

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

27th Legislative Day

3/12/2013

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 March 11, 2013: recommends be adopted referred to the floor is Floor Amendment #1 to House Bill 22, Floor Amendment #2 to House Bill 1462, Floor Amendment #1 to House Bill 2370, and Floor Amendment #1 to House Joint Resolution #8."

Speaker Lang: "The House will be in order. Members will be in their chairs. We shall be led in prayer today by Pastor Shaun Lewis, who is the Illinois State Director of Capitol Commission, serving the political Leaders of Illinois. Pastor Lewis is the guest of Representative Ford. Members and guests are asked to refrain from starting their laptops, turn off all cell phones, and rise for the invocation and Pledge of Allegiance. Pastor Lewis."

Pastor Lewis: "If you'd bow with me in prayer. Psalm 90:2 says, 'Before the mountains were brought forth, or ever You had formed the earth and the world, from everlasting to everlasting You are God.' Next to You, oh Lord, our lives are so very brief, and though some of us may live a 100 years, it's only but a moment of time even then. Humble our hearts with this realization. Teach us the number of the days that You have given us, to rightly use them, to not squander them. May each of us stand back, examine our lives against the authority of Your word, turn from selfish pursuits, and do what pleases You in the time that we've been given. Thank You for our state. Thank You for each of our lawmakers. Give them strength and clarity of thought

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from day to day. Protect them as they serve, comfort them as they spend time away from home. And Father, I pray that You'd be honored by their work today. In Jesus' name, Amen."

Speaker Lang: "We'll be led in the Pledge today, by Representative Sommer."

Sommer - 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 Lang: "Roll Call for Attendance. Leader Currie."

Currie: "Thank you, Speaker. Please let the record show that Representatives Drury and Franks are excused today. Representative Franks will be here later, but he's excused for the moment."

Speaker Lang: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect that all Republicans are present and ready to do the work of the people."

Speaker Lang: "Good to know. Thank you, Sir. Mr. Clerk, please take the record. There are 114 Members present, we do have a quorum. Leader Currie is recognized."

Currie: "Thank you, Speaker and Members of the House. In honor of International Women's Day we first of all have a delegation of the Women's Legislative Network with us in the gallery. Wave, wave. And second, the Lieutenant Governor is going to host a tea this afternoon from 1:00 until 2:30 in her office, everyone's invited. The women are, in particular, are encouraged to bring in to wear

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their favorite hat. So, all for International Women's Day and tea with the Lieutenant Governor. Thank you."

Speaker Lang: "Representative Bellock. Do you have a hat?"

Bellock: "I hope so. Representative Mussman has some extras she said. Thank you very much. A point of personal privilege."

Speaker Lang: "Please proceed."

Bellock: "Thank you. To just move on Lieutenant Governor Shelia Simon has graciously will be hosting on Wednesday, which is Alzheimer's Day in the State of Illinois, and a lot of you have signed up for the Alzheimer's Alliance, which is really just to raise the awareness of Ill... Alzheimer's in Illinois and the Lieutenant Governor will be having an afternoon in her office for anybody that would like to stop down there for a free lunch between 1 and 2:30. They'd love to have you come down there. Thank you very much."

Speaker Lang: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. We would like an immediate Republican Caucus, please."

Speaker Lang: "How long do you think your caucus will take, Sir?"

Bost: "I... I hoped about an hour, but maybe a little bit more."

Speaker Lang: "The House will be at ease 'til the hour of 1:00. The Republican Caucus will be in Room 114, Mr. Bost and Ladies and Gentleman. Thank you."

Speaker Lang: "The House will be in order. Members will be in their chairs. We're moving to the order, Ladies and Gentlemen, of House Bills-Third Reading, page 8 on the Calendar. House Bill 100, Mr. Costello. Out of the record. House Bill 188, Representative Gabel. Out of the record.

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House Bill 962, Mr. Thapedi. Out of the record. House Bill 1404, Mr. Bradley. Out of the record. House Bill 1522, Mr. Fortner. Mr. Bost, for what reason do you rise?"

Bost: "Thank you, Mr. Speaker. I have an inquiry of the Chair."

Speaker Lang: "State your inquiry."

Bost: "We know that tomorrow is the order of guns, correct? And Thursday will be the order of pensions. So, is there no order today?"

Speaker Lang: "Well, the order today is Mr. Fortner's Bill if he returns..."

Bost: "Oh... oh."

Speaker Lang: "...to the floor."

Bost: "We thought..."

Speaker Lang: "Out of the record?"

Bost: "Yeah, out of the record. Yeah."

Speaker Lang: "Out of the record. House Bill 1522, Leader Currie. Excuse me. 1588, Leader Currie. Please read the Bill."

Clerk Bolin: "House Bill 1588, a Bill for an Act concerning property. Third Reading of this House Bill."

Speaker Lang: "Leader Currie."

Currie: "Thank you, Speaker and Members of the House. We have, for some years, had a rental supporting... supportive of house... housing rental program that is operated very effectively by a formula that is based on census numbers that provides housing support for very low-and moderate-income Illinoisans across the state administrated by local housing authorities in Chicago by the low-income trust fund. All this measure does is to fix a technical error in

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the original statute. There is a nine dollar fee for recording various property issues with the county recorder, and nine dollars goes to the rental support housing program. And another dollar goes to the clerk, but it didn't specify for what purposes. This makes no change in the amount of money that is charged to somebody recording a document, but it does say that the dollar will be divided fifty cents for data storage and fifty cents for... for electronic updates in the recorder's office. So, it makes no change in the amount that is paid. It makes no change in the disposition between rental support and the clerks... the county recorder's offices. But I would appreciate your support so that we can fix this error."

Speaker Lang: "The Lady moves for the passage of the Bill. The Chair recognizes Mr. Reboletti."

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

Speaker Lang: "Leader yields."

Reboletti: "Leader Currie, this... just for clarification. This only affects counties over 1 million?"

Currie: "No. It's a statewide program and it doesn't make any change in the program. What it does do is to say we're going to correct a technical error in the original Bill."

Reboletti: "What has been happening with that... with that \$10 as of up until today? You said we need some technical changes to direct the money to these different funds."

Currie: "Yes. Nine dollars would..."

Reboletti: "Is that money sitting with the clerks and they can't use it?"

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Currie: "Nine dollars goes to the support the rental support program, one dollar goes to the recorder. What this does is to say of that one dollar... it doesn't change the dollar. It says fifty cents goes for this purpose in the clerk's office and fifty cents for another purpose."

Reboletti: "But you were saying it's like a technical change and it's clar..."

Currie: "And that's the technical change. Instead of a dollar going to the clerk... going to the recorder at his or her discretion, it says fifty cents goes for automation, fifty cents goes for data storage."

Reboletti: "And that's what I wanted to make... and I appreciate you making that clear because this already exists. So, the dollar... and we're telling them what to use the dollar for instead of saying you can use it for more employees. They could use it for furniture. This is actually going to take care of the issues that they are addressing."

Currie: "Exactly. It clarifies and it restrains... constrains how that dollar is used."

Reboletti: "Thank you, Leader."

Speaker Lang: "Mr. Moffitt."

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

Speaker Lang: "Lady yields."

Moffitt: "Leader, in committee we had some discussion on this and at that point I asked this is to be distributed statewide. Is that correct?"

Currie: "That is correct. Do it by a statute formula, it depends upon census figures."

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Moffitt: "And do you have figures of what money has been received in various counties statewide?"

Currie: "I have a list, and I'd be happy to share it with you."

Moffitt: "Do you know if that's on the system? We'd talked about that in committee and I don't... I don't believe that was available then. I appreciate you having that now."

Currie: "I do have it, and I'd be happy to give you a copy. So... and what... what the income limits vary depending on the average income in a particular county, but it is... it goes statewide."

Moffitt: "'Cause that would really..."

Currie: "Iroquois, Jackson, Jasper, Jefferson, Cook, Macoupin."

Moffitt: "Okay. I appreciate that Leader..."

Currie: "Grundy."

Moffitt: "...and it is to benefit across the entire state and not just one region. Thank you."

Currie: "Exactly."

Speaker Lang: "Leader Currie to close."

Currie: "Thank you, Speaker. I'd appreciate your support for this technical correction."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please record yourselves, Members. Have all voted who wish? Arroyo, Gordon. Representative Gordon. Please take the record. On this question, there are 104 voting 'yes', 8 voting 'no', 3 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2381, Mr. Cavaletto. Please read the Bill."

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Clerk Bolin: "House Bill 2381, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Mr. Cavaletto."

Cavaletto: "Thank you, Mr. Speaker and Members of the House. This Bill provides... provides an effective date for the transfer of the Armory from the... from the Illinois Department of Military Affairs directly to the City of Salem, Illinois, for a... for the sale of the property."

Speaker Lang: "The Gentleman moves the passage of the Bill. The Chair recognizes Mr. Jackson."

Jackson: "No. I just wanted to change my vote on the last Bill to 'yes' as to opposed to 'present'."

Speaker Lang: "The record will reflect your intention, Sir. There being no debate on this Bill. Those in favor will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Berrios, Burke. Please take the record. On this question, there are 115 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2423, Representative Will Davis. Representative Davis. Out of the record. Chair recognizes Representative Nekritz for a Motion. Representative Nekritz for a Motion. Do you have a Motion on House Bill 3411, Representative?"

Nekritz: "Thank you, Mr. Speaker. I'd like to waive the posting requirement on House Bill 3411."

Speaker Lang: "So, I understand there's an agreement with the other side. Those in favor of the Lady's Motion say 'yes'; opposed 'no'. The 'ayes' have it. And the Motion carries."



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Returning to page 2, of the Calendar, Ladies and Gentlemen House Bills-Second Reading. Let's move as many Bill to Third as we can and as soon as possible. First one is House Bill 3, Representative Chapa LaVia. Read the Bill, please."

Clerk Bolin: "House Bill 3, a Bill for an Act concerning education. The Bill was read for a second time on a previous day. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 22, Representative Flowers. Out of the record. House Bill 23, Representative Flowers. Out of the record. House Bill 101, Representative Will Davis. Out of the record. House Bill 161, Representative Osmond. Out of the record. House Bill 163, Representative Osmond. Out of the record. House Bill 982, Mr. Mautino. Please read the Bill."

Clerk Bolin: "House Bill 982, a Bill for an Act concerning insurance. 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 1163, Mr. Brown. Mr. Brown. Out of the record. House Bill 1202, Mr. Sosnowski. Mr. Sosnowski. Out of the record. House Bill 1233, Mr. Scia. Out of the record. House Bill 1256, Representative Gordon. Out of the record. House Bill 1272, Mr. Yingling. Do you wish to move your Bill to Third, Sir? Please read the Bill."

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Clerk Bolin: "House Bill 1272, a Bill for an Act concerning government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1299, Representative Roth. Please read the Bill."

Clerk Bolin: "House Bill 1299, a Bill for an Act concerning education. 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 1344, Mr. Schmitz. Mr. Schmitz. Out of the record. Page 6 of the Calendar, House Bill 1348, Leader Currie. Out of the record. House Bill 1379, Mr. Phelps. Out of... Please read the Bill."

Clerk Hollman: "House Bill 1379, a Bill for an Act concerning regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1405, Mr. Bradley. Out of the record. House Bill 1443, Mr. Moylan. Out of the record. House Bill 1453, Representative Kelly Burke. Kelly Burke, 1453. Out of the record. House Bill 1457, Mr. Bradley. Out of the record. Members, this is a pretty fast run of through Bills, but if you want your Bills moved to Third and eventually called that would be good if you were ready when your name was called. So, perhaps, look ahead on the Calendar to see if a Bill is coming up. That would be helpful to all of us. House Bill 1462, Representative Sente. Please read the Bill."

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Clerk Hollman: "House Bill 1462, a Bill for an Act concerning health. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #2, offered by Representative Sente, has been approved for consideration."

Speaker Lang: "Representative Sente."

Sente: "I'd like to add House Floor Amendment 1 to House Bill 1462 and discuss that on Second Reading."

Speaker Lang: "Mr. Clerk, please indicate the status of the Bill to Representative Sente."

Clerk Hollman: "Amendment #1 was tabled. Floor Amendment #2 has been approved for consideration."

Speaker Lang: "Did you mean Floor Amendment 2, Representative?"

Sente: "That's the same as 1, right? Same language, yes."

Speaker Lang: "Well, the Chair wouldn't know that, Representative."

Sente: "House Floor Amend... I'd like to adopt House Floor Amendment 2 to House Bill 1462 and discuss the Bill on Second Reading... Third Reading."

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

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

Speaker Lang: "Third Reading. House Bill 1538. Representative Golar. Please read the Bill."

Clerk Hollman: "House Bill 1538, a Bill for an Act concerning health. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1548, Mr. Bost. 1548. Please read the Bill."

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Clerk Hollman: "House Bill 1548, a Bill for an Act concerning criminal law. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1568, Representative Nekritz. Out of the record. House Bill 1581, Mr. Beiser. Out of the record. House Bill 1604, Mr. Sullivan. Do you wish to move your Bill, Mr. Sullivan? Mr. Sullivan, I understand you have a Floor Amendment in the Rules Committee. So, you may want to take this out of the record."

Sullivan: "Yep."

Speaker Lang: "Out of the record. House Bill 1651, Mr. Rosenthal. Mr. Rosenthal. Out of the record. House Bill 1709, Mr. Sacia. You have a Floor Amendment in the Rules Committee, Sir. Do you wish to take the Bill out of the record?"

Sacia: "No. I wish to move it."

Speaker Lang: "Please read the Bill."

Clerk Bolin: "House Bill 1709, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1745, Mr. Pritchard. Out of the record. House Bill 1773, Mr. Sacia. Mr. Sacia. Out of the record. House Bill 1809, Mr. Pritchard. Out of the record. House Bill 1810, Mr. Poe. Mr. Poe. Out of the record. House Bill 2232, Mr. Tryon. Please read the Bill."

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Clerk Bolin: "House Bill 2232, 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. The Chair recognizes Mr. Franks. You can do it. Stay where you are, Sir. We'll do it in a little bit. Put your light on when you're ready. House Bill 2239, Representative Christian Mitchell. Please read the Bill."

Clerk Bolin: "House Bill 2239, 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 2245, Representative Chapa LaVia. Please read the Bill."

Clerk Bolin: "House Bill 2245, a Bill for an Act concerning children. 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 2327, Mr. Riley. Please read the Bill."

Clerk Bolin: "House Bill 2327, a Bill for an Act concerning courts. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 2353, Representative Cloonen. Please read the Bill."

Clerk Bolin: "House Bill 2353, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

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Speaker Lang: "Third Reading. House Bill 2360, Representative Kelly Burke. Please read the Bill."

Clerk Bolin: "House Bill 2360, a Bill for an Act concerning civil law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 2363, Mr. Sacia. 2363, Sir. Out of the record. House Bill 2369, Mr. Pritchard. Out of the record. House Bill 2377, Representative Conroy. Please read the Bill."

Clerk Bolin: "House Bill 2377, 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 2427, Representative Kelly Burke. Out of the record. House Bill 2428, Representative Conroy. Representative Conroy, 2428. Out of the record. Mr. Franks for what reason do you rise, Sir?"

Franks: "A point of personal privilege if I may, Mr. Speaker?"

Speaker Lang: "Please proceed."

Franks: "Thank you, Mr. Speaker. I know we were whipping through Bills today and went from Second Readings, but it doesn't seem like we're accomplishing a whole lot right now. And about 12 days ago, we talked about proposing a Committee of the Whole to address our state's massive pension cost... crisis. We called for a suspension of all other business before the General Assembly until we address the underfunding of our pension system, and I believe that many in this Body agree with us. And we can get back to our other business, but I, again, respectfully ask that we call

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to order a Special Session of the Legislature dealing solely with the pension issue. Well, I envision as the Committee of the Whole when we bring in constitutional experts, actuaries, and stakeholders to hammer out a deal that passes constitutional muster and ensures the long-term solvency of our pension trust funds. And each day that we do not act on pension reform costs taxpayers an additional \$17 million. Each and every day, \$17 million is lost. Now, in the 12 days since we proposed the Committee of the Whole, we have accumulated \$204 million more in debt in a pension system that we all know is unsustainable. In his Budget Address, the Governor proposed cutting \$370 million from state funding to primary and secondary education. I think that's unconscionable when in a span of less than two weeks we have increased our state's debt by more than half of the amount to finance a failing pension system. If we had solved the pension issue, there would be no need to cut education at all. To put this in either... in even more stark relief, at \$17 million a day, three weeks worth of pension system debt could have balanced our Governor's cuts to our children's schools. We must fix this pension issue now. Nothing else matters, nothing else matters. Now, Governor Quinn needs to lead on this. Drawing a cartoon snake is not Leadership and throwing your hands in the air and saying there's nothing I can do about it is leadership. The elephant in this room is our pension crisis. The Governor at least acknowledged this in his Budget Address, but inexplicably he still refuses to act. I asked upon the Governor to call a Special Session immediately that's

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solely focused on pension reform. And I ask that you join me in that request."

Speaker Lang: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. I rise in support of the Gentleman's statement. Ladies and Gentlemen, every day, every day listen to the cost he just gave. We should.. we should actually be hearing a cash register go cha ching, cha ching, cha ching and that's our children that we're throwing under the bus. That's our needy that we're throwing under the bus. Ladies and Gentlemen, we did ask for the meeting of the Whole, the Committee of the Whole. We asked for it, we pled for it; we're in agreement with the Gentleman. And we would rise in support of that; we felt it should've been dealt with a long time ago. So, I stand in support of the Gentleman's statement."

Speaker Lang: "On page 2 of the Calendar appears House Bill 101, Representative Will Davis. Please read the Bill."

Clerk Bolin: "House Bill 101, a Bill for an Act concerning regulation. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. On page 8 of the Calendar appears House Bill 2369, Mr. Pritchard. Please read the Bill."

Clerk Bolin: "House Bill 2369, 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. Mr. Clerk, Agreed Resolutions."



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Clerk Bolin: "Agreed Resolutions. House Resolution 127, offered by Representative Cross. House Resolution 143, offered by Representative Smith. House Resolution 144, offered by Representative Reboletti, and House Joint Resolution #25, offered by Representative Currie."

Speaker Lang: "Leader Currie moves for the adoption of the Agreed Resolutions. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Agreed Resolutions are adopted. And now, allowing perfunctory time for the Clerk, Leader Currie moves... Saved by the bell. The Chair recognizes Mr. Sullivan."

Sullivan: "Thank you, Mr. Speaker. I realize you're doing the Chair very quickly, but before we go, we would like to announce a Sullivan Caucus party tonight at Vinegar Hill Mall from 5 to 9. This is just not a celebration of all that is Irish, this is also a fundraiser. This year's fundraising dollars will go locally to a place called Mini O'Beirne Crisis Nursery. This is a place where, if a parent is having some type of crisis in their life, they can drop their child off for an extended period of time. They'll be in good protected state while the parent gets the help that they need. This is a very good... a very good charity. And we should have a good time all that is Irish. So, tonight at 5 to 9, Vinegar Hill Mall. We hope to see you there. Thank you."

Speaker Lang: "Thank you, Mr. Sullivan. And now, Leader Currie moves that, allowing perfunctory time for the Clerk, the House stand adjourned 'til Wednesday, March 13 at the hour of 11:30 a.m. Those in favor say 'yes'; opposed 'no'. The

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'ayes'. And House does stand adjourned 'til Wednesday, March 13 at the hour of 11:30 a.m."

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 March 12, 2013: recommends be adopted referred to the floor is Amendment #38, 39, 40, 41, 42, 43, and 44 to House Bill 1155, Floor Amendment #9 to House Bill 1156. Introduction and First Reading of House Bills. House Bill 3620, offered by Representative Cross, a Bill for an Act concerning appropriations. House Bill 3621, offered by Representative Harms, a Bill for an Act concerning appropriations. House Bill 3622, offered by Speaker Madigan, a Bill for an Act making appropriations. These are referred to the Rules Committee. There being no further business, the House Perfunctory Session will stand adjourned."