



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**ONE HUNDRED FIRST GENERAL  
ASSEMBLY**

**15TH LEGISLATIVE DAY**

**THURSDAY, FEBRUARY 21, 2019**

**12:08 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**15th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Legislative Measure(s) Filed .....	3
Message from the House .....	9
Presentation of Senate Joint Resolution No. 26.....	5
Presentation of Senate Resolution No. 132 .....	4
Presentation of Senate Resolutions No'd. 133-142 .....	3
Report from Standing Committee(s) .....	6
Report(s) Received.....	3
Resolutions Consent Calendar.....	9

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
SB 0087	Second Reading .....	7
SB 0117	Second Reading .....	8
SB 0181	Second Reading .....	8
SB 0195	Second Reading .....	8
SB 0220	Second Reading .....	7
SB 0246	Second Reading .....	7
SB 1116	Second Reading .....	7
SB 1127	Second Reading .....	7
SB 1149	Second Reading .....	7
SB 1158	Second Reading .....	7
SB 1215	Second Reading .....	8
SB 1218	Second Reading .....	7
SB 1258	Second Reading .....	7
SB 1273	Second Reading .....	7
SB 1289	Second Reading .....	7
SB 1302	Second Reading .....	7
SB 1381	Second Reading .....	7
SJR 0002	Adopted.....	8
SJR 0004	Adopted.....	8
SJR 0016	Adopted.....	8
SJR 0026	Committee on Assignments.....	5
SR 0055	Adopted .....	8
SR 0056	Adopted .....	8
SR 0062	Adopted .....	8
SR 0132	Committee on Assignments .....	4

The Senate met pursuant to adjournment.  
Senator David Koehler, Peoria, Illinois, presiding.  
Prayer by the Reverend Jason Moody, Grace United Methodist Church and Kumler United Methodist Church, Springfield, Illinois  
Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, February 20, 2019, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

### **REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

Monetary Award Program (MAP) Evaluation 2019 - Corrected, submitted by the Illinois Student Assistance Commission.

Illinois Tollway - 2019 Budget, submitted by the Illinois Tollway.

Child Care Flexible Work Time Report 2019 PA 87-552, submitted by the Illinois Pollution Control Board.

FY19 Q1 Capital Projects Review, submitted by the Illinois Governor's Office of Management and Budget.

The foregoing reports were ordered received and placed on file with the Secretary's Office.

### **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 174  
Amendment No. 1 to Senate Bill 193  
Amendment No. 1 to Senate Bill 241  
Amendment No. 1 to Senate Bill 1377  
Amendment No. 1 to Senate Bill 1407

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 1116

### **PRESENTATION OF RESOLUTIONS**

#### **SENATE RESOLUTION NO. 133**

Offered by Senator Koehler and all Senators:  
Mourns the death of Edward Joseph "Ed" Klein of Peoria.

#### **SENATE RESOLUTION NO. 134**

Offered by Senator Koehler and all Senators:  
Mourns the death of Joseph E. "Joe" Fox of Peoria.

#### **SENATE RESOLUTION NO. 135**

Offered by Senator Koehler and all Senators:

[February 21, 2019]

Mourns the death of David H. Nixon of Peoria.

**SENATE RESOLUTION NO. 136**

Offered by Senator Oberweis and all Senators:  
Mourns the death of Stanton Joseph “Stan” Bond of Montgomery.

**SENATE RESOLUTION NO. 137**

Offered by Senator Anderson and all Senators:  
Mourns the death of Kenneth E. “Ken” Kessinger of East Moline.

**SENATE RESOLUTION NO. 138**

Offered by Senator Anderson and all Senators:  
Mourns the death of Curtis L. “Curt” Whitten of Moline.

**SENATE RESOLUTION NO. 139**

Offered by Senator Anderson and all Senators:  
Mourns the death of Kenneth D. “Ken” “Tex” Sitler of Moline.

**SENATE RESOLUTION NO. 140**

Offered by Senator Anderson and all Senators:  
Mourns the death of Robert A. “Bob” Peppmeyer of Rock Island.

**SENATE RESOLUTION NO. 141**

Offered by Senator Anderson and all Senators:  
Mourns the death of Albert C. “Al” Adlfinger of East Moline.

**SENATE RESOLUTION NO. 142**

Offered by Senator Anderson and all Senators:  
Mourns the death of George Gnatovich of Rock Island.

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

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

**SENATE RESOLUTION NO. 132**

WHEREAS, President Trump declared a national emergency on Friday, January 15, 2019 by falsely declaring that there is an invasion of drugs, human traffickers, criminals, and gangs in the United States; and

WHEREAS, By declaring a national emergency, President Trump plans to take funding away from military projects, including facility maintenance, family housing at military bases across the country, and schools for children of members of the military; and

WHEREAS, President Trump will use \$600 million from a Treasury Department forfeiture fund, \$2.5 billion from a military anti-drug account, and \$3.6 billion in military construction funds to fund a permanent wall to help civilian agencies police the border, even though Congress already appropriated \$1.375 billion for new border barriers; and

WHEREAS, During his run for the presidency, candidate Trump used racist, xenophobic talking points and, at one point, accused Mexican immigrants of bringing drugs and crime into the country and of being rapists; he also claimed that Mexico, a sovereign nation, would pay for the wall; and

[February 21, 2019]

WHEREAS, The Department of Homeland Security has stated that undocumented immigrants are less likely to be incarcerated for crimes in the United States than native-born Americans, and that number has consistently declined since 2016; and

WHEREAS, The number of unauthorized immigrants who have crossed the border without documents has sharply declined; when candidate Trump took office, the number of undocumented immigrants had decreased from 12.2 million in 2007 to 10.7 million in 2016; and

WHEREAS, The Trump Administration's own 2018 Drug Threat Assessment found that only a small percentage of heroin seized by Customs and Border Protection Agents along the land border was between ports of entry; most of the drugs seized by Customs and Border Protection Agents were along the United States-Mexico border in the San Diego corridor; and

WHEREAS, By the President's own admission, he "did not have to [declare a national emergency], but he just wanted [the wall] built faster to fulfill a campaign promise"; a national emergency is a situation that is immediately threatening the livelihood of Americans, not something declared to appease a President; and

WHEREAS, Congress is the branch in charge of federal appropriations, a power granted to the legislative branch by the United States Constitution; the executive branch does not have the power to override Congress's appropriation powers for a manufactured emergency; and

WHEREAS, President Trump is abusing the power of executive orders to circumvent the United States Constitution and Congress to override the American people's will to not fund the wall; Congress compromised and allocated funds to reinforce border patrol and existing walls; if the President seeks more funding, he should use the art of the deal to negotiate a compromise that better suits his need; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we reject President Trump's national emergency that is fueled by racist and xenophobic rhetoric; we urge Congress and the Courts to uphold our system of checks and balances and the existence of separation of powers between the judicial, legislative, and executive branches; and be it further

RESOLVED, That we urge Congress to reject the diversion of funding from military projects, including facility maintenance, family housing at military bases across the country, and schools for children of members of the military; and be it further

RESOLVED, That we urge Congress to revoke the national emergency by passing a joint resolution to revoke the unnecessary state of emergency.

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

#### **SENATE JOINT RESOLUTION NO. 26**

WHEREAS, On February 27, 1861, in an attempt to avert the secession of Southern states, United States Representative Thomas Corwin of Ohio proposed an amendment to the United States Constitution that would prohibit the United States Constitution from being amended in a manner that authorizes Congress to abolish or interfere with the states' domestic institutions, including slavery; and

WHEREAS, On March 2, 1861, the Corwin Amendment was approved by a joint resolution of the United States Congress (12 Stat. 251) and was submitted to the states for ratification; and

WHEREAS, The Twenty-Third General Assembly ratified the Corwin Amendment in "An Act ratifying a certain amendment to the Constitution of the United States", in force June 2, 1863 (Public Laws 1863, p. 41); and

[February 21, 2019]

WHEREAS, The Corwin Amendment was not ratified by three-fourths of the states and, therefore, is not part of the United States Constitution; and

WHEREAS, With the end of the Civil War and the ratification of the 13th Amendment to the United States Constitution, the purposes of the Corwin Amendment have become moot; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, That the State of Illinois rescinds its ratification of the following proposition, known as the Corwin Amendment to the United States Constitution:

"ARTICLE XIII.

No amendment shall be made to the Constitution which will authorize or give to Congress the power to abolish or interfere, within any State, with the domestic institutions thereof, including that of persons held to labor or service by the laws of said State."; and be it further

RESOLVED, That a certified copy of this resolution be forwarded to the Archivist of the United States, the President of the United States, the President pro tempore of the United States Senate, the Speaker of the United States House of Representatives, and each member of the Illinois congressional delegation.

**REPORTS FROM STANDING COMMITTEES**

Senator Landek, Chairperson of the Committee on State Government, to which was referred **Senate Bill No. 156**, 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 Resolutions numbered 74, 75 and 79**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Resolutions numbered 74, 75 and 79** were placed on the Secretary's Desk.

Senator Hastings, Chairperson of the Committee on Executive, to which was referred **Senate Bill No. 1140**, reported the same back with the recommendation that the bill do pass.

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

Senator Bertino-Tarrant, Vice-Chairperson of the Committee on Licensed Activities, to which was referred **Senate Bills Numbered 167, 1133 and 1221**, reported the same back with the recommendation that the bills do pass.

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

Senator Bertino-Tarrant, Vice-Chairperson of the Committee on Licensed Activities, to which was referred **Senate Joint Resolution No. 14**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 14** was placed on the Secretary's Desk.

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred **Senate Bills Numbered 29, 71, 140, 158, 1199, 1217, 1257 and 1349**, reported the same back with the recommendation that the bills do pass.

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

Senator Bennett, Chairperson of the Committee on Agriculture, to which was referred **Senate Bill No. 131**, reported the same back with the recommendation that the bill do pass.

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

[February 21, 2019]

Senator Stadelman, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred **Senate Bill No. 1285**, reported the same back with the recommendation that the bill do pass.

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

Senator Stadelman, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred **Senate Joint Resolution No. 18**, reported the same back with the recommendation that the resolution be adopted.

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

At the hour of 12:16 o'clock p.m., Senator Hunter presiding.

At the hour of 12:17 o'clock p.m., Senator Koehler presiding.

### READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Murphy, **Senate Bill No. 220** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fine, **Senate Bill No. 246** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Fine, **Senate Bill No. 1116** 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.

On motion of Senator T. Cullerton, **Senate Bill No. 1127** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Curran, **Senate Bill No. 1149** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Peters, **Senate Bill No. 1158** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bush, **Senate Bill No. 1218** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cunningham, **Senate Bill No. 1258** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Curran, **Senate Bill No. 1273** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Mulroe, **Senate Bill No. 1302** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cunningham, **Senate Bill No. 1381** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Collins, **Senate Bill No. 1289** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Stadelman, **Senate Bill No. 87** having been printed, was taken up, read by title a second time and ordered to a third reading.

[February 21, 2019]

On motion of Senator Mulroe, **Senate Bill No. 181** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hastings, **Senate Bill No. 195** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator T. Cullerton, **Senate Bill No. 1215** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Barickman, **Senate Bill No. 117** having been printed, was taken up, read by title a second time and ordered to a third reading.

#### CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator Bennett moved that **Senate Resolution No. 55**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Bennett moved that Senate Resolution No. 55 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Hastings moved that **Senate Resolution No. 56**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Hastings moved that Senate Resolution No. 56 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator T. Cullerton moved that **Senate Resolution No. 62**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator T. Cullerton moved that Senate Resolution No. 62 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Bush moved that **Senate Joint Resolution No. 2**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Bush moved that Senate Joint Resolution No. 2 be adopted.

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senator Schimpf moved that **Senate Joint Resolution No. 4**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Schimpf moved that Senate Joint Resolution No. 4 be adopted.

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senator Hunter moved that **Senate Joint Resolution No. 16**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Hunter moved that Senate Joint Resolution No. 16 be adopted.

[February 21, 2019]



The motion prevailed.  
 And the resolution was adopted.  
 Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

### MESSAGE FROM THE HOUSE

A message from the House by  
 Mr. Hollman, 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:

### HOUSE JOINT RESOLUTION NO. 40

**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN**, that when the two Houses adjourn on Thursday, February 21, 2019, the House of Representatives stands adjourned until Tuesday, February 26, 2019, and when it adjourns on that day, it stands adjourned until Wednesday, February 27, 2019, and when it adjourns on that day, it stands adjourned until Thursday, February 28, 2019, and when it adjourns on that day, it stands adjourned until Tuesday, March 5, 2019, or until the call of the Speaker; and the Senate stands adjourned until Tuesday, March 05, 2019, or until the call of the President.

Adopted by the House, February 20, 2019.

JOHN W. HOLLMAN, Clerk of the House

By unanimous consent, on motion of Senator Lightford, the foregoing message reporting House Joint Resolution No. 40 was taken up for immediate consideration.

Senator Lightford 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. 100

Offered by Senator Harris and all Senators:  
 Mourns the death of Karen Williams-Grier.

#### SENATE RESOLUTION NO. 102

Offered by Senator Koehler and all Senators:  
 Mourns the death of John Martin Kriegsman of Pekin.

#### SENATE RESOLUTION NO. 103

Offered by Senator Harmon and all Senators:  
 Mourns the death of Edward Hegarty.

#### SENATE RESOLUTION NO. 104

Offered by Senator Harmon and all Senators:  
 Mourns the death of Robert Birney.

#### SENATE RESOLUTION NO. 105

Offered by Senator Harmon and all Senators:  
 Mourns the death of Mildred Bentley.

[February 21, 2019]

**SENATE RESOLUTION NO. 106**

Offered by Senator Harmon and all Senators:  
Mourns the death of Marilyn Elizabeth McAulay.

**SENATE RESOLUTION NO. 107**

Offered by Senator Harmon and all Senators:  
Mourns the death of Erik K. Jensen.

**SENATE RESOLUTION NO. 108**

Offered by Senator Harmon and all Senators:  
Mourns the death of Judith A. Lamping Jolie.

**SENATE RESOLUTION NO. 109**

Offered by Senator Harmon and all Senators:  
Mourns the death of Bette K. Jordan.

**SENATE RESOLUTION NO. 110**

Offered by Senator Morrison and all Senators:  
Mourns the death of Thomas Henry "Tom" Ritter of Lake Forest.

**SENATE RESOLUTION NO. 111**

Offered by Senator Morrison and all Senators:  
Mourns the death of Lisa A. Koukos.

**SENATE RESOLUTION NO. 112**

Offered by Senator McGuire and all Senators:  
Mourns the death of Daniel James "Dan" Maher of Joliet.

**SENATE RESOLUTION NO. 113**

Offered by Senator McGuire and all Senators:  
Mourns the death of Edith "Edie" D'Atri of Joliet.

**SENATE RESOLUTION NO. 114**

Offered by Senator Brady and all Senators:  
Mourns the death of Dr. Robert F. "Bob" Kennett, OD, of Bloomington.

**SENATE RESOLUTION NO. 115**

Offered by Senator Brady and all Senators:  
Mourns the death of George Joseph Patterson, Jr., of Bloomington.

**SENATE RESOLUTION NO. 117**

Offered by Senator Bennett and all Senators:  
Mourns the death of Willeta Mae Hassell Donaldson of Urbana.

**SENATE RESOLUTION NO. 118**

Offered by Senator Bush and all Senators:  
Mourns the death of Joychen Chemmachel.

**SENATE RESOLUTION NO. 119**

Offered by Senator Anderson and all Senators:  
Mourns the death of James "Jim" Hixson of Silvis.

**SENATE RESOLUTION NO. 120**

Offered by Senator Manar and all Senators:  
Mourns the death of Madeline M. Springer of Hillsboro.

**SENATE RESOLUTION NO. 121**

Offered by Senator Oberweis and all Senators:  
Mourns the death of Heinrich Viereckl of Batavia.

**SENATE RESOLUTION NO. 122**

Offered by Senator Mulroe and all Senators:  
Mourns the death of Anna Marie (Dayer) Jordan.

**SENATE RESOLUTION NO. 123**

Offered by Senator Mulroe and all Senators:  
Mourns the death of William Earl "Bill" Quigley.

**SENATE RESOLUTION NO. 124**

Offered by Senator Anderson and all Senators:  
Mourns the death of Roberto "Bob" Alaniz of East Moline.

**SENATE RESOLUTION NO. 125**

Offered by Senator Anderson and all Senators:  
Mourns the death of Rupert R. "Pete" Campos of Moline.

**SENATE RESOLUTION NO. 126**

Offered by Senator Anderson and all Senators:  
Mourns the death of Ronald "Ron" Edward Dixon of Moline.

**SENATE RESOLUTION NO. 130**

Offered by Senator Link and all Senators:  
Mourns the death of the Reverend Dr. W. Gehl Devore of Zion.

**SENATE RESOLUTION NO. 133**

Offered by Senator Koehler and all Senators:  
Mourns the death of Edward Joseph "Ed" Klein of Peoria.

**SENATE RESOLUTION NO. 134**

Offered by Senator Koehler and all Senators:  
Mourns the death of Joseph E. "Joe" Fox of Peoria.

**SENATE RESOLUTION NO. 135**

Offered by Senator Koehler and all Senators:  
Mourns the death of David H. Nixon of Peoria.

**SENATE RESOLUTION NO. 136**

Offered by Senator Oberweis and all Senators:  
Mourns the death of Stanton Joseph "Stan" Bond of Montgomery.

**SENATE RESOLUTION NO. 137**

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**SENATE RESOLUTION NO. 138**

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**SENATE RESOLUTION NO. 140**

Offered by Senator Anderson and all Senators:  
Mourns the death of Robert A. "Bob" Peppmeyer of Rock Island.

**SENATE RESOLUTION NO. 141**

Offered by Senator Anderson and all Senators:

Mourns the death of Albert C. “Al” Adlfinger of East Moline.

**SENATE RESOLUTION NO. 142**

Offered by Senator Anderson and all Senators:

Mourns the death of George Gnatovich of Rock Island.

The Chair moved the adoption of the Resolutions Consent Calendar.

The motion prevailed, and the resolutions were adopted.

At the hour of 12:49 o'clock p.m., pursuant to **House Joint Resolution No. 40**, the Chair announced that the Senate stands adjourned until Tuesday, March 5, 2019, at 12:00 o'clock noon, or until the call of the President.