelps. Out of the record. House Bill 142, Mr. Reitz. Mr. Reitz. Out of the record. House Bill 2023, Representative Williams. Please read the Bill."

Clerk Bolin: "House Bill 2023, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Representative Williams."

Williams: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill is an initiative of the Illinois Department of Financial and Professional Regulation. And it amends the Real Estate Licensing Act to provide that a

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licensee, who is a felon, can be disciplined for any felony. Current law provides only that felonies can cause discipline to a licensee if they involve crimes of dishonesty, or the practice of realty. And I ask for a favorable vote."

Speaker Lang: "The Lady moves 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? Have all voted who wish? Chap LaVia. Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3042, Mr. Pritchard. Please read the Bill."

Clerk Bolin: "House Bill 3042, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lang: "Mr. Pritchard."

Pritchard: "Thank you, Mr. Speaker. Ladies and Gentlemen, we have very creative people in the State of Illinois who, it seems, every few years want to reformulate un... the controlled substances and come up with a new Act. So, what this Bill does is amends the Illinois Controlled Substance Act with three new synthetic cannabinoids. I would ask for your support."

Speaker Lang: "The Gentleman moves 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? Have all voted who wish? Colvin, Mitchell. Please take the record. On this

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question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 1521, Mr. Rose. Out of the record. House Bill 1226, Mr. Zalewski. Please read the Bill."

Clerk Bolin: "House Bill 1226, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Zalewski."

Zalewski: "Thank you, Mr. Speaker. House Bill 1226 is a product of the CVA committee on construction law. It does three things with regard to... with liens. It establishes the form of service for claims, modifies the requirements of a notice, and modifies the delay and limitation period for on a claim. I'd respectfully ask for an 'aye' vote."

Speaker Lang: "The Gentleman moves for the passage of the Bill. And on that question, the Chair recognizes Representative Watson."

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

Speaker Lang: "The Gentleman yields."

Watson: "Representative, we had in our notes from committee that you were going to hold it on Second for a... an Amendment."

Zalewski: "That's not accurate, Representative. I spoke to the committee, and I spoke to the mechanical and the one opponent on the Bill. I agreed to work with them in the Senate."

Speaker Lang: "Mr. Zalewski."

Zalewski: "If I could just elaborate on my answer. Originally, I stated that I was willing to work with the opponent."

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Subsequent to that, at another Jud I Committee, is when I made the representation that I would move the Bill and go to... and work with it in the Senate."

Speaker Lang: "Anything further, Mr. Watson?"

Watson: "Okay. Thank you."

Speaker Lang: "The Gentleman moves for the passage of the Bill.

There being no further debate, those 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? Vote your switches, Members. Bellock, Dunkin, Harris, Hays, Reboletti, Rose, Tryon. David Harris. Mr. Hays. Please take the record. On this question, there are 68 voting 'yes', 35 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes Representative Sullivan. I don't think the Gentleman wishes to speak. Next Bill is House Bill 2993, Mr. Zalewski. Mr. Zalewski, do you wish to move this Bill? Please read the Bill."

Clerk Bolin: "House Bill 2993, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Mr. Zalewski."

Zalewski: "Thank you, Mr. Speaker. House Bill 2983 is a initiative of the park district, our District Association of Illinois. It simply cleans up some language left over from a Bill we passed last year. I'd be happy to take any questions."

Speaker Lang: "The Gentleman moves 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

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wish? Have all voted who wish? Have all voted who wish? Representative Hammond. Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Members, the Chair has a new list and we're going to... starting on Bills on Second Reading. And the first Bill is House Bill 2861, Mr. Beiser. Mr. Beiser. Read the Bill, please."

Clerk Bolin: "House Bill 2861, a Bill for an Act concerning wildlife. 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 3440, Representative Chapa LaVia. Representative Chapa LaVia, 3440. Read the Bill."

Clerk Bolin: "House Bill 3440, a Bill for an Act concerning service dogs. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 825, Mr. Colvin. Out of the record. House Bill 3550, Representative Monique Davis. Read the Bill."

Clerk Bolin: "House Bill 3550, 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 1513, Representative Dugan. Representative Dugan, House Bill 1513. Please read the Bill."

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Clerk Bolin: "House Bill 1513, 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 3033, Mr. Farnham. Mr. Farnham, 3033. Please read the Bill."

Clerk Bolin: "House Bill 3033, a Bill for an Act concerning violence prevention. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 176, Mr. Lyons. Mr. Lyons. Joe Lyons, 176, Sir. Read the Bill."

Clerk Bolin: "House Bill 176, a Bill for an Act concerning corrections. 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 3253, Representative May. Representative May. Do you wish to move your Bill? Out of the record. House Bill 3339, Representative Nekritz. Representative Nekritz. Representative Elaine Nekritz. Do you wish to move your Bill? Out of the record. House Bill 1297, Mr. Reitz. Mr. Reitz. Out of the record. House Bill 1716. Mr. Durkin is not here. Out of the record. House Bill 1562, Representative Hatcher. Please read the Bill."

Clerk Bolin: "House Bill 1562, a Bill for an Act concerning State Government. Second Reading of this House Bill. Committee Amendment #1 was tabled. Floor Amendment #2,

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

Speaker Lang: "Representative Hatcher."

Hatcher: "Thank you, Mr. Speaker. Amendment 2 simply defines better how the health system puts out information to the public."

Speaker Lang: "The Lady moves for the adoption of the Amendment. Those in favor say 'yes'; 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 2927, Mr. Mathias. Please read the Bill."

Clerk Bolin: "House Bill 2927, 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 181, Representative Osmond. Representative Osmond. Out of the record. House Bill 161, Mr. Rose. Mr. Rose. Out of the record. House Bill 3129, Representative Senger. Out of the record. Returning to House Bills on Third Reading, Members. The first Bill is House Bill 264, Mr. Bradley. Mr. Bradley. Read the Bill."

Clerk Bolin: "House Bill 264, a Bill for an Act concerning safety. Third Reading of this House Bill."

Speaker Lang: "Mr. Bradley. Mr. Bradley. Out of the record. House Bill 1652, Representative Bellock. Representative

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Bellock. Out of the record. House Bill 6, Representative Cavaletto. Please read the Bill."

Clerk Bolin: "House Bill 6, a Bill for an Act concerning wildlife. Third Reading of this House Bill."

Speaker Lang: "Mr. Cavaletto."

Cavaletto: "Thank you, Mr. Speaker, Ladies and Gentlemen of the floor. What... all this Bill does is extends the muskrat season at the option of the DNR director for a few months in the... after the winter thaw."

Speaker Lang: "The Gentleman moves 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? Have all voted who wish? Please take the record. On this question, 103 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 1511, Mr. Holbrook. Mr. Holbrook, 1511. Out of the record. House Bill 1928, Representative Mendoza. Representative Mendoza. Read the Bill."

Clerk Bolin: "House Bill 1928, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lang: "Representative Mendoza."

Mendoza: "Thank you, Mr. Speaker. House Bill 1928 expands the definition of victim and victim impact statement in relation to the Open Parole Hearings Act, and further limits the material to be subject to the... that are subject to the FOIA request. What the Bill does is further defines victim to mean any person that's legally related to the victim by blood, marriage, adoption, or guardianship, or

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any friend of the victim or any concerned citizen. I would be happy to answer any questions, and would ask for your support."

Speaker Lang: "The Lady's moved for the passage of the Bill. And on that question, the Chair recognizes Representative Ford."

Ford: "Is this your last Bill? All right."

Speaker Lang: "Representative Monique Davis."

Davis, M.: "Thank you, Mr. Speaker. Representative... who said that? Representative, what is the purpose of your Bill?"

Mendoza: "The... the state... the purpose is to expand those... those victim statements that would be FOIA-able. Currently, right now, only written victim's statements are provided for in the FOIA law."

Davis, M.: "So, if a person has a parole hearing, your Bill is saying that the victim will be able to come and testify... Oh, is that Miss McAsey supporting you there?"

Mendoza: "Yes. She is a key Sponsor of this legislation, as well."

Davis, M.: "Can you tell me the name of the prison in her district?"

Mendoza: "I'm sorry. What was your question, Representative?"

Davis, M.: "You know, I just asked what was the name of the prison in McAsey's district, that's all."

Mendoza: "I think... I think she has Statesville, but she can..."

Davis, M.: "Statesville?"

Mendoza: "...she can answer that question 'cause..."

Davis, M.: "Okay."

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Mendoza: "...I believe she has Statesville, but I could be wrong."

Davis, M.: "Okay. So, your... the purpose of your legislation is to..."

Mendoza: "To expand the definition of the victim, and the victim impact statement when you go before the Open Parole Hearings Act. Well, the parole board, she thinks."

Davis, M.: "So, is this to assist..."

Mendoza: "Prisoner Review Board."

Davis, M.: "...is this to assist the parole hearing officer? Is it to assist that parole... that person getting parole, or is it to prevent him from getting parole?"

Mendoza: "I think what this does is to further define what the definition of victim and victim impact statement is. And all of these things are taken into account by the Prisoner Review Board."

Davis, M.: "So, where..."

Mendoza: "And... and then right now, my understanding is that those... those statements are FOIA-able, but they are written."

Davis, M.: "So, currently, they can write a letter, or letters, to the parole board and the parole board can take into consideration what these victims had to say in reference to this person being released. Is that correct?"

Mendoza: "I believe that is correct."

Davis, M.: "Representative..."

Mendoza: "Yeah. I said that's correct."

Davis, M.: "So, how many people... who are we talking about? Who are we adding to this list?"

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Mendoza: "What we're doing is redefining, further defining, victim. I... I don't understand what your question is. What we're doing in this Bill is defining victim, and the victim witness statement."

Davis, M.: "Can you give me an example?"

Speaker Lang: "Excuse me."

Mendoza: "I mean the victim impact statement."

Speaker Lang: "Excuse me. Representative Mendoza, would it... Representative Davis, since this at onetime was Representative McAsey's Bill, perhaps we could have her answer these questions."

Mendoza: "That's fine."

Speaker Lang: "Would that be all right? Representative McAsey."

Davis, M.: "I would appreciate that, Mr. Speaker..."

Speaker Lang: "Thank you."

Davis, M.: "...very much."

Speaker Lang: "The Chair recognizes Representative McAsey."

McAsey: "Thank you. Thank you, Representative Lang. This is an initiative of the Cook County State's Attorneys Office. And just to discuss exactly what the Bill is doing. It is really quite... quite a simple piece of legislation that's before us. What is before us is essentially two things: expanding the definition of victim in the very specific limited case of individuals who are coming before the Prison Review Board where we have the very small number of individuals who have been given indeterminate sentences. We're adding to that, some specific language expanding the definition of victim. Additionally, under the... the current

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definition of victim impact statements before the... that can come before the... the Prison Review Board... or Prisoner Review Board, we allow for victims to... to provide written victim impact statements that are not subject to FOIA. And we are expanding that to allow for oral, written, videotaped, tape recorded, or other... or victim impact statement..."

Davis, M.: "So, you're not..."

McAsey: "...made by other electronic means."

Davis, M.: "So... so, excuse me, Representative McAsey. So, you're not adding who can be a victim."

McAsey: "We are... we are... in the definition of victim, we are adding some... some language so that if you have the child of a crime victim, that that child of a crime victim, or grandchild of a crime victim, someone related by marriage, or adoption, or guardianship, a friend or concerned citizen may address the Prison Review Board."

Davis, M.: "How about a brother-in-law? Could the brother-in-law be a victim?"

McAsey: "Under this definition, yes."

Davis, M.: "Could a neighbor next door be a victim?"

McAsey: "A concerned citizen under the definition that's in this legislation."

Davis, M.: "So, what you really want to do is show how this person's crime has affected so many people. Is that right?"

McAsey: "This is an opportunity for victims to come before the Prisoner Review Board and, yes, talk about how an individual..."

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Davis, M.: "So..."

McAsey: "...under indeterminate sentence has... their crime has affected crime victims in the community. That's correct."

Davis, M.: "So, just... what this Bill will serve to do then is prevent the parole... parole board for giving a favorable hearing for this person. I mean, all of these victims line up, and they've all been hurt and harmed. You know, even though one may live in North Dakota and one lives in Springfield. But he could come forward and tell how he, too, was victimized by this crime. So, what this will serve to do, Representative, and I think this is your objective, is to keep that person incarcerated a longer period of time."

McAsey: "Representative, what this will serve to do is to give members of the Prisoner Review Board even more information, to have a more thorough hearing, to have all the information that is relevant, related to that indeterminate sentence."

Davis, M.: "And when you say determinate sentence, you mean that person had, say they were given 15 years or 10 years. So, then they go before the parole board. And that's correct. Is that the title?"

McAsey: "This... this is the... there's a very small number of individuals in the State of Illinois that were sentenced at a time that we had what was known as indeterminate sentence. So, you would be..."

Davis, M.: "Do you know how old..."

McAsey: "...you would institute..."

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Davis, M.: "...do you know how old most of those people are? The people that receive those indeterminate sentences. Do you know how old they are? Girl, they must be in their 80s by now."

McAsey: "Well, and there... there is a small number of individuals..."

Davis, M.: "They have created..."

McAsey: "...to whom this would apply."

Davis, M.: "...a geriatric unit for these people. They have created a geriatric unit for those people who got indeterminate sentences. Now, what happened, for young people who don't know, what happened was they were asked did they want to have a determinate sentence, or did they want an indeterminate sentence. So, because they thought they were dealing with a just system, they said we'll make it... you... you be the judge. You decide when I can get out. Now, there are people who have committed worse crimes that were given a determinate sentence who have been in prison and gone home. And those who decided, in a very unintelligent way, to be given an indeterminate sentence, they're still sitting there. And now, we're talking about bringing people, who are probably passed on... I don't know who they would bring 'cause these people are really old now... to be able to say how they were impacted by those crimes, committed by those given an indeterminate sentence. You know, I'm a Legislator, too, and I hate crime, but I just cannot stand here and just allow people, without my voice being heard, to do and say things to incarcerate people for a longer period of time, especially, when

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they're getting Federal Government money based on that population, but they don't spend any of it in that location. Vote 'no'."

Speaker Lang: "Representative Zalewski."

Zalewski: "Would... Will the Sponsor Representative McAsey yield?"

Speaker Lang: "Representative McAsey will yield on Representative Mendoza's Bill."

Zalewski: "Representative, isn't it accurate to say there are only 300 or fewer defendants who this Bill affect?"

McAsey: "That is correct. There is a small number. Hundreds of individuals..."

Zalewski: "And actually, your Bill protects the integrity of the victim impact statement, correct?"

McAsey: "That's correct."

Zalewski: "How does it do that?"

McAsey: "What... what this does is to allow for victims to have greater latitude in making victim impact statements to present the facts and circumstances to the Prisoner Review Board and... and to protect those statements, as well, under Freedom of Information."

Zalewski: "Could... Representative, isn't the current state of the law now that only the grandkids are able to give the impact statement and therefore, anyone else, their statements are subject to other means besides what's covered in the law?"

McAsey: "What we're seeking to do is to afford greater protection to victims of crime."

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Zalewski: "So, to the Bill. This is a good Bill. Right now, we're entering a situation where some of these statements aren't properly protected under the law. This Bill would do that. It's an excellent Bill. I urge an 'aye' vote."

Speaker Lang: "Representative Will Davis."

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

Speaker Lang: "The real Sponsor will yield."

Davis, W.: "Okay. Representative, obviously, there is some debate about... about this particular issue and we're reading some information that was provided to us. So, while you talk about it provides protections, is that protection because the definition has been expanded so if anybody writes a letter one way or the other, that if I'm a defense attorney, that I no longer have access to what people are saying about my client?"

McAsey: "This would, if you fit the definition of victim, the information, the victim impact statement presented by the victim, would not be subject to Freedom of Information."

Davis, W.: "But if you define... if you redefine what victim is and you broaden that definition, which is what I understand that is, so it allows, I won't say anyone, but... you know, and... and I don't want to... I don't want to minimize the word victim in this and someone who may be a relative or you know, related to that victim. I don't want to minimize that at all, but you know, anyone who writes that letter under this definition, maybe they weren't a relative of the victim but, you know, maybe it was the next door neighbor who was traumatized by the event. So, if this definition

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expands that and that next door neighbor writes a letter, that defense attorney doesn't have access to that letter under this Bill, does it... do they?"

McAsey: "That is correct. And that's..."

Davis, W.: "That is correct."

McAsey: "...but that's the protection that we are seeking to afford to that person who's been traumatized."

Davis, W.: "But if I'm a defense attorney... if I'm a defense attorney, at some point I want to be able to, you know, be able to see, what people are saying about my client. You know, how can I vigorously and appropriately defend someone if I don't hear what, or see, what the Prisoner Review Board may be seeing what's being said about my client. How can I... how can I do that?"

McAsey: "Additionally, defense attorneys would get a copy of any of those statements and, often, are present at the hearings. So, they would have access to that information."

Davis, W.: "So, they would?"

McAsey: "Yeah."

Davis, W.: "So, the information I have is incorrect?"

McAsey: "The... those actual written statements would not be subject to the Freedom of Information Act, but a defense attorney would receive a copy of the statement at hearing or you know, if there was actual testimony when the attorney was present."

Davis, W.: "So, it sounds like you're telling me the information I have is incorrect. So... so, what I'm reading..."

McAsey: "It's a..."

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Davis, W.: "Well... I mean, I... I'm not knowledgeable enough, unfortunately, in the issue to be able to debate that with you. Again, I'm just reading some information that was provided to me that is kind of... is contradictory to what you're saying. So, relative to prolonging the debate, I'm not going to vote for it because there seems to be some discrepancy in the information I have versus what you're saying. So, and again, I never tell people to take their Bills out of the record, but I just let you know that because I'm a little unclear, I'm not going to vote for the legislation. Thank you."

McAsey: "I respect that."

Speaker Lang: "Representative Gabel."

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

Speaker Lang: "The real Sponsor yields."

Gabel: "Could you just explain to me why the ACLU is opposed to the Bill?"

McAsey: "I can't speak for the ACLU or any other organization, but what... what we are doing is working to protect victim's statements from Freedom of Information inquiries by the general public. So, certainly, individuals representing an individual who is incarcerated would have access to information. But that's where I would believe any opposition would lie."

Gabel: "Okay. Thank you."

Speaker Lang: "Representative McAsey's going to close."

McAsey: "Thank you. The legislation is a very simple piece of legislation before us to protect a very small group of

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victims, in the case of indeterminate sentencing. And I would ask for your 'aye' votes."

Speaker Lang: "The Lady moves for the passage of the Bill. Those 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? Barickman, Burns, Hammond, Jakobsson, Sente. Vote your switches, Members. Please take the record. On this question, there are 91 voting 'yes', 13 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, committee announcements."

Clerk Bolin: "The following committees will meet at 5 p.m. or immediately upon adjournment: the Agriculture & Conservation Committee will meet in Room 122B, the Public Utilities Committee will meet in Room 114, the Consumer Protection Committee will meet in Room C-1, Elections & Campaign Reform Committee will meet in Room 115, and Cities & Villages will meet in Room 413. Two committees have been canceled for this evening. The Transportation, Regulation, Roads & Bridges Committee has been canceled, and the Financial Institution Committee scheduled for this evening has been canceled."

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

Clerk Bolin: "Agreed Resolutions. House Resolution 242, offered by Representative Golar. House Resolution 243, offered by Representative Howard. House Resolution 246, offered by Representative Mautino. House Resolution 247, offered by Representative Brady. House Resolution 248,

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offered by Representative Rosenthal. And House Resolution 249, offered by Representative Pihos."

Speaker Lang: "Representative Lyons moves for the adoption of the Agreed Resolutions. Those is favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. And now, allowing perfunctory time for the Clerk, Representative Lyons moves that the House stand adjourned 'til February... April 6 at 10 a.m. Those is favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the House.. Before I finish this, the Chair recognizes Representative Golar."

Golar: "Yes, Mr. Speaker, thank you. I was at the rail, and I would like the record to reflect that House Bill 1928 is a 'no'."

Speaker Lang: "The record will reflect your intentions."

Golar: "Thank you."

Speaker Lang: "And now that the Adjournment Resolution is adopted, the House does stand adjourned until Wednesday at 10 a.m."

Clerk Mahoney: "House Perfunctory Session will come to order. Committee Reports. Representative Dugan, Chairperson from the Committee on Agriculture & Conservation reports the following committee action taken on April 05, 2011: do pass Short Debate Senate Bill 154; do pass as amended Short Debate is House Bill 786; recommends be adopted is Floor Amendment #3 to House Bill 2093, Floor Amendment #2 to House Bill 2094, Floor Amendment #2 to House Bill 3019, Floor Amendment #2 to House Bill 3274, and Floor Amendment

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#1 to House Bill 3499. Representative Holbrook, Chairperson from the Committee on Public Utilities reports the following committee action taken on April 05, 2011: recommends be adopted is Floor Amendment #1 to House Bill 1288. Representative Zalewski, Chairperson from the Committee on Elections & Campaign Reform reports the following committee action taken on April 05, 2011: do pass as amended Short Debate is House Bill 3184; recommends be adopted is Floor Amendment #3 to House Bill 3096. Representative Riley, Chairperson from the Committee on Cities & Villages reports the following committee action taken on April 05, 2011: do pass as amended Short Debates House Bill 3414. Senate Bills-First Readings is Senate Bill 1295, offered by Representative Senger, a Bill for an Act concerning civil law and Senate Bill 1691, offered by Representative Phelps, a Bill for an Act concerning business. There being no further business, the House Perfunctory Session will stand adjourned."