



FIRST SPECIAL SESSION

SENATE JOURNAL

STATE OF ILLINOIS

**ONE HUNDRED FIRST GENERAL
ASSEMBLY**

1ST LEGISLATIVE DAY

WEDNESDAY, MAY 20, 2020

2:09 O'CLOCK P.M.

NO. 1

[May 20, 2020]

SENATE
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1st Legislative Day

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The Senate met pursuant to proclamation of the President of the Senate and the Speaker of the House of Representatives.

The Honorable Don Harmon, President of the Senate, presiding.

PRESENTATION OF RESOLUTION

Senator Muñoz offered the following Senate Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE RESOLUTION NO. 1

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE FIRST SPECIAL SESSION THEREOF, that the Secretary inform the House of Representatives that a majority of the members of the Senate has assembled, pursuant to the proclamation of the Legislative Leaders, convening a First Special Session of the General Assembly, and are now ready for the transaction of business.

The motion prevailed.

And the resolution was adopted.

Senator Muñoz offered the following Senate Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE RESOLUTION NO. 2

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE FIRST SPECIAL SESSION THEREOF, that a Committee of three (3) members of the Senate be appointed, two (2) members to be appointed by the President and one (1) member to be appointed by the Minority Leader, to approve any and all Journals of the Senate for all days of the First Special Session of the One Hundred First General Assembly where such Journals, prior to adjournment SINE DIE, have not been approved by the body as a whole.

The motion prevailed.

And the resolution was adopted.

Senator Hunter asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator McClure asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 2:16 o'clock p.m., the Chair announced that the Senate stands at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 4:04 o'clock p.m., the Senate resumed consideration of business.

Senator Cunningham, presiding.

PRESENTATION OF RESOLUTION

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

SENATE RESOLUTION NO. 3

WHEREAS, On March 9, 2020, acting under Section 7 of the Illinois Emergency Management Agency Act, the Governor found that a disaster existed within the State of Illinois due to the public health emergency caused by the outbreak of Coronavirus Disease 2019 (COVID-19) and specifically declared all counties in the State of Illinois as a disaster area; and

WHEREAS, The Statewide public health emergency caused by the outbreak of COVID-19 continues to this day, and the ongoing danger presented by the virus requires the use of extraordinary precautions to reduce the risk of infection while allowing the Senate to complete the business of the People of the State of Illinois in its spring legislative session; and

WHEREAS, The public may view Senate sessions and committees through electronic means, such as www.ilga.gov, and may submit written testimony through www.ilga.gov; and

WHEREAS, While necessary, extraordinary precautions taken to reduce the risk of infection must be done with regard for the rights and requirements set forth in the United States and Illinois Constitutions, together with the need for the orderly conduct of the business of the People of the State of Illinois; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the following Rules are adopted for the conduct of this Special Session:

ARTICLE XIII SPECIAL SESSION

(Senate Rule 13-1 new)

13-1. Applicability and construction. The meetings and actions of the Senate, including all of its committees, in this special session shall be governed by the Senate Rules adopted by the regular session of the Senate of the 101st General Assembly, together with the provisions contained in this Article. Where there is a conflict between the Senate Rules adopted by the regular session of the Senate of the 101st General Assembly and the provisions contained in this Article, the provisions contained in this Article shall be controlling.

(Senate Rule 13-2 new)

13-2. Public access to proceedings.

(a) The Presiding Officer shall designate a process for the public to observe the meetings and actions of the Senate, including all of its committees, via video or other electronic means.

(b) The Presiding Officer shall designate a process for the committees of the Senate to receive testimony from members of the public via electronic means.

(Senate Rule 13-3 new)

13-3. Floor debate and personal privilege.

(a) Prior to floor debate, the President, in consultation with the Minority Leader, may establish the total number of speakers and number of speakers for each caucus who shall be recognized for debate for any legislative measure. If such a debate protocol is established, then the Presiding Officer shall announce prior to debate: (1) the total number of speakers; (2) number of speakers for each caucus; and (3) the member designated as floor manager by the respective caucus leader to manage the number of speakers for that caucus.

(b) Members may not introduce guests or make points of personal privilege during the special session, these shall be reserved for regular session.

(Senate Rule 13-4 new)

13-4. Verification of attendance.

(a) At the beginning of each day of the special session, the President, or his or her designee, and the Minority Leader, or his or her designee, shall provide to the Secretary the names of those members of his or her respective caucus who are excused from attendance for that day. All members not so excused shall be counted as present for the purposes of determining a quorum or voting in the Senate or its committees.

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(b) The name of any member not already excused from attendance for a day of the special session who leaves the State Capitol prior to adjournment of the special session for that day shall be added to names of those members of that caucus who are excused from attendance for that day, and his or her name shall be provided by the President, or his or her designee, or the Minority Leader, or his or her designee, as the case may be, to the Secretary. Once a member's name has been provided to the Secretary under this paragraph, that member shall not be counted as present for the purposes of determining a quorum or voting in the Senate or its committees for the remainder of that day or until that member's presence is reestablished under subsection (c).

(c) If a member who has left the State Capitol as described in paragraph (b) returns prior to adjournment of the special session for that day, his or her name shall be provided by the President, or his or her designee, or the Minority Leader, or his or her designee, as the case may be, to the Secretary who shall remove it from the names of those members of that caucus who are excused from attendance for that day. Once a member's name has been provided to the Secretary under this paragraph, that member shall be counted as present for the purposes of determining a quorum or voting in the Senate or its committees.

(d) If a member who was excused from attendance as described in paragraph (a) thereafter arrives at the State Capitol prior to adjournment of the special session for that day, his or her name shall be provided by the President, or his or her designee, or the Minority Leader, or his or her designee, as the case may be, to the Secretary who shall remove it from the names of those members of that caucus who are excused from attendance for that day. Once a member's name has been provided to the Secretary under this paragraph, that member shall be counted as present for the purposes of determining a quorum or voting in the Senate or its committees.

(e) No Senator may request verification of the results of any roll call in the Senate or its committees during the special session.

At the hour of 4:07 o'clock p.m., President Harmon, presiding.

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 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. 64

A bill for AN ACT making appropriations.

Passed the House, May 20, 2020.

JOHN W. HOLLMAN, Clerk of the House

The foregoing **House Bill No. 64** was taken up, ordered printed and placed on first reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 64, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 4:10 o'clock p.m., Senator Cunningham, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **Senate Bill No. 264** on July 3, 2019, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

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The report of the Committee was concurred in.
And **Senate Bill No. 264** was returned to the order of third reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bill No. 123** on April 12, 2020, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.
And **House Bill No. 123** was returned to the order of second reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bill No. 2238** on December 15, 2019, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.
And **House Bill No. 2238** was returned to the order of third reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bill No. 2455** on December 15, 2019, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.
And **House Bill No. 2455** was returned to the order of second reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bills Numbered 357, 823, 2170 and 2685** on May 31, 2019, pursuant to Rule 3-9(a), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.
And **House Bills Numbered 357, 823, 2170 and 2685** were returned to the order of third reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bill No. 2174** on May 31, 2019, pursuant to Rule 3-9(a), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.
And **House Bill No. 2174** was returned to the order of second reading.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, to which was referred **House Bills numbered 2096, 2682, 3469 and 3597** reported the same back with the recommendation that the bill be placed on the order of second reading without recommendation to committee.

Senator Lightford, Chairperson of the Committee on Assignments, during its May 20, 2020 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Resolution No. 3

The foregoing resolution was placed on the Secretary's Desk.

LEGISLATIVE MEASURE FILED

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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 264

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Harmon moved that **Senate Resolution No. 3**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Harmon moved that Senate Resolution No. 3 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAY 1.

The following voted in the affirmative:

Anderson	Ellman	Manar	Stadelman
Aquino	Fine	Martinez	Steans
Barickman	Fowler	McClure	Stewart
Belt	Gillespie	McConchie	Syverson
Bennett	Glowiak Hilton	Morrison	Tracy
Bertino-Tarrant	Harris	Muñoz	Van Pelt
Brady	Hastings	Murphy	Villanueva
Bush	Holmes	Oberweis	Villivalam
Castro	Hunter	Peters	Weaver
Crowe	Jones, E.	Plummer	Wilcox
Cullerton, T.	Joyce	Rezin	Mr. President
Cunningham	Koehler	Righter	
Curran	Lightford	Schimpf	
DeWitte	Link	Sims	

The following voted in the negative:

Rose

The motion prevailed.

And the resolution was adopted.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Harmon, **Senate Bill No. 264** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 36; NAYS 19.

The following voted in the affirmative:

Aquino	Feigenholtz	Koehler	Stadelman
Belt	Fine	Lightford	Steans
Bennett	Gillespie	Link	Van Pelt
Bertino-Tarrant	Glowiak Hilton	Manar	Villanueva
Bush	Harris	Martinez	Villivalam
Castro	Hastings	Morrison	Mr. President

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Crowe	Holmes	Muñoz
Cullerton, T.	Hunter	Murphy
Cunningham	Jones, E.	Peters
Ellman	Joyce	Sims

The following voted in the negative:

Anderson	Fowler	Rezin	Syverson
Barickman	McClure	Righter	Tracy
Brady	McConchie	Rose	Weaver
Curran	Oberweis	Schimpf	Wilcox
DeWitte	Plummer	Stewart	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

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

ANNOUNCEMENT ON ATTENDANCE

Senator Harmon announced for the record that Senators Collins, Martwick and McGuire are excused from attendance.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Steans, **House Bill No. 123** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Executive, adopted and ordered printed:

AMENDMENT NO. 1 TO HOUSE BILL 123

AMENDMENT NO. 1. Amend House Bill 123, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Health Facilities Planning Act is amended by changing Section 1 as follows:

(20 ILCS 3960/1) (from Ch. 111 1/2, par. 1151)

(Section scheduled to be repealed on December 31, 2029)

Sec. 1. This Act shall be known ~~and~~ and may be cited as the Illinois Health Facilities Planning Act. (Source: P.A. 78-1156)."

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

On motion of Senator Murphy, **House Bill No. 2096** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator E. Jones III, **House Bill No. 2174** was taken up, read by title a second time.

Committee Amendment No. 1 was postponed in the Committee on Insurance.

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

On motion of Senator Holmes, **House Bill No. 2455** was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Assignments.

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

On motion of Senator Koehler, **House Bill No. 2682** was taken up, read by title a second time and ordered to a third reading.

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On motion of Senator Crowe, **House Bill No. 3469** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Castro, **House Bill No. 3597** was taken up, read by title a second time and ordered to a third reading.

LEGISLATIVE MEASURES FILED

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

- Amendment No. 2 to House Bill 123
- Amendment No. 1 to House Bill 2096
- Amendment No. 2 to House Bill 2174
- Amendment No. 2 to House Bill 2238

At the hour of 5:09 o'clock p.m., the Chair announced that the First Special Session stands adjourned until Thursday, May 21, 2020, at 1:00 o'clock p.m.