



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**ONE HUNDREDTH GENERAL ASSEMBLY**

**14TH LEGISLATIVE DAY**

**THURSDAY, FEBRUARY 16, 2017**

**1:20 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**14th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Communication .....	4
Legislative Measure(s) Filed .....	3
Message from the House .....	9
Message from the President .....	3
Presentation of Senate Resolution No. 170 .....	5
Presentation of Senate Resolutions No'd. 171-174 .....	4
Report from Standing Committee(s) .....	7
Resolutions Consent Calendar.....	10

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
SB 0002	Second Reading .....	8
SB 0055	Second Reading .....	8
SB 0069	Second Reading .....	9
SB 0654	Second Reading .....	8
SB 0667	Second Reading .....	8
SB 0674	Second Reading .....	9
SR 0170	Committee on Assignments .....	5

The Senate met pursuant to adjournment.  
Senator Donne Trotter, Chicago, Illinois, presiding.  
Prayer by Pastor Chance Newingham, Lifegate International Ministries, Athens, Illinois.  
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, February 15, 2017, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

**LEGISLATIVE MEASURES FILED**

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 1 to Senate Bill 604  
Amendment No. 1 to Senate Bill 679  
Amendment No. 1 to Senate Bill 691  
Amendment No. 1 to Senate Bill 759

The following Floor amendment to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Amendment No. 1 to Senate Bill 674

**MESSAGES FROM THE PRESIDENT**

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, IL 62706  
217-782-2728

February 16, 2017

Mr. Tim Anderson  
Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Terry Link to temporarily replace Senator William Haine as a member of the Senate Judiciary Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Judiciary Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON

327 STATE CAPITOL

[February 16, 2017]

SENATE PRESIDENT

SPRINGFIELD, IL 62706  
217-782-2728

February 16, 2017

Mr. Tim Anderson  
Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Daniel Biss to temporarily replace Senator William Haine as a member of the Senate Licensed Activities and Pensions Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Licensed Activities and Pensions Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

**COMMUNICATION**

**ILLINOIS STATE SENATE  
DON HARMON  
PRESIDENT PRO TEMPORE  
39TH DISTRICT**

**DISCLOSURE TO THE SENATE**

Date: 2/15/17

Legislative Measure(s): AMs 99-553, 99-563, 99-567, 100-027

Venue:

Committee on \_\_\_\_\_  
 Full Senate

**X** Due to a potential conflict of interest (or the potential appearance thereof), I abstained from voting (or voted "present") on the above legislative measure(s).

Notwithstanding a potential conflict of interest (or the potential appearance thereof), I voted in favor of or against the above legislative measure(s) because I believe doing so is in the best interests of the State.

s/Don Harmon  
Senator Don Harmon

**PRESENTATION OF RESOLUTIONS**

**SENATE RESOLUTION NO. 171**

Offered by Senator Anderson and all Senators:  
Mourns the death of Walter R. White of Moline.

**SENATE RESOLUTION NO. 172**

[February 16, 2017]

Offered by Senator Anderson and all Senators:  
Mourns the death of Russell Leroy Nelson of East Moline.

**SENATE RESOLUTION NO. 173**

Offered by Senator Anderson and all Senators:  
Mourns the death of Robert E. "Pop" Jones of Moline.

**SENATE RESOLUTION NO. 174**

Offered by Senator Barickman and all Senators:  
Mourns the death of Donald J. Newberg of Bloomington.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Koehler offered the following Senate Resolution, which was referred to the Committee on Assignments:

**SENATE RESOLUTION NO. 170**

WHEREAS, On September 17, 2008, the Electronic Products Recycling and Reuse Act, Public Act 95-0959, was enacted, setting forth procedures for the recycling and reuse of covered electronic devices in Illinois; and

WHEREAS, The Electronic Products Recycling and Reuse Act banned the disposal of covered electronic devices in landfills and incinerators beginning January 1, 2012; and

WHEREAS, To provide adequate collection of discarded electronic devices and comply with the disposal ban, more than 300 collection sites statewide are currently registered with the Illinois Environmental Protection Agency (IEPA) to accept electronic wastes; and

WHEREAS, Local governments statewide have contracted with electronic waste processors and recyclers for collection, reuse, and recycling of discarded electronics, providing a vital service to their residents; and

WHEREAS, A significant component of the discarded electronic waste stream collected to date has been, and continues to be, cathode ray tube (CRT) devices, including televisions and computer monitors; and

WHEREAS, CRT glass contains lead at a sufficiently high concentration to meet the definition of hazardous waste, necessitating handling of the glass in a manner that protects human health and the environment; and

WHEREAS, The principal recycling market for CRT glass was historically the production of new CRTs; and

WHEREAS, Demand for new CRTs historically provided an economic incentive to recycle CRT glass for use in the manufacturing of new CRTs, and recyclers received revenue for the CRT glass provided to CRT manufacturers; and

WHEREAS, New CRTs have essentially ceased to be purchased in the United States, and there are no CRT manufacturing facilities located in the United States; and

WHEREAS, All CRT glass used in the manufacturing of new CRTs is now exported to India, to the sole remaining CRT manufacturing facility in the world; and

WHEREAS, There exist limited additional available outlets for the legitimate recycling of CRT glass in the United States; and

[February 16, 2017]

WHEREAS, The quantity of CRT glass collected far exceeds current demand and available markets for the glass; and

WHEREAS, CRT glass processing and recycling now carries a substantial cost, which constitutes a significant change since the Electronic Products Recycling and Reuse Act was enacted in 2008; and

WHEREAS, The increased cost to process CRT glass has caused electronic waste collection programs operated by local governments in Illinois to either bear the cost increases or be discontinued to avoid accumulation of CRTs; and

WHEREAS, Stockpiles of abandoned CRT glass have been discovered at several former electronic waste processing facilities across the United States, primarily due to the lack of markets for CRT glass and the high cost associated with existing markets; and

WHEREAS, Kuusakoski Glass Recycling LLC (Kuosakoski Recycling) and Peoria Disposal Company (PDC), both Illinois-based businesses, developed and permitted a CRT glass solution, the KleanKover Recycling Solution, whereby CRT glass is treated to reduce the leachable lead levels in the glass (the principal environmental concern associated with CRTs) below stringent federal thresholds, and is then placed as Alternative Daily Cover (ADC) in a permitted landfill; and

WHEREAS, Kuusakoski Recycling and PDC have successfully operated the KleanKover Recycling Solution since November, 2013; and

WHEREAS, Given the lack of viable recycling markets, the IEPA has determined that treated CRT glass used as ADC can be counted towards manufacturer recycling goals under the Electronic Products Recycling and Reuse Act, as documented in IEPA correspondence to Kuusakoski Recycling on November 26, 2013; and

WHEREAS, Basel Action Network (BAN), administrators of the e-Stewards Standard (a voluntary certification standard for electronic waste recyclers) had previously defined any use of treated CRT glass within a disposal facility, including use as ADC, as a "last resort" option, effectively prohibiting use of the KleanKover Recycling Solution; and

WHEREAS, BAN had expressed interest in considering retrievable storage of CRT glass in permitted, monitored, and contained designated disposal sites as a preferred CRT glass management method; and

WHEREAS, In response to BAN's interest, PDC developed a designated retrievable storage cell at its permitted Indian Creek Landfill No. 2 to provide storage and future retrieval of CRT glass, should markets develop to utilize the leaded glass; and

WHEREAS, PDC has established a perpetual care fund for Indian Creek Landfill No. 2, consisting of a trust fund held by a third-party and available to Tazewell County (the host jurisdiction for the landfill), which provides funding to monitor and maintain the landfill in perpetuity, imparting a greater level of financial and environmental protection than is required under state or federal laws or regulations; and

WHEREAS, Kuusakoski Recycling and PDC formally petitioned BAN on November 18, 2014, to modify the e-Stewards Standard and allow, as an additional preferred CRT glass management option, the placement of treated CRT glass in a retrievable storage cell within a permitted disposal site which has a perpetual care fund established; and

WHEREAS, At least 10 units of local government in Illinois, representing nearly four million people, sent letters to BAN in support of the petition submitted by Kuusakoski Recycling and PDC, and urging BAN's approval in order to maintain the governmental units' vital electronic waste collection and recycling programs for their residents; and

WHEREAS, On March 26, 2015, the Senate of the 99th General Assembly of the State of Illinois adopted Senate Resolution 184 urging BAN to approve the petition submitted by Kuusakoski Recycling

[February 16, 2017]

and PDC and revise the e-Stewards Standard to allow placement of treated CRT glass into a dedicated retrievable storage cell at a permitted disposal facility; and

WHEREAS, On July 10, 2015, Public Act 99-13 amended the Electronics Products Recycling and Reuse Act to allow CRT glass placed in retrievable storage cells at permitted landfills to be counted towards manufacturer recycling goals; and

WHEREAS, BAN published Sanctioned Interpretation #5 to the e-Stewards Standard V2.0 on April 1, 2016, recognizing placement of treated CRT glass in lined, leachate-controlled, and monitored solid waste landfills as a conditionally allowable option for the management of CRT glass if all preferred options have been ruled out based on established criteria without requirement for further BAN approval; and

WHEREAS, Sustainable Electronics Recycling International (SERI), administrators of the R2 Standard (a separate voluntary certification standard for electronic waste recyclers) has prohibited its certified recyclers from managing CRT glass in any form within a landfill, including as ADC or in retrievable storage; and

WHEREAS, At least 15 units of local government in Illinois, representing over five million people, some of which governmental units maintain among the most effective e-waste recycling programs in the United States, petitioned SERI in 2014, to reconsider its position on CRT glass management, citing the need for additional CRT glass management options in the United States; and

WHEREAS, In June of 2016, representatives of SERI and the R2 Technical Advisory Committee (TAC; a multi-stakeholder group appointed by SERI to review and recommend revisions to the R2 Standard) toured the Kuusakoski Recycling and PDC facilities and received additional information about their CRT glass management process; and

WHEREAS, In September of 2016, Kuusakoski Recycling and PDC announced a further enhancement to their CRT glass management process which will segregate panel glass (which does not include concentrations of hazardous materials in regulated quantities) from leaded funnel glass; this enhancement will permit Kuusakoski Recycling and PDC to utilize crushed panel glass as construction aggregate at permitted landfills as a replacement for washed gravel in the construction of leachate recirculation wells and potentially landfill gas wells, while continuing to treat leaded funnel glass and place it in retrievable storage or utilize it as ADC at permitted landfills; and

WHEREAS, The option of beneficial use of CRT panel glass as construction aggregate, beneficial use of treated CRT glass as ADC, and placement of treated CRT glass in retrievable storage in a dedicated cell at a permitted disposal site provides needed environmentally protective, cost effective, and immediately available capacity for CRT glass, resulting in relief for residents, local governments, and recyclers across Illinois and the United States to manage this problematic material and reduce the potential for future discoveries of stockpiled material that would pose a significant environmental threat; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge SERI (Sustainable Electronics Recycling International) and the TAC (the R2 Technical Advisory Committee) to amend the R2 Standard to create an option for management of CRT glass through beneficial use, including in uses such as landfill construction aggregate and ADC, and placement of treated CRT glass into a dedicated retrievable storage cell in a permitted disposal facility; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the executive director, R2 technical director, and the chair of the Board of Directors of SERI (Sustainable Electronics Recycling International).

#### REPORTS FROM STANDING COMMITTEES

Senator T. Cullerton, Chairperson of the Committee on Veterans Affairs, to which was referred **Senate Bills Numbered 87, 705 and 860**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

[February 16, 2017]

Senator Bertino-Tarrant, Chairperson of the Committee on Education, to which was referred **Senate Bills Numbered 698, 757 and 865**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Van Pelt, Chairperson of the Committee on Public Health, to which was referred **Senate Bill No. 868**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Van Pelt, Chairperson of the Committee on Public Health, to which was referred **Senate Resolution No. 18**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 18** was placed on the Secretary's Desk.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **Senate Bills Numbered 61, 822 and 882**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator McGuire, Chairperson of the Committee on Higher Education, to which was referred **Senate Bill No. 736**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government, to which was referred **Senate Bill No. 886**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bills Numbered 642, 747 and 772**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **Senate Bill No. 589**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

### READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Lightford, **Senate Bill No. 2** having been printed, was taken up, read by title a second time.

Committee Amendment Nos. 1 and 2 were held in the Committee on Assignments.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator E. Jones III, **Senate Bill No. 55** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Biss, **Senate Bill No. 654** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Martinez, **Senate Bill No. 667** having been printed, was taken up, read by title a second time and ordered to a third reading.

[February 16, 2017]



On motion of Senator Martinez, **Senate Bill No. 674** having been printed, was taken up, read by title a second time.

Floor Amendment No. 1 was referred to the Committee on Assignments earlier today.

There being no further amendments, the bill was ordered to a third reading.

### MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 284

A bill for AN ACT concerning finance.

HOUSE BILL NO. 373

A bill for AN ACT concerning local government.

HOUSE BILL NO. 386

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 434

A bill for AN ACT concerning government.

HOUSE BILL NO. 479

A bill for AN ACT concerning government.

HOUSE BILL NO. 489

A bill for AN ACT concerning government.

Passed the House, February 16, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bills Numbered 284, 373, 386, 434, 479 and 489** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 616

A bill for AN ACT concerning local government.

Passed the House, February 16, 2017.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bill No. 616** was taken up, ordered printed and placed on first reading.

### READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Hastings, **Senate Bill No. 69** having been printed, was taken up, read by title a second time and ordered to a third reading.

### MESSAGE FROM THE HOUSE

A message from the House by

Mr. Mapes, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

[February 16, 2017]

**HOUSE JOINT RESOLUTION NO. 29**

**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN**, that when the House of Representatives adjourns on Thursday, February 16, 2017, it stands adjourned until Wednesday, February 22, 2017 at 12:00 o'clock noon, and when it adjourns on that day, it stands adjourned until Thursday, February 23, 2017, and when it adjourns on that day, it stands adjourned until Friday, February 24, 2017, and when it adjourns on that day, it stands adjourned until March 7, 2017 at 12:00 o'clock noon, or until the call of the Speaker; and when the Senate adjourns on Thursday, February 16, 2017, it stands adjourned until Tuesday, February 28, 2017, and when it adjourns on that day, it stands adjourned until Wednesday, March 1, 2017, and when it adjourns on that day, it stands adjourned until Thursday, March 2, 2017, and when it adjourns on that day it stands adjourned until Tuesday, March 7, 2017, or until the call of the President.

Adopted by the House, February 16, 2017.

TIMOTHY D. MAPES, Clerk of the House

By unanimous consent, on motion of Senator Muñoz, the foregoing message reporting House Joint Resolution No. 29 was taken up for immediate consideration.

Senator Muñoz moved that the Senate concur with the House in the adoption of the resolution.

The motion prevailed.

And the Senate concurred with the House in the adoption of the resolution.

Ordered that the Secretary inform the House of Representatives thereof.

**RESOLUTIONS CONSENT CALENDAR****SENATE RESOLUTION NO. 151**

Offered by Senator Manar and all Senators:

Mourns the death of Timothy Fitzgerald Rowles II of Springfield.

**SENATE RESOLUTION NO. 152**

Offered by Senator Haine and all Senators:

Mourns the death of Barbara Ann Evans of South Roxana.

**SENATE RESOLUTION NO. 153**

Offered by Senator Harmon and all Senators:

Mourns the death of Paul C. Schreckenberger, Ph.D., of River Forest.

**SENATE RESOLUTION NO. 154**

Offered by Senator Harmon and all Senators:

Mourns the death of Chad A. Becker of Elmhurst.

**SENATE RESOLUTION NO. 157**

Offered by Senator McCann and all Senators:

Mourns the death of Frances Graham-Stults of Carlinville.

**SENATE RESOLUTION NO. 158**

Offered by Senator Manar and all Senators:

Mourns the death of George J. Lacy of Gillespie.

**SENATE RESOLUTION NO. 159**

Offered by Senator Anderson and all Senators:

Mourns the death of Augustine Martel of Silvis.

**SENATE RESOLUTION NO. 160**

[February 16, 2017]

Offered by Senator Anderson and all Senators:  
Mourns the death of Rolyn W. "Ron" Olson of Rock Island.

**SENATE RESOLUTION NO. 161**

Offered by Senator Haine and all Senators:  
Mourns the death of John F. "Koz" Kozonasky.

**SENATE RESOLUTION NO. 162**

Offered by Senator Haine and all Senators:  
Mourns the death of Marjorie P. Bogart.

**SENATE RESOLUTION NO. 163**

Offered by Senator Haine and all Senators:  
Mourns the death of Larry R. Admire.

**SENATE RESOLUTION NO. 164**

Offered by Senator Link and all Senators:  
Mourns the death of Velvet Bailey Graves of North Chicago.

**SENATE RESOLUTION NO. 165**

Offered by Senator Link and all Senators:  
Mourns the death of Bertha Lee Hill of Waukegan.

**SENATE RESOLUTION NO. 166**

Offered by Senator Link and all Senators:  
Mourns the death of Sylvia R. (Zorc) Trygar of Winthrop Harbor.

**SENATE RESOLUTION NO. 167**

Offered by Senator McGuire and all Senators:  
Mourns the death of Anne J. "Joan" (McKeon) Vollmer of Joliet.

**SENATE RESOLUTION NO. 169**

Offered by Senator Castro and all Senators:  
Mourns the death of Thomas E. "Tom" Keating of Streamwood.

**SENATE RESOLUTION NO. 171**

Offered by Senator Anderson and all Senators:  
Mourns the death of Walter R. White of Moline.

**SENATE RESOLUTION NO. 172**

Offered by Senator Anderson and all Senators:  
Mourns the death of Russell Leroy Nelson of East Moline.

**SENATE RESOLUTION NO. 173**

Offered by Senator Anderson and all Senators:  
Mourns the death of Robert E. "Pop" Jones of Moline.

**SENATE RESOLUTION NO. 174**

Offered by Senator Barickman and all Senators:  
Mourns the death of Donald J. Newberg of Bloomington.

The Chair moved the adoption of the Resolutions Consent Calendar.  
The motion prevailed, and the resolutions were adopted.

At the hour of 2:04 o'clock p.m., pursuant to **House Joint Resolution No. 29**, the Chair announced the Senate stand adjourned until Tuesday, February 28, 2017, at 12:00 o'clock noon, or until the call of the President.