

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

138th Legislative Day

5/17/2012

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on May 17, 2012: recommends be adopted, referred to the floor is Floor Amendment #4 to Senate Bill 770."

Speaker Lyons: "Good afternoon, Illinois. Your House of Representatives will come to order. Members are asked to please be at your desks. We shall be led in prayer today by Pastor William Graves who is with the St. Peter United Church of Christ in Red Bud, Illinois. Pastor Graves is the guest of Representative Jerry Costello. Members and guests are asked to please refrain from starting their laptops, turn off all electronic equipment, and rise for the Pledge and the invocation and Pledge of Allegiance. Reverend Graves."

Pastor Graves: "Let us pray. Almighty God, You are the creator of us all. We come today into Your presence as the State of Illinois. We come from the largest of cities to the smallest of towns from northern, central, and southern parts of our state. We come from different professions, communities, and lifestyles. We're filled with the joy and honor of being Representatives of our districts yet we are humbled by the duty to which we are elected to meet the needs and challenges of our great state. We come to this great House from different faiths and backgrounds. As people of different faiths, we recognize that You are a God of great love and awesome power whose nature is to be gracious. We thank You that we live in a great nation where

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we can practice our faith according to our individual beliefs. Almighty God, we thank You for bringing us together this day, inspire us to worthy deeds and sound decisions, and direct us toward the attainment of our goals. We pray that You would bless and protect all of our people. Guide us on the path to unity and harmony that we may serve You and Your people and keeping with Your holy will Amen."

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

Ramey - 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 reflect that Representatives Berrios, Carli, Ford, Mautino, and Rita are excused today."

Speaker Lyons: "Thank you, Leader. Leader Bost, on the Republicans."

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

Speaker Lyons: "Thank you, Leader. Mr. Clerk... Take the record, Mr. Clerk. There's 111 Members responding to the Roll Call, we have a quorum present. We're prepared to do the work of the people of the State of Illinois. Mr. Clerk."

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Clerk Hollman: "Committee Reports. Representative Daniel Burke, Chairperson from the Committee on the Executive reports the following committee action taken on May 16, 2012: do pass as amended Short Debate is Senate Bill 1034, Senate Bill 3794. Representative Howard, Chairperson from the Committee on Judiciary II - Criminal Law reports the following committee action taken on May 16, 2012: do pass Short Debate is Senate Bill 2559; recommends be adopted is Floor Amendment #2 to Senate Bill 3349. Representative Zalewski, Chairperson from the Committee on Elections & Campaign Reform reports the following committee action taken on May 16, 2012: do pass as amended Standard Debate is Senate Bill 3669 and Senate Bill 3722. Representative Dugan, Chairperson from the Committee on Agriculture & Conservation reports the following committee action taken on May 17, 2012: recommends be adopted is House Resolution 1013 and House Resolution 1029. Representative Berrios, Chairperson from the Committee on Consumer Protection reports the following committee action taken on May 17, 2012: recommends be adopted is Floor Amendment #2 to Senate Bill 2545. Representative Daniel Burke, Chairperson from the Committee on the Executive reports the following committee action taken on May 17, 2012: recommends be adopted is Senate Joint Resolution 70. Representative Zalewski, Chairperson from the Committee on Health Care Licenses reports the following committee action taken on May 17, 2012: do pass Short Debate Senate Bill 275 and Senate Bill 3513; recommends be adopted is Floor Amendment #1 to Senate Bill 3261. Representative Greg Harris,

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Chairperson from the Committee on Human Services reports the following committee action taken on May 17, 2012: recommends be adopted is House Resolution 1010. Representative Monique Davis, Chairperson from the Committee on Insurance reports the following committee action taken on May 17, 2012: do pass Short Debate Senate Bill 679, Senate Bill 2885. Representative Nekritz, Chairperson from the Committee on Judiciary I - Civil Law reports the following committee action taken on May 17, 2012: do pass Short Debate Senate Bill 3216, Senate Bill 3764. Representative Bradley, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on May 17, 2012: do pass Short Debate Senate Bill 2761. Representative Franks, Chairperson from the Committee on State Government Administration reports the following committee action taken on May 17, 2012: do pass Short Debate is Senate Bill 2494; recommends be adopted is the Motion to Concur with Senate Amendments #1 and 2 to House Bill 3810. Representative Beiser, Chairperson from the Committee on Transportation: Regulation, Roads & Bridges reports the following committee action taken on May 17, 2012: recommends be adopted is House Joint Resolution 86, House Resolution 1022, Senate Joint Resolution 63, Senate Joint Resolution 73. Representative D'Amico, Chairperson from the Committee on Transportation: Vehicles & Safety reports the following committee action taken on May 17, 2012: do pass Short Debate Senate Bill 968."

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Speaker Lyons: "Members, if I could have your attention for a moment. Representative Jim Sacia... Jim Sacia for an announcement. You might want to hear this, everybody. Representative Sacia."

Sacia: "Thank... thank you, Mr. Speaker. Ladies and Gentlemen of the House, I... I mentioned last week the passing of Mem... former Member Roger Marquardt and my colleague Representative Brady also spoke to it. Tomorrow afternoon he is waked in Glen Ellyn from 3 in the afternoon until 9 at night at Grace Lutheran Church which is at 493 Forest Avenue, again, in Glen Ellyn. It's Grace Lutheran, 493 Forest Avenue in Glen Ellyn and that's tomorrow 3 to 9. The following morning, Saturday morning, the wake will continue from 9 to 11 with the funeral following at 11. Thank you very much, Mr. Speaker."

Speaker Lyons: "Thank you, Jim, for giving us that information. On page 4 of the Calendar, Ladies and Gentlemen, under Senate Bills-Third Reading. We'll start on page 4, Representative Dennis Reboletti, you have Senate Bill 180 on Third Reading, Dennis. Out of the record. Representative Don Moffitt."

Moffitt: "Thank you, Mr. Speaker. I rise to a point of personal privilege."

Speaker Lyons: "Please proceed."

Moffitt: "At the... Ladies and Gentlemen, at the back of the chamber on the Republican side is a former Representative. I'd like for you to welcome him back. It's Ron Wait and when he left here he was the most senior Republican and I

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think about fourth most senior in the House. So, Ron Wait welcome back, back at the back of the chamber."

Speaker Lyons: "Welcome home Ron, good to see you. Representative Jack Franks, on the Order of Senate Bills-Third Readings, you ha... on page 4 of the Calendar, Jack, you have Senate Bill 408. Representative Franks. Out of the record. Representative Camille Lilly. Camille, you have, under Senate Bills-Third Readings, Senate Bill 2643. Do you wish to call the Bill? Out of the record. Representative Mike Connelly, on page 5 of the Calendar, under Senate Bills-Third Rea... Representative Chapin Rose, page 6... 5 of the Calendar, you have Senate Bill 2999. 2999. Out of the record. Representative JoAnn Osmond, you have Senate Bill 3170, Leader. Do you wish to call the Bill? Read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 3170, a Bill for an Act concerning utilities. Third Reading of this Senate Bill."

Speaker Lyons: "Representative JoAnn Osmond."

Osmond: "Thank you, Mr. Speaker. Senate Bill 3170 amends the Illinois Power Agency Act and provides that township boards may adopt ordinances under which they may aggregate residential and small commercial retail electric boards low... loads. This is the exact same legislation that we gave villages and counties; we're just extending it to townships."

Speaker Lyons: "You've heard the Lady's explanation on Senate Bill 3170. Is there any discussion? Representative Mike Fortner on the... on the Bill, on Senate Bill 3170."

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

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Speaker Lyons: "Sponsor yields."

Fortner: "So, all the language is identical then to the municipal language, so it has the same referendum provisions with opt out if people want to opt out afterwards."

Osmond: "Exactly. It just adds the word township."

Fortner: "So, it's in the same part of the Code."

Osmond: "Yes, it is. Uh huh."

Fortner: "Okay."

Osmond: "And it's all agreed. Ameren and ComEd all came forth and agreed to help with account numbers and everything like that. So, it's all agreed upon."

Fortner: "Thank you."

Speaker Lyons: "No one seeking further discussion the question is, 'Should Senate Bill 3170 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 111 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Leader Lang, on page 4 of the Calendar, you have Senate Bill 758. Read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 758, a Bill for an Act concerning liquor. Third Reading of this Senate Bill."

Speaker Lyons: "Leader Lou Lang."

Lang: "Thank you, Mr. Speaker, Ladies and Gentlemen. This Bill's an initiative of Kendall College in Chicago. Kendall College, among others, have culinary art schools where they

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teach chefs how to do their trade. As you know, in the process of making a fine cuisine there is... there are sometimes liquor involved, wine in sauces, et cetera. This Bill would allow those students who are at those schools who are over 18, but under 21 to taste but not swallow the sauces made from the wine. It does sound like a funny Bill, but it's a serious Bill for those who are in these classes. And I would recommend your 'aye' votes."

Speaker Lyons: "Leader Mike Bost."

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

Speaker Lyons: "Sponsor yields."

Bost: "We've... we've come to know this as the sip and spit Bill."

Lang: "Yeah. I didn't want to say it, so I'm glad you did, Sir."

Bost: "I... Well, you know, I say a lot of things that probably other people don't want to say on the floor."

Lang: "By the way, this is not my first Bill."

Bost: "I was just going to ask, but nice tie."

Lang: "Thank you very much."

Bost: "Representative, I do have, you know, a couple questions. With... with this right now, are there students that have already been in the culinary arts and we've just kind of been ignoring that or how has that been working over the years?"

Lang: "Actually, my understanding is that the schools that do this have been adhering to the law and they have not been letting their students break the current law. But if we want our schools here to compete with other schools around



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the country and around the world, then I think it's appropriate that we pass this Bill. There... this is not a way to get young people to drink; it's a way to let them learn their craft."

Bost: "Thank you."

Speaker Lyons: "Representative Lang to close."

Lang: "Please vote 'aye'."

Speaker Lyons: "The question is, 'Should Senate Bill 758 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 93 Members voting 'yes', 14 voting 'no', 1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, on page 9 of the Calendar, we have Senate Bill 770. What's the status on that Bill, Mr. Clerk?"

Clerk Hollman: "Senate Bill 770, a Bill for an Act concerning public aid. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #4, offered by Representative Currie, has been approved for consideration."

Speaker Lyons: "Leader Currie on Floor Amendment #4."

Currie: "Thank you, Speaker. This is actually part of the agreement that resulted in our supplemental appropriation yesterday. Several years ago when we had federal stimulus money, we were able to speed up the time during which the people who applied for our Temporary Assistance to Needy Families, our TANF Program, in which they could start

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receiving checks. That federal stimulus money has gone away and so we are reverting, with this Amendment, to the old law which says that there are 45 days that the department has to determine eligibility and the point at which the department determines eligibility is the point at which the checks start coming. I would appreciate your support for this Amendment."

Speaker Lyons: "You've heard the Lady's Motion to adopt Amendment #4. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Amendment #4 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading and read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 770, a Bill for an Act concerning public aid. Third Reading of this Senate Bill."

Speaker Lyons: "Majority Leader Barbara Flynn Currie."

Currie: "Thank you, Speaker. The Bill is identical to the Amendment. I would appreciate your 'aye' vote."

Speaker Lyons: "Seeing no one... there's no discussion, the question is, 'Should Senate Bill 770 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', 12 voting 'no', 1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Reboletti, I believe you're ready on Senate Bill 180. Mr. Clerk, read the Bill."

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Clerk Hollman: "Senate Bill 180, a Bill for an Act concerning government. Third Reading of this Senate Bill."

Speaker Lyons: "Representative Reboletti."

Reboletti: "Thank you, Mr. Speaker and Members of the Body. Senate Bill 180 is a Comptroller initiative which deals with reciprocal offsets that we allow other municipalities and other governmental groups to recuperate some of the money that's owed to them. We passed a Bill like this last year. This would allow the Circuit Clerks to do the same thing. I would ask for your favorable support."

Speaker Lyons: "Representative Jack Franks."

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

Speaker Lyons: "Sponsor yields."

Franks: "Representative, this had a pretty active debate in committee and received 6 'no' votes. I did meet with the representative of the Comptroller's Office subsequent to this... to the Bill and I was told there was an Amendment that would take out the new fee. Has that Amendment been added to this Bill?"

Reboletti: "The... the... there is not a new Amendment. What happened was some of the other parties did not want that portion to come out. So, there... the metro counties and others did not want that portion removed from the legislation."

Franks: "Mr. Speaker, I'm not sure people can hear this debate at this point."

Speaker Lyons: "Ladies and Gentlemen, we're having a discussion on a Senate Bill-Third Reading. The respondent is

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requesting us to bring the noise level down. Shhh. Thank you very much."

Franks: "Representative, when we were in committee, there was indication that there may be an Amendment that would take out the additional fee increase and I was under the impression that was going to happen. When I met with members of the Comptroller's Office, they thought it would happen as well. And now, this comes to the floor and frankly, I'm surprised because I was assured that was going to happen. And now I'm told that metro counties wants an additional fee and for some reason, we're keeping it in. I don't think it's a strong enough reason to keep in a fee that we don't agree with."

Reboletti: "Mr. Speaker, can I take the Bill out of the record for one minute, please, to talk to Mr. Franks?"

Speaker Lyons: "Mr. Clerk, on request of the Sponsor take that Bill out of the record. Representative Sosnowski."

Sosnowski: "I just rise on a point of personal privilege. I'd just like to ask the chamber to please welcome a group of eighth graders from up in my district up in South Beliot. Willow... Willowbrook Middle School is just to my right up here. If everybody could stand and if we could please give them a round of applause."

Speaker Lyons: "Welcome to your Capitol, students, we're proud to have you in Springfield. Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolutions. House Resolution 106... 1056, offered by Representative Cavaletto. House Resolution 1057, offered by Representative Moffitt. House Resolution 1058, offered by Representative Monique Davis. House

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Resolution 1059, offered by Representative Penny. House Resolution 1060, offered by Representative Cole. And House Resolution 1061, offered by Representative Brauer."

Speaker Lyons: "Leader Lang moves for the adoption of the Agreed Resolutions. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolution are adopted. And now, seeing no further business to come before the Illinois House of Representatives, Leader Lang moves that the House stand adjourned to the hour of 3 p.m. on Monday, May 21. All those in favor of adjournment signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And allowing perfunctory time for the Clerk, the House stands adjourned to the hour of 3 p.m. on Monday, May 21. Have a wonderful weekend, everybody."

Clerk Hollman: "House Perfunctory Session will come to order. Introduction of Senate Bills. Senate Bills 3627, offered by Representative Bradley, a Bill for an Act concerning employment. This is referred to the Rules Committee. There being no further business, the House Perfunctory Session will stand adjourned."