

STATE OF ILLINOIS  
99th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

2nd Legislative Day

1/15/2015

Speaker Lang: "The House will be in order. Members will be in their chairs. Be led in prayer today by Wayne Padget, the Assistant Doorkeeper. 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. Mr. Padget."

Wayne Padget: "Let us pray. Dear Heavenly Father, we come before You today in sound body and mind praying that, on this day, You grant us the grace to remember with love and reverence that we are to go forth in peace with courage, hold fast to that which is good rendering that no one evil, for evil, but help us to strengthen the fainthearted. And Father, let us pray to support the weak and to help the afflicted, to honor all people loving and serving You in the same love and spirit and where You have loved us. This we ask in Your Son's name, Amen."

Speaker Lang: "We'll be led in the Pledge by Representative Andersson."

Andersson - 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 D'Amico (sic-not on the Quorum Roll Call), Feigenholtz, and Soto are excused today."

Speaker Lang: "Leader Bellock."

Bellock: "Thank you very much, Mr. Speaker. Our absences are Representative Raymond Poe is excused."

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Speaker Lang: "Mr. Clerk, take the record. There are 113 Members present; the House does have quorum and prepared to do the business of the people. Mr. Clerk, the Adjournment Resolution."

Clerk Hollman: "House Joint Resolution #3, offered by Representative Currie.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two Houses adjourn on Thursday, January 15, 2015, the House of Representatives stands adjourned until Friday, January 23, 2015, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, January 27, 2015, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 28, 2015, or until the call of the Speaker and the Senate stands adjourned until Tuesday, February 03, 2015, or until the call of the President."

Speaker Lang: "Leader Currie moves for the adoption of the Adjournment Resolution. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Adjournment Resolution is adopted. Members, there's an announcement from the Chair. Members. Upon adjournment, all Members please stay in the chamber for office selection. Upon adjournment, all Members please stay in the chamber. And now, leaving perfunctory time for the Clerk, Leader Currie moves that the House stand adjourned 'til Wednesday, January 28 at the hour of 12 noon. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the House does stand adjourned. Have a good weekend, all."

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Clerk Hollman: "House Perfunctory Session will come to order. Introduction and First Reading of House Bills. House Bill 198, offered by Representative Gabel, a Bill for an Act concerning transportation. House Bill 199, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 200, offered by Representative Kelly Burke, a Bill for an Act concerning State government. House Bill 201, offered by Representative Fine, a Bill for an Act concerning State government. House Bill 202, offered by Representative Cabello, a Bill for an Act concerning revenue. House Bill 203, offered by Representative Feigenholtz, a Bill for an Act concerning regulation. House Bill 204, offered by Representative Feigenholtz, a Bill for an Act concerning liquor. House Bill 205, offered by Representative Feigenholtz, a Bill for an Act concerning public aid. House Bill 206, offered by Representative Feigenholtz, a Bill for an Act concerning public aid. House Bill 207, offered by Representative Flowers, a Bill for an Act concerning health. House Bill 208, offered by Representative Sommer, a Bill for an Act concerning pie. House Bill 209, offered by Representative Zalewski, a Bill for an Act concerning safety. House Bill 210, offered by Representative Hoffman, a Bill for an Act concerning finance. House Bill 211, offered by Representative Hoffman, a Bill for an Act concerning finance. House Bill 212, offered by Representative Hoffman, a Bill for an Act concerning employment. House Bill 213, offered by Representative Hoffman, a Bill for an Act concerning employment. House Bill 214, offered by Representative Hoffman, a Bill for an Act concerning revenue. House Bill

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215, offered by Representative Hoffman, a Bill for an Act concerning employment. House Bill 216, offered by Representative Hoffman, a Bill for an Act concerning education. First Reading of these House Bills. House Joint Resolution Constitutional Amendment #1, offered by Representative Sandack.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend the Illinois Constitution by adding Section 2.5 to Article IV as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 2.5. TERM LIMITS

No person may hold the office of State Senator or State Representative, or a combination of those offices, for more than 10 consecutive years.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This was the First Reading in full of House Joint Resolution Constitutional Amendment #1. House Joint Resolution Constitutional Amendment #2.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general

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election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population.

(b) By April 15 of the year following each Federal decennial census year, the State Board of Elections, by a record vote of a majority of the total number of Members authorized by law as provided in Section 5 of Article III, shall designate a computer program for redistricting the Legislative Districts and Representative Districts that meets the requirements of this Section. The designation shall include detailed specifications of the computer program. Any computer program designated by the State Board of Elections under this Section shall embody the following standards and criteria, as defined by Common Law, in this order of priority:

- (1) contiguity;
- (2) substantial equality of population;
- (3) compactness;
- (4) minimization of the number of districts that cross county or municipal boundaries; and
- (5) a fair reflection of minority voting strength. Any computer program designated by the State Board of Elections under this Section shall not consider the following data:

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- (1) residency of incumbent legislators;
  - (2) political affiliations of registered voters;
  - (3) previous election results; and
  - (4) demographic information not required to be used by this Section or by the United States Constitution or federal law. Except as specified in this Section, the computer program shall produce districts in a random manner.
- (c) In the year following each Federal decennial census year, the State Board of Elections shall redistrict the Legislative Districts and the Representative Districts using the computer program designated under subsection (b). The Board shall file such computer generated plan with the Secretary of State no later than June 1 of the year following the Federal decennial census year.
- (d) The State Board of Elections shall designate a computer program under subsection (b) and shall approve a plan under subsection (c) at public meetings. The Board shall give reasonable and adequate advance notice of those meetings.
- (e) An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.
- (f) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2021 and applies to the election of Members

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of the General Assembly in 2022 and thereafter. This was First Reading in full of House Joint Resolution Constitutional Amendment #2. House Joint Resolution Constitutional Amendment #3, offered By Representative Durkin.

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

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

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

SECTION 3. ELIGIBILITY

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

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

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If the Attorney General, Secretary of State, or Comptroller of the Treasury fails to qualify or if the office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. If the Lieutenant Governor fails to qualify or if the office becomes vacant, it shall remain vacant until the end of the term.

SECTION 17. COMPTROLLER - DUTIES (REP.)

SECTION 18. COMPTROLLER OF THE TREASURY - DUTIES

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

SCHEDULE

A Comptroller of the Treasury, but not a Comptroller or Treasurer, shall be elected in 2018 and thereafter. This Constitutional Amendment otherwise takes effect upon the conclusion of the terms of the Comptroller and the Treasurer elected in 2014. This was the First Reading in full of House Joint Resolution Constitutional Amendment #3."

Clerk Bolin: "First Reading of House Joint Resolution Constitutional Amendment #4, offered by Representative Batinick.



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

ARTICLE XIV

CONSTITUTIONAL REVISION

SECTION 3. CONSTITUTIONAL INITIATIVE

Amendments to this Constitution may be proposed by a petition signed by a number of electors equal in number to at least five percent of the total votes cast for candidates for Governor in the preceding gubernatorial election. A petition shall contain the text of the proposed amendment and the date of the general election at which the proposed amendment is to be submitted, shall have been signed by the petitioning electors not more than twenty-four months preceding that general election and shall be filed with the Secretary of State at least six months before that general election. The procedure for determining the validity and sufficiency of a petition shall be provided by law. If the petition is valid and sufficient, the proposed amendment shall be submitted to the electors at that general election and shall become effective if approved by three-fifths of those voting on the amendment.

SCHEDULE

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

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Constitutional Amendment Act. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #4, offered by Representative Batinick. First Reading of House Joint Resolution Constitutional Amendment #5, offered by Representative McSweeney.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

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

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

SECTION 3. ELIGIBILITY

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

SECTION 4. JOINT ELECTION (REPEALED)

SECTION 6. GUBERNATORIAL SUCCESSION

- (a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be the elected Attorney General, the elected Secretary of State, and then as provided by law.
- (b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.
- (c) Whenever the Governor determines that he may be seriously impeded in the exercise of his or her powers, he or she shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.
- (d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the

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absence of such a law, shall make the determination under such rules as it may adopt.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his or her office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor.

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2019. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #5, offered by Representative McSweeney. First Reading in full of House Joint Resolution Constitutional Amendment #6, offered by Representative Drury.

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

ARTICLE IV

THE LEGISLATURE

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SECTION 6. ORGANIZATION

- (a) A majority of the Members elected to each house constitutes a quorum.
- (b) On the first day of the January session of the General Assembly in odd-numbered years, the Secretary of State shall convene the House of Representatives to elect from its Membership a Speaker of the House of Representatives as presiding officer, and the Governor shall convene the Senate to elect from its Membership a President of the Senate as presiding officer. A person may not serve more than a total of 10 years in the office of Speaker of the House of Representatives, President of the Senate, Minority Leader of the House of Representatives, or Minority Leader of the Senate; provided that service before the second Wednesday in January of 2015 shall not be considered in the calculation of a person's service.
- (c) For purposes of powers of appointment conferred by this Constitution, the Minority Leader of either house is a member of the numerically strongest political party other than the party to which the Speaker or the President belongs, as the case may be.
- (d) Each house shall determine the rules of its proceedings, judge the elections, returns and qualifications of its Members and choose its officers. No member shall be expelled by either house, except by a vote of two-thirds of the Members elected to that house. A member may be expelled only once for the same offense. Each house may punish by imprisonment any person, not a member, guilty of disrespect to the house by disorderly or contemptuous behavior in its presence.

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Imprisonment shall not extend beyond twenty-four hours at one time unless the person persists in disorderly or contemptuous behavior.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading in full of House Joint Resolution Constitutional Amendment #6, offered by Representative Drury. First Reading of House Joint Resolution Constitutional Amendment #7, offered by Representative Fortner.

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

ARTICLE IV

THE LEGISLATURE

SECTION 6. ORGANIZATION

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

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presiding officer. A person may serve no more than a total of 8 years in any one of the following offices and no more than a combined total of 12 years in any 2 or more of the following offices: Speaker of the House of Representatives, President of the Senate, Minority Leader of the House of Representatives, or Minority Leader of the Senate; provided that service before the second Wednesday in January of 2017 shall not be considered in the calculation of a person's service.

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

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

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading

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in full of House Joint Resolution Constitutional Amendment #7, offered by Representative Fortner. There being no further business, the House Perfunctory Session will stand adjourned."