

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

HB0018	Second Reading	3
HB0025	Second Reading	3
HB0030	Second Reading	4
HB0038	Second Reading	4
HB0039	Second Reading	4
HB0182	Second Reading	5
HB0227	First Reading	2
HB0250	Second Reading	5
HB0277	Second Reading	6
HB0281	Second Reading	6
HB0362	Second Reading	8
HB0410	First Reading	2
HB0439	Second Reading	8
HB0463	Third Reading	33
HB0470	Third Reading	34
HB0486	Third Reading	35
HB0496	Third Reading	36
HB0499	Third Reading	37
HB0508	Third Reading	38
HB0516	Third Reading	39
HB0553	Third Reading	41
HB0566	Third Reading	41
HB0572	Third Reading	42
HB0574	Third Reading	44
HB0586	Third Reading	47
HB0615	Third Reading	48
HB0616	Third Reading	50
HB0619	Third Reading	51
HB0620	Second Reading	8
HB0622	Second Reading	9
HB0623	Third Reading	52
HB0625	Third Reading	54
HB0634	Third Reading	54
HB0639	Third Reading	55
HB0642	Third Reading	56
HB0653	Third Reading	58
HB0654	Third Reading	59
HB0668	Third Reading	61
HB0679	Third Reading	62
HB0680	Third Reading	63
HB0682	Third Reading	65
HB0709	Third Reading	66
HB0720	Third Reading	67

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

HB0721	Third Reading	68
HB0721	Vote Intention	69
HB0722	Second Reading	9
HB0724	Third Reading	69
HB0732	Third Reading	70
HB0735	Third Reading	89
HB0736	Third Reading	102
HB0742	Third Reading	103
HB0742	Vote Intention	104
HB0742	Vote Intention	104
HB0744	Third Reading	105
HB0759	Third Reading	106
HB0802	Third Reading	109
HB0808	Third Reading	110
HB0809	Third Reading	111
HB0816	Third Reading	112
HB0817	Third Reading	114
HB0819	Third Reading	115
HB0820	Third Reading	116
HB0825	Third Reading	119
HB0830	Second Reading	10
HB0840	Third Reading	120
HB0845	Third Reading	121
HB0855	Third Reading	122
HB0857	Third Reading	123
HB0892	Third Reading	125
HB0894	Third Reading	125
HB0895	Third Reading	127
HB0900	Third Reading	128
HB0903	Third Reading	130
HB0913	Third Reading	131
HB0937	Third Reading	133
HB0938	Third Reading	134
HB0943	Third Reading	134
HB0950	Third Reading	135
HB0951	Second Reading	10
HB0961	Third Reading	136
HB0962	Third Reading	137
HB0975	Second Reading	10
HB0976	Third Reading	138
HB0977	Third Reading	140
HB0978	Second Reading	11
HB0979	Third Reading	141
HB0983	Third Reading	143

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

HB0984	Third Reading	144
HB0985	Second Reading	11
HB0987	Third Reading	145
HB1004	Third Reading	148
HB1019	Out Of Record	149
HB1019	Third Reading	149
HB1020	Third Reading	149
HB1024	Third Reading	150
HB1030	Third Reading	151
HB1031	Third Reading	152
HB1041	Third Reading	153
HB1050	Second Reading	11
HB1066	Third Reading	154
HB1069	First Reading	2
HB1071	Second Reading	11
HB1076	Third Reading	155
HB1116	Third Reading	156
HB1119	First Reading	3
HB1124	Third Reading	156
HB1138	Second Reading	12
HB1146	Second Reading	12
HB1236	Third Reading	159
HB1239	Third Reading	159
HB1239	Vote Intention	162
HB1241	Third Reading	162
HB1242	Second Reading	12
HB1256	Third Reading	163
HB1268	Second Reading	13
HB1288	Third Reading	164
HB1292	Second Reading	13
HB1293	Second Reading	13
HB1301	Third Reading	165
HB1303	Third Reading	166
HB1313	Third Reading	168
HB1319	Second Reading	16
HB1332	Second Reading	17
HB1347	Second Reading	17
HB1348	Third Reading	169
HB1355	Third Reading	170
HB1363	Third Reading	171
HB1366	Second Reading	17
HB1391	Third Reading	172
HB1403	Second Reading	18
HB1406	Second Reading	18

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

HB1425	Second Reading	18
HB1449	First Reading	3
HB1455	Second Reading	19
HB1460	Third Reading	173
HB1462	Second Reading	19
HB1475	Third Reading	181
HB1497	Second Reading	20
HB1519	Second Reading	20
HB1535	Third Reading	182
HB1539	Third Reading	182
HB1553	Third Reading	183
HB1555	Second Reading	20
HB1557	Third Reading	184
HB1558	Second Reading	21
HB1559	Second Reading	21
HB1562	Second Reading	21
HB1608	Second Reading	21
HB1630	Second Reading	22
HB1637	Third Reading	185
HB1638	Third Reading	186
HB1643	Third Reading	187
HB1651	Third Reading	188
HB1657	Second Reading	22
HB1662	Second Reading	22
HB1666	Third Reading	189
HB1670	Second Reading	23
HB1673	Second Reading	23
HB1684	Second Reading	23
HB1685	Second Reading	23
HB1708	Third Reading	194
HB1711	Third Reading	195
HB1717	Third Reading	210
HB1719	Third Reading	211
HB1719	Vote Intention	212
HB1729	Third Reading	212
HB1741	Second Reading	24
HB1743	Third Reading	213
HB1752	Second Reading	24
HB1753	Second Reading	24
HB1759	Second Reading	25
HB1778	Second Reading	25
HB1797	Second Reading	26
HB1798	Second Reading	26
HB1864	Second Reading	27

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

HB1875	Second Reading	27
HB1881	Second Reading	27
HB1926	Second Reading	28
HB2033	First Reading	3
HB2036	Second Reading	28
HB2044	Second Reading	28
HB2285	First Reading	3
HB2307	Second Reading	29
HB2472	First Reading	3
HB2473	First Reading	3
HB2853	First Reading	3
HB2920	Second Reading	29
HB3165	Second Reading	29
HB3455	Second Reading	30
HB3490	Second Reading	31
HB3721	Second Reading	31
HB3729	Second Reading	31
SB1843	First Reading	1
Senate to Order-President Jones		1
Prayer-The Reverend Theresa Phillips		1
Pledge of Allegiance		1
Journal-Approved		1
Messages from the House		2
Senate Stands in Recess/Reconvenes		14
Introduction of Guest-Senator Halvorson		15
Reading of Abridged Speech by Soeren Palumbo		16
Adjournment		215

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDENT JONES:

The regular Session of the 95th General Assembly will please come to order. Would the Members please be at their desks? Will our guests in the galleries please rise? The invocation today will -- be given by Reverend Theresa Phillips, Praise Christian Ministries Church, St. Charles, Illinois.

THE REVEREND THERESA PHILLIPS:

(Prayer by the Reverend Theresa Phillips)

PRESIDENT JONES:

Please remain standing for the Pledge of Allegiance.
Senator Maloney.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDENT JONES:

Madam Secretary, Reading and Approval of the Journal.

SECRETARY SHIPLEY:

Senate Journal of Tuesday, May 15th, 2007.

PRESIDENT JONES:

Senator Hunter.

SENATOR HUNTER:

Mr. President, I move that the Journal just read by the Secretary be approved, unless some Senators has objections or suggestions to offer.

PRESIDENT JONES:

Senator Hunter moves to approve the Journal just read by the Secretary. There being no objection, so ordered. Madam Secretary, Introduction of Bills.

SECRETARY SHIPLEY:

Senate Bill 1843, offered by Senator Risinger and Bomke.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT JONES:

Madam Secretary, Messages.

SECRETARY SHIPLEY:

A Message from the House by Mr. Mahoney, 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 227.

We've received like Messages on House Bills 298, 314, 410, 1069, 1119, 1253, 1449, 1450, 1664, 1747, 1925, 2006, 2007, 2011, 2013, 2033, 2285, 2472, 2473, 2853, 3571 and 3665.

All passed the House, May 15th, 2007. Mark Mahoney, Clerk of the House.

PRESIDENT JONES:

Will all Members under the sound of my voice please come to the Senate Floor? At 11 o'clock, there will be our official photographs. Kindly come to the Floor. We will begin today's business on 2nd Reading. So if you're in your offices, kindly come to the Floor. Be prepared to take pictures. Madam Secretary, House Bills 1st Reading.

SECRETARY SHIPLEY:

House Bill 227, offered by Senator Haine.

(Secretary reads title of bill)

House Bill 410, offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 1069, offered by Senator Collins.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

House Bill 1119, offered by Senator Forby.

(Secretary reads title of bill)

House Bill 1449, offered by Senator Harmon.

(Secretary reads title of bill)

House Bill 2033, offered by Senator Halvorson.

(Secretary reads title of bill)

House Bill 2285, offered by Senator Righter.

(Secretary reads title of bill)

House Bill 2472, offered by Senator Cullerton.

(Secretary reads title of bill)

House Bill 2473, offered by Senator Harmon.

(Secretary reads title of bill)

And House Bill 2853, offered by Senator Bond.

(Secretary reads title of bill)

1st Readings of the bill -- 1st Reading of the bills.

PRESIDENT JONES:

On page 51 of the Calendar, House Bills 2nd Reading. House Bill 9. Senator Haine. House Bills {sic} 17. Senator Ronen. House Bill 18. Senator Lightford. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 18.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 25. Senator Viverito. Madam Secretary, read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SECRETARY SHIPLEY:

House Bill 25.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 29. Senator Demuzio. House Bill 30. Senator Wilhelmi. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 30.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 38. Senator Holmes. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 38.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 39. Senator Wilhelmi. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 39.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Criminal Law adopted Committee Amendment No. 1.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDENT JONES:

Have there been any Floor amendments filed?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 50. Senator Dillard. House --
House Bill 118. Senator Sullivan. House Bill 170. Senator
Peterson. House Bill 182. Senator Hunter. Madam Secretary,
read the bill.

SECRETARY SHIPLEY:

House Bill 182.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Higher Education
adopted Committee Amendment No. 1.

PRESIDENT JONES:

Has there been any Floor amendments filed?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDENT JONES:

3rd Reading. House Bill 192. Senator Trotter. House Bill
217. Senator Sieben. House Bill 250. Senator Althoff. House
Bill 263. Senator Link. ...return to House Bill 250. Senator
Althoff. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 250.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments
reported.

PRESIDENT JONES:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading. House Bill 277. Senator Clayborne. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House -- House Bill 277.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 281. Senator Hunter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 281.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Criminal Law adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments filed?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 316. Senator Clayborne. Senator Jones, what purpose you rise?

SENATOR J. JONES:

Thank you, Mr. President. Point of personal privilege.

PRESIDENT JONES:

State your point.

SENATOR J. JONES:

Thank you, Mr. President. Today I'm honored to have Bret Tate here paging with me today and kind of shadowing me today in

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the General Assembly. He's from Mount Vernon and so I would like for you to give him a warm welcome. Thank you.

PRESIDENT JONES:

Will our guest rise and be welcomed by the Illinois Senate? Senator Schoenberg, what purpose you rise?

SENATOR SCHOENBERG:

Mr. President, I rise on a point of personal privilege.

PRESIDENT JONES:

State your point.

SENATOR SCHOENBERG:

Mr. President, I am proud today to have with me Jonathan Berg-Einhorn of Skokie as my Page for the Day. Jonathan is a seventh grader at the Solomon Schechter Day School in Northbrook. His interests, beside government and politics, include theater, clarinet and the piano. And he's joined with his grandparents, Minna and Marvin Einhorn, in -- of Skokie, in the gallery, directly behind your Podium. And please give them all a warm State Senate welcome. Thank you.

PRESIDENT JONES:

Will our guests rise and be welcomed by the Illinois Senate? Senator Sullivan, what purpose you rise?

SENATOR SULLIVAN:

Thank you, Mr. President. I have a -- an announcement, or a -- point of personal privilege.

PRESIDENT JONES:

State your point.

SENATOR SULLIVAN:

Thank you. I have a very, very special guest with -- with me here today. Jillian Weingart is Miss Macomb 2007. She is a

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

sophomore, I guess going to be a junior, at Western Illinois University in Macomb this fall. She's originally from Crystal Lake, Illinois. She's going to be competing in the Miss Illinois contest in June this -- over the summer here, up in St. Charles. And also with her today is Bob and Nancy Foote, up in the gallery. They are the directors of the Miss Macomb Pageant. I'd like everybody to welcome them to the Senate here today.

PRESIDENT JONES:

Will our guests please rise and be welcomed by the Illinois Senate? House Bill 334. Senator Althoff. House Bill 358. Senator Munoz. House Bill 362. Senator Sullivan. Senator Sullivan, House Bill 362. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 362.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 374. Senator Link. House Bill 411. Senator Haine. House Bill 419. Senator Dillard. Oh, 439. Senator Dillard. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 439.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 497. Senator Link. House Bill 539. Senator Righter. House Bill 620. Senator Righter. Madam

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 620.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill -- I'm sorry. House Bill 622. Senator Cullerton. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 622.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 624. Senator -- Senator Munoz. House Bill 663. Senator Althoff. House Bill 670. Senator Demuzio. House Bill 699. Senator Koehler. Koehler. I'm sorry. I'm sorry, Senator Koehler. House Bill 722. Senator Dillard. House Bill 743. Senator Link. Let's return to House Bill 722. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 722.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Criminal Law adopted Committee Amendment No. 2.

PRESIDENT JONES:

Have there -- have there been any Floor amendments filed?

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

No further amendments reported, Mr. President.

PRESIDENT JONES:

3rd Reading. House Bill 743. Senator Link. House Bill 830. Senator Cullerton. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 830.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Civil Law adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments filed?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 928. Senator Link. House -- House Bill 951. Senator Hunter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 951.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 975. Senator Dillard. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 975.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDENT JONES:

3rd Reading. House Bill 978. Senator Schoenberg. House Bill 982. Senator Maloney. We'll return to House Bill 978. Senator Schoenberg. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 978.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 982. Senator Maloney. House Bill 985. Senator Forby. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 985.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1009. Senator Sandoval. House Bill 1011. Senator Bond. House Bill 1050. Senator Cullerton. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1050.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1058. Senator Sandoval. House Bill 1071. Senator Cullerton. ...Secretary, read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SECRETARY SHIPLEY:

House Bill 1071.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1074. Senator Halvorson. House Bill 1138. Senator Hunter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1138.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1146. Senator Clayborne. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1146.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1242. Senator Bond. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1242.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDENT JONES:

3rd Reading. House Bill 1268. Senator Lightford. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1268.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1289. Senator Pankau. House Bill 1292. Senator Clayborne. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1292.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1293. Senator Hunter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill -- House Bill 1293.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Criminal Law adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments filed?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDENT JONES:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading. Will all those Members who are in their offices kindly come to the Senate Floor, those who wish to have their beautiful picture taken for this Session of the General Assembly. It is now two minutes to eleven. We're supposed to be -- take those pictures at 11 a.m. today. So will all those Members who wish to have -- be included in having their picture taken, kindly come to the Senate Floor now? We will stand at ease for a moment. Will the Members kindly close their laptops? And also -- close your desks and remove everything so that there'll be nothing showing. Only those staff members who will be in the photograph will be allowed on the Senate Floor. And for the press, will you -- will the press kindly clear the press box? You have been evicted for nonpayment of rent. So -- so we will recess to the call of the Chair. And those Members who have not arrived yet, kindly make it to the Senate Floor so you can be included in the photograph.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDENT JONES:

The Senate will come to order. Okay. WLS-TV Channel 7 asks leave and Channel 20 ABC asks leave to record the -- the proceedings. Seeing no objection, leave is granted. Senator Watson, what purpose you rise?

SENATOR WATSON:

Yes. Thank you, Mr. President. Just to notify the -- the Members. Of course, a couple years ago our beloved Chicago White Sox won the World Series and we had the opportunity to have some of them visit here in Springfield. Well, some of us who call the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

St. Louis Cardinals our beloved Cardinals will have the opportunity tomorrow to have the -- Mark Lamping, who is the President of the Cardinals and the World Series trophy will be here in the Senate Floor. I've invited them to -- to be here. He'll make a short presentation. The trophy will be available in -- in my office from 11 o'clock till 11:30 for pictures. We'll have it on the Floor at 11:30 for pictures and photos, if you so wish. And then at noon - thank you, Mr. President - we'll have the opportunity to hear Mark Lamping speak briefly at the start of the -- of the Session. And then they proceed to the House, have the same thing go on over at the House, and then the trophy then will be made available to the public, if they so wish, in the first floor in the south wing, so, from 2 to 4 o'clock. And they've been doing this all over. In fact, they've been to Springfield once before with the trophy. They've done this all over Missouri, certainly the southern part of this State, Arkansas. They've just -- a lot of people out there who call the Cardinals their team and the Cardinals have made this available to them, and we appreciate that, and hopefully have a good day with them tomorrow. And I appreciate you, Mr. President, making this available to them and the opportunity for them to make a presentation on the Floor. And we thank you for that.

PRESIDENT JONES:

Well, you know, we are basically Illinoisans and we are Cub fans. Senator Halvorson in the Chair with a guest.

SENATOR HALVORSON:

Thank you, Mr. President, for allowing us this honor. Members of the Senate, today we have the opportunity to hear Soeren Palumbo. He's an eighteen-year-old native of Palatine,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Illinois. He's currently a senior at Fremd High School where he maintains a 4.0 grade point average, ranking number one in his class. He is co-captain of the swim and diving team, a member of the National Honor Society and participates in numerous clubs and community service organizations. He was recently recognized as a National Merit Scholar Finalist and he plans to attend the University of Notre Dame and has already been designated a Notre Dame Scholar. In February, Soeren delivered a speech to an assembly of high school students in honor of his twelve-year-old sister who is developmentally disabled and to sensitize others about the all-too-casual word of "retard". His speech has gained local acclaim and has become an inspiration among those involved in advocating for the rights of the developmentally disabled. He and his sister were the subject of a human interest feature that aired on CBS News in Chicago on April 22nd. And since then, Soeren has received numerous invitations to speak at local and regional conferences and meetings. So this morning, I want you to welcome Soeren, who will be able to read the abridged version of the speech that he gave in February.

SOEREN PALUMBO:

(Reading of Abridged Speech)

SENATOR HALVORSON:

Let's give Soeren another round of applause, because I think he has taught us something today. And also thank his dad, who is here with him, and Olivia and his mom, who's at home.

PRESIDENT JONES:

House Bill 1319. Senator Harmon. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 1319.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDENT JONES:

3rd Reading. House Bill 1332. Senator Lightford. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1332.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1347. Senator Harmon. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1347.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1366. Senator Raoul. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 1366.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1403. Senator Sieben. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1403.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Criminal Law adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments filed -- approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1406. Senator Harmon. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1406.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. At the top of page 56, House Bill 1423. Senator Crotty. House Bill 1425. Senator Trotter. Madam Secretary, read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SECRETARY SHIPLEY:

House Bill 1425.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1455. Senator Collins. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1455.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDENT JONES:

3rd Reading. House Bill 1462. Senator Hunter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1462.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary-Civil Law adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments approved for consideration?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1491. Senator Wilhelmi. House Bill 1497. Senator Collins. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1497.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1514. Senator Watson. House Bill 1519. Senator Harmon. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1519. I'm sorry. Give me a moment. House Bill 1519.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Revenue adopted Committee Amendment No. 1.

PRESIDENT JONES:

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1542. Senator Halvorson. House Bill 1555. Senator Raoul. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1555.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1558. Senator Link. Madam Secretary, read -- read the bill.

SECRETARY SHIPLEY:

House Bill 1558.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1559. Senator Lightford. ...Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1559.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1562. Senator Link. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1562.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill -- House Bill 1608. Senator

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Lightford. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1608.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1630. Senator Frerichs. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1630.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1656. Senator Watson. House Bill 1647 -- 1637 -- no, 1657. Senator Trotter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1657.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1662. Senator Collins. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1662.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1670. Senator Jacobs. ...Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1670.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1673. Senator Hultgren. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1673.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1684. Senator Hultgren. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1684.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1685. Senator Link. Madam Secretary, read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SECRETARY SHIPLEY:

House Bill 1685.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1741. Senator Righter. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1741.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1752. Senator Link. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1752.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. House Bill 1753. Senator Link. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1753.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDENT JONES:

3rd Reading. House Bill 1756. Senator Cullerton. House Bill 1759. Senator Collins. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1759.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDENT JONES:

3rd Reading. Senator Link in the Chair.

PRESIDING OFFICER: (SENATOR LINK)

House Bill 1778. Senator Luechtefeld. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1778.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. Senator Millner, for what purpose do you rise?

SENATOR MILLNER:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR MILLNER:

I would like to welcome St. Peter's Lutheran Church -- or Lutheran School, from Schaumburg. And Principal Roger Kirsch has been the Principal there for thirty-five years. They're up in the gallery, and welcome to Springfield, folks.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Will our guests in the gallery rise and the Senate welcome them? Senator Luechtefeld, for what purpose do you rise?

SENATOR LUECHTEFELD:

Thank you, Mr. President. A point -- point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR LUECHTEFELD:

In the gallery, behind on the Republican side here, is a young family from my district, from Freeburg, Illinois. They've brought their two children here this -- this -- this afternoon to take a look at what we do. Phil and Bonnie Buescher and their two children. Right here in front. If you'd welcome them, I'd appreciate it.

PRESIDING OFFICER: (SENATOR LINK)

Will our guests in the gallery rise and the Senate welcome them? House Bill 1797. Senator Raoul. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1797.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. Illinois Information Service seeks leave to video. Seeing no objection, leave is granted. House Bill 1798. Senator Raoul. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 1798.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. With leave of the Body, we'll go back to House Bill 1822. House Bill 1835. Senator Maloney. Out of the record. House Bill 1855. Senator Dillard. Senator Dillard. Out of the record. House Bill 1864. Senator Hultgren. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1864.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 1875. Senator Rutherford. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1875.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill -- with leave of the Body, we'll go back to House Bill 1876. House Bill 1881. Senator Garrett. Senator Garrett. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1881.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 1888. Senator Clayborne. Senator Clayborne. Out of the record. House Bill 1900. Senator Dillard. Senator Dillard. Out of the record. With leave of the Body, we'll go back to House Bill 1917. House Bill 1926. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1926.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 1976 {sic}. Senator Millner. House Bill 1979. Senator Millner. Senator Millner. Out of the record. House Bill 2036. Senator Righter. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 2036.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 2044. Senator Halvorson. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 2044.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 2106. Senator Demuzio. Out of the record. House Bill 2179. Senator Demuzio. Out of the record. House Bill 2307. Senator Meeks. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 2307.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 2920. Senator Syverson. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 2920.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 3165. Senator Frerichs. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 3165.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. With leave of the Body, we'll come back to House Bill 3383. House Bill 3395. Senator Dillard. Senator Dillard. Out of the record. House Bill 3434. Senator Cullerton. Senator Cullerton. Out of the record. House Bill 3455. Senator Garrett. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 3455.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. Senator Cronin, for what purpose do you rise?

SENATOR CRONIN:

For a point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR CRONIN:

Mr. President, Ladies and Gentlemen of the Senate, I'd like to take a moment, if I may, to introduce a very special group of people here that are in the President's Gallery. We have with us today none other than the Immaculate Conception Grade School eighth-grade class, from Elmhurst, Illinois. My -- my daughter, Elizabeth; my niece, Kathleen Cahill; Sheila Mullen; all the friends and families of the eighth graders at Immaculate Conception, please rise and let's let the Senate give 'em a warm welcome to Springfield.

PRESIDING OFFICER: (SENATOR LINK)

Will our guests rise in the gallery and the Senate welcome

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

them? House Bill 3490. Senator Harmon. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 3490.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government and Veterans Affairs adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LINK)

Have there been any other Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 3586. Senator Watson. Senator Watson. Out of the record. House Bill 3627. Senator Trotter. Senator Trotter. Out of the record. With leave of the Body, we'll come back to 3649. House Bill 3658. Senator Viverito. Senator Viverito. Out of the record. House Bill 3721. Senator Sieben. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 3721.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 3728. Senator Althoff. Senator Althoff. Out of the record. House Bill 3729. Senator Viverito. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 3729.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. House Bill 3730. Senator Murphy. Out of the record. Will all Members in the sound of my voice please come to their desk, because we are going to 3rd Readings - House Bills 3rd Reading. All Members at the sound of my voice, we are going to House Bills 3rd Reading. Senator John Jones, for what purpose do you rise?

SENATOR J. JONES:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR J. JONES:

Thank you, Mr. President and Members of the General Assembly. I'm extremely proud to introduce a person here today who is the 2006-2007 Teacher of the Year from Effingham High School. So he's on leave this year, touring around over the State. He's also going to be going out to Washington, D.C., and doing some -- some testimony in Congress out there, in one of the committees. But I would like for you to give Joe a very warm welcome here to the Senate. And he will offer this to each and every one of you - I have his information, his e-mail address, his phone number and the like - but he will be more than happy to come to any one of your districts and visit your schools with you and -- and talk education with you. So, with that, I would like for you to welcome Joe Fatheree from Effingham High School.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Will the Senate welcome our guest? Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR DEMUZIO:

I have with me today Ellen Brummer. She's a sophomore at Taylorville High School and I'm very proud to have her as my Page for today. And I'd like to give her a warm welcome from the Senate.

PRESIDING OFFICER: (SENATOR LINK)

...the Senate welcome our guest. House Bill... Will all the Members please be at their seat? We will be going to 3rd Readings, page 35, where we left off yesterday. We will be starting on page 35. Will the Members please be at their desk? House Bill 457. Senator Millner. House Bill 457. Senator Millner. Out of the record. House Bill 463. Senator Schoenberg. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 463.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Schoenberg.

SENATOR SCHOENBERG:

Thank you, Mr. President, Ladies and Gentlemen of the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senate. House Bill 463 is an initiative of the Illinois Commerce Commission to provide some clarity and enhancement on the enforcement of wireless 9-1-1 safety. Specifically, it allows for the transfer of unused funds from the Wireless Carrier Reimbursement Fund to the Wireless Services Emergency Fund if those funds have not -- if the -- if monies have not been accessed in the former -- in the prior two years. There is a penalty provision for noncompliance, which did not exist previously. And also the proposal would extend the sunset of this WETSA law by ten years to 2018 {sic}. There's no known opposition to this and we urge your favorable support.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 463 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 463, having received the required constitutional majority, is declared passed. House Bill 470. Senator Frerichs. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 470.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you, Mr. President. House Bill 470 authorizes a hearing officer appointed by the University Civil Service Merit

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Board to preside over demotion, removal and discharge hearings. This bill is in response to a JCAR recommendation. Basically the bill clarifies the discrepancy between administrative rules and State law, and this is identical to Senate Bill 110, sponsored by Senator Trotter, which passed out of the Senate 57 to nothing. I would entertain any questions, but request a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is -- all those in favor will -- the question is, shall House Bill 470 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 470, having received the required constitutional majority, is declared passed. House Bill 486. Senator Kotowski. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 486.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Kotowski.

SENATOR KOTOWSKI:

Thank you, Mr. President and Lady -- Ladies and Gentlemen of the Senate. House Bill 486 adds Operation Enduring Freedom and Operation Iraqi Freedom to the list of conflicts for which children of veterans are eligible to receive honorary scholarships to the University of Illinois. I'd be more than happy to answer any questions.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 486 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 486, having received the required constitutional majority, is declared passed. House Bill 496. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 496.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill is a bill which allows a contractor to accumulate asphalt, used asphalt, to be stored for future use. And it requires that twenty-five percent of the reclaimed asphalt be reused each year from that pile so as to avoid a speculative accumulation. EPA had no problem with it. They helped write the bill. There was a previous law which required they get rid of it all after a certain -- thirty days, which was a draconian requirement they couldn't meet because some of this stuff is recyclable. All of it is, in theory. So, I'd ask for an Aye vote. There's no opposition.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR RISINGER:

Thank -- thank you, Mr. President. I -- I rise in support of the bill. This bill does accommodate the recycling of asphalt materials that is used in roadway and other -- parking lots and other facilities. And for those, it -- it also saves on virgin materials, which is very good for the environment. So, I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 496 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 496, having received the required constitutional majority, is declared passed. House Bill 499. Senator Sieben. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 499.

(Secretary reads title of bill)

2nd -- 3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sieben.

SENATOR SIEBEN:

Thank you very much, Mr. President. This legislation would reduce the signature requirement for individuals that want to run for a library board or a position of library trustee. It would reduce that requirement from fifty signatures to twenty-five signatures. I know of no opposition and ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 499 pass. Those in --

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

those in favor will vote Aye. Those opposed, Nay. The -- the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 499, having received the required constitutional majority, is declared passed. House Bill 508. Senator Garrett. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 508.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank -- thank you, Mr. President. House Bill 508 provides enhanced penalties regarding reckless driving resulting in bodily harm to a child or school crossing guard while the school crossing guard is performing his or her official duties. That translates into a Class 4 felony, which is one to three years and twenty-five thousand dollars. And then additionally, where the reckless driving causes great bodily harm or permanent disability or disfigurement to the child or school crossing guard, it would be a Class 3 felony, which is two to five years and twenty-five thousand dollars. Be happy...

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 508 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Nays, none voting Present. House Bill 508, having received the required constitutional majority, is declared passed. House Bill 516. Senator Wilhelmi. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 516.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi.

SENATOR WILHELMI:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 516 is in reaction to what we did last year where -- where the General Assembly passed legislation, and the Governor signed the bill, requiring nuclear power plants to report spills of radioactive materials within twenty-four hours of the event. Additionally, the bill required the IEPA and the IEMA to propose rules prescribing standards for detecting and reporting unpermitted releases. Last year's bill also allowed the rules to include standards for self-inspection. We don't think that's proper. We don't think the power plants should be able to self-inspect. This bill removes that provision from the -- from the current statute. And I ask for your support and I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. To the bill: The bill came out of Energy and Environment Committee with a unanimous vote and there was no opposition. I urge an Aye vote.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 516 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 516, having received the required constitutional majority, is declared passed. Senator Cronin, for what purpose do you rise?

SENATOR CRONIN:

Thank you, Mr. President. A point of personal privilege, if I may, please.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR CRONIN:

Further recognition, if I may, please. Ladies and Gentlemen of the Senate, I see that my lovely wife and my sister have just joined the group from Immaculate Conception Grade School, my alma mater. It's a outstanding school with teachers and principal leadership that do a wonderful job. I want to also welcome the adult chaperones - the teachers, Mrs. Albert, Mrs. Marchinski; the adult chaperones, Mrs. Arnold, Mrs. Berkemeyer, Mrs. Healy, Mrs. Porter and Lori Vlahiotis. Please, Ladies and Gentlemen, this is a very special group and I -- I don't know that we've ever recognized a group twice. And forgive me for indulging the Senate, but thank you very much. I want to welcome my sister and my wife, most importantly.

PRESIDING OFFICER: (SENATOR LINK)

Will ours guests rise and we welcome them to the Senate? Senator Cronin, I hope you weren't reading notes about that was

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

your wife. I hope you recognized her without the notes. House Bill 517. Senator Kotowski. Out of the record. House Bill 518. Senator Cullerton. Out of the record. House Bill 536. Senator Koehler. Out of the record. House Bill 553. Senator Althoff. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 553.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Thank you, Mr. President. House Bill 553 allows park districts to discard bids that do not meet the district's established specifications, terms of delivery, quantity {sic} and serviceability requirements. Currently, a park district must go through formal rejection processes. This bill will allow the districts to reject the bid without going through that process by rejecting -- bids that do not meet specifications. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 553 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 553, having received the required constitutional majority, is declared passed. House Bill 566. Senator Halvorson. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 566.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Halvorson.

SENATOR HALVORSON:

Thank you, Mr. President, Members of the Senate. House Bill 566 creates the Southwest Suburban Railroad Redevelopment Authority and this is basically an authority that will be charged with addressing railroad and infrastructure problems in Bloom, Thornton, Calumet, Bremen, Orland, Worth and Palos Township. They are prohibited from using eminent domain in any way and they have no taxing authority. It will be disbanded once they figure out how to either fix the railroad congestion or do something else about it.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. This came out of Transportation unanimously. I would just simply urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 566 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 566, having received the required constitutional majority, is declared passed. House Bill 570. Senator Delgado. Out of the record. House Bill 572. Senator Brady. Senator Brady. Mr. Secretary, read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

ACTING SECRETARY KAISER:

House Bill 572.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Brady.

SENATOR BRADY:

Thank you, Mr. President. This simply gives parole officers information they need to help collect restitution. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

The board is temporarily frozen. I didn't want to give Senator Brady a head start on his vote total, but we'll continue discussing the bill. Senator Dillard.

SENATOR DILLARD:

Thank -- thank you, Mr. President. I thought Senator Brady, since his picture wasn't up on the board, might have wanted it taken out of the record or something. I -- I arise in favor of this bill. I handled this bill in committee for Senator Brady and this is an initiative of the Illinois Probation and Court Services Association. It's a bill that makes our -- our -- our streets safer. It's supported by AFSCME and the Illinois Department of Corrections. And Senator Brady, like he so often has, has a good idea here. And I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 572 pass. Those -- those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

there are 57 Ayes, no Nays, none voting Present. House Bill 572, having received the required constitutional majority, is declared passed. House Bill 574. Senator Garrett. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 574.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank -- thank you, Mr. President. This is just really a simple bill that increases the membership of the Social Security Task Force to include a member appointed by the Comptroller and a member appointed by the State Superintendent of Education.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will yield.

SENATOR RADOGNO:

Senator, doesn't this also change the purpose of the task force or add to it?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Yes, it -- it does. It -- the original mission was to examine the -- procedures used by the State to protect an

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

individual against the unauthorized disclosure of his or her Social Security number when the State requires the individual to provide his or her Social Security number to an officer or agency of the State. This bill expands the mission to explore changes needed to implement a unique identification number system to replace the use of Social Security numbers by State and local government agencies.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Senator Garrett, I believe that the task force issued some recommendations relative to their original purpose and they were contained in a House bill that was recently heard in the Executive Committee. What happened to that? And why is the task force adding additional responsibilities if we have not addressed the ones that they recommended initially?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

From what I've been told, that that -- that bill failed in committee.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

That's correct. It did fail in committee and it was -- all the Democrats were opposed to it, so -- with the exception of Senator Silverstein. So I guess the question is, why are we moving forward, expanding the scope of this task force, if we clearly don't have an interest in listening to what they have to

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

say?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Senator, I would think that the whole point of having a task force is to hear what everybody has to say, and that discussion obviously would take place within the task force, not in a committee meeting or separate piece of legislation.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Well, thank you. Oh! I intend to support this, because I think it's -- it's an important issue. And I think there's not a problem with developing an alternative identification number. But it seems to me that we ought to go back and revisit the recommendations that were made by the original task force, because they had a great deal of merit to them. The fact of the matter is, lots of people are -- are affected by identity theft and the -- their recommendations were such that that would prevent that from happening to people. The only opposition to that bill was the fact that the City of Chicago and the municipalities did not want to take the time or effort or invest the resources to train their employees how not to inappropriately make Social Security numbers available. That is a poor reason for not passing that. So while I think this is a good bill, I sure hope we'll go back and take another look at the task force's original recommendations. Thanks.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett, to close.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR GARRETT:

Yeah, I -- I -- obviously this should require a unanimous vote. But to Senator Radogno's point, I would hope that the task force would take some of the considerations into mind when they move forward. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 574 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 574, having received the required constitutional majority, is declared passed. House Bill 576. Senator Althoff. Out of the record. House Bill 586. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 586.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you very much, Mr. President. This House bill amends the Property Tax Code. It provides that if land is improved with a water-retention dam that is operated primarily for commercial purposes, that dam is not considered to be used for open space purposes despite the fact that any resulting man-made lake may be considered to be used for open space purposes. This is the result of a court ruling. It passed out of committee unanimously and I request a Aye vote.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Lauzen.

SENATOR LAUZEN:

Thank you, Mr. President. Just like to reiterate that it came through the Revenue Committee in the Senate by unanimous vote, so I recommend an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 586 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 586, having received the required constitutional majority, is declared passed. House Bill 615. Senator Raoul. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 615.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Raoul.

SENATOR RAOUL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 615 strengthens current law relating to the -
- confidentiality of arrest records and court records of juveniles charged -- charged with offenses under the Juvenile Court Act. It makes clear that only a judge assigned to hear juvenile court cases may issue an order releasing the arrest records or court records of -- of -- of juvenile offenders charged in juvenile court cases. It expressly states that civil

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

subpoenas cannot be used to circumvent the confidentiality provisions of the Juvenile Court Act. I urge your support.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR LINK)

Indicates he will.

SENATOR RIGHTER:

Senator Raoul, in some of the smaller counties in the State, you don't necessarily have assignments. In other words, there -- there are not enough judges for one to be regularly doing a juvenile call. There are kind of one or two and they're kind of doing everything. I mean, would that judge be empowered to -- to do what it is you're saying the bill requires now?

PRESIDING OFFICER: (SENATOR LINK)

Senator Raoul.

SENATOR RAOUL:

Yeah. The judge that would be assigned the -- the -- the case.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

What about a situation, Senator, where a -- you have a county where you have three or four judges and there is one who is specifically on the juvenile call; that person's out of the town, out of the country for a week or two. Would your bill still allow another judge to substitute in and sign whatever paperwork's necessary?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Raoul.

SENATOR RAOUL:

Yeah. The -- the presiding judge will -- always has the discretion to assign what -- what judge. Even in my county, which is -- which you have judges assigned to certain calls, there are times when that judge cannot be there and another judge is assigned by the presiding judge and that judge can -- has the discretion to make that decision.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 615 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 615, having received the required constitutional majority, is declared passed. House Bill 616. Senator Clayborne. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 616.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne. Senator Clayborne.

SENATOR CLAYBORNE:

Thank -- thank you, Mr. President and Members of the Senate. House Bill 616 amends the Abused and Neglected Reporting Act {sic} with regard to strengthening current statutes relating to investigating the death of -- of -- death or serious injury of children. This bill adds to current language regarding child

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

death review teams that the Director of the Department of Children and Family Services must reply to each recommendation made by a team indicating whether the Director intends to implement the recommendation. Further, the Director must submit a report to the team within ninety days detailing the schedule and manner for implementation of the recommendations. Within a hundred and eighty days of those original recommendations, the Director shall submit a report to the team outlining specific changes made in DCFS' policies and procedures made in response to the recommendation. This bill also adds language to the Act requiring the Department also to report on serious life-threatening injuries of children in care of the Department, along with already required child deaths. It also -- it also provides -- allows the court to enter an Order of Protection setting reasonable conditions of behavior for children's parents to be observed in a reasonable time frame, not exceeding twelve months. In addition, if a parent violates the Order of Protection and the court determines that it is a violation of a critical services component for the safety and welfare of the child, the court may order temporary custody of the child to the Department. This basically is to strengthen the child death review teams.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 616 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 616, having received the required constitutional majority, is declared passed. House Bill 617. Senator Clayborne. Out of the record. House Bill 619.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Martinez. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 619.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. As amended, the penalties section of the Income Withholding to -- for Support Act to make any officer or employee of any payor, the person responsible for paying income to a person obligated to make child support payments, personally liable if the employee willfully fails to withhold or pay over income and the employer is unable to pay over the wrongfully withheld funds. The officer or employee should be personally liable for a penalty equal to the total amount the payor willfully failed to withhold or pay over. The bill provides that the personal liability of the officer or the employee will -- will survive regardless of dissolution of a partnership, limited liability company or corporation. I will be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 619 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 -- 55 Ayes, no Nays, none voting Present. House Bill 619, having received the required constitutional majority, is declared passed. House Bill 623.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Koehler. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 623.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. House Bill 623 provides that employee benefit plans of credit unions, where there are investment limitations, would not apply to the benefit obligations if a -- if an investment was made in terms of an employee's pension or benefits, and this would exempt that. As you know, there are limitations on what credit unions can invest in on behalf of their Members. This would set aside the part where it's solely for a pension plan or a benefit. So, I'll -- be happy to answer any questions and I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. This came out of Financial Institution unanimously. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 623 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 623, having received the required constitutional majority, is declared passed. House Bill

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

625. Senator Silverstein. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 625.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Silverstein.

SENATOR SILVERSTEIN:

Thank you, Mr. President. This just provides that a change of ownership of facilities under the -- licensed -- facility licensed under the Nursing Act {sic} must be -- meet the requirements of that Act. And further it declares that it will be taken out of the exclusive possession -- provision of the Health Care {sic} Facilities Planning Act. There was an amendment that excludes county nursing homes and Illinois veteran nursing homes.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 625 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 625, having received the required constitutional majority, is declared passed. House Bill 634. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 634.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you much, Mr. President. House Bill 634 amends the Illinois Procurement Code by permitting a five-percent preference to be given to bidders who will use biobased products. A biobased product is defined by the federal biobased product procurement standard. Passed out of committee unanimously.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 634 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 634, having received the required constitutional majority, is declared passed. House Bill 639. Senator Bomke. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 639.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. House Bill 639 amends the Personnel Code to grant State employees subject to the Code who are also a veteran up to four days of leave per year to visit a veterans hospital or clinic for examination of a military service-related disability.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 639 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 639, having received the required constitutional majority, is declared passed. House Bill 642. Senator Haine. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 642.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Yes, Mr. President and Ladies and Gentlemen of the Senate, this bill is a -- a follow-up to a House bill we passed last year and it tightens up the provisions of that bill, in -- in that it -- it more clearly delineates the duties of the Department, subject to appropriation, to prepare and distribute health and maternal care providers with written publications which contain standardized, objective data concerning umbilical cord -- cord blood banking. It's a companion bill to the bill we passed out of here just last month. And it more completely delineates the duties of the Department, consistent with the bill we passed last year. It informs mothers as to the benefits of cord blood -- banking in a specific way.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

Indicates he will yield.

SENATOR RADOGNO:

Senator, the bill that we passed last year, and I believe it had unanimous support or nearly unanimous support, was also subject to appropriation. Has that been funded?

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

I honestly don't know.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Well, I believe it has not been funded, and that's not to say we shouldn't. I mean, this is a good enhancement. But just so that we're all aware, it's great to pass things and feel good about 'em and talk about 'em, but the fact of the matter is, we're not doing anything with these great ideas that we pass. And this is one that I think if -- if we -- if the administration really felt was an important initiative, would put the funding behind it, particularly since they put the funding behind the much more controversial stem cell research. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau. Senator Haine, to close.

SENATOR HAINE:

I -- thank you, Mr. President, Ladies and Gentlemen of the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senate. I appreciate very much Senator Radogno's comments and I will personally take 'em to heart. And this matter will not be left unaddressed with the administration. I ask for an Aye vote on this. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 642 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 642, having received the required constitutional majority, is declared passed. House Bill 652. Senator Cullerton. Out of the record. House Bill 653. Senator Martinez. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 653.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. House Bill 653 prohibits emergency medical employees or other persons responsible for the administration or operation of a fire station, police station, emergency medical facility, child placing agency or DCFS, where a baby has been relinquished or transferred under this Act, from publicly disclosing any information pertaining to the relinquishment of the infant and the individual involved.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Pankau.

SENATOR PANKAU:

This bill received unanimous support in the committee. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 653 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 653, having received the required constitutional majority, is declared passed. House Bill 654. Senator Clayborne. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 654.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President, Members of the Senate. 654 holds that the first-time offenders driving an uninsured vehicle shall receive a hundred-dollar fine and court supervision if they can show proof of insurance by the court date and, two, they have proof of insurance for the entire supervision period on the last day of supervision.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. A question to the sponsor. What

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

-- what is the current fine, Senator Clayborne?

PRESIDING OFFICER: (SENATOR LINK)

Was that a question, Senator Bomke?

SENATOR BOMKE:

What is the current fine?

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne indicates he will yield. Senator Clayborne.

SENATOR CLAYBORNE:

It's five hundred to a thousand dollars.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

That was really for clarification. So, we're lowering the -
- the penalty. Is that correct?

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne.

SENATOR CLAYBORNE:

Only for first-time offenders.

PRESIDING OFFICER: (SENATOR LINK)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LINK)

Indicates he will.

SENATOR DILLARD:

Senator Clayborne, does Secretary of State Jesse White's Office have a position on this?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne.

SENATOR CLAYBORNE:

As -- as far as I know, we did amend it, and I think that removed their opposition to the bill.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 654 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 42 Ayes, 12 Nays, 1 voting Present. House Bill 654, having received the required constitutional majority, is declared passed. House Bill 668. Senator Martinez. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 668.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. As amended, House Bill 668 retains the underlying language of the bill and adds amendatory language to the definition of "Armed Forces of the United States" to include members of the Illinois National Guard and members of the United States Reserve Forces so that these men and women may -- may also receive the preference.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 668 pass. Those in favor will vote Aye. Those

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 668, having received the required constitutional majority, is declared passed. House Bill 679. Senator Crotty. Mr. Secretary, read the bill, please.

ACTING SECRETARY KAISER:

House Bill 679.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Crotty.

SENATOR CROTTY:

Thank you very much, Mr. President. House Bill 679 is identical to the Senate Bill 374. It was brought to me by the Water Reclamation District. It would add water quality improvement projects in the definition of "construction purposes". More modern water quality improvement projects more and more represent the environmental solutions to water quality requirements and regulations. Such projects may include low flow augmentation, sediment redimentation {sic}, supplemental aeration, and wetland creation and restoration.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 679 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 679, having received the required

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

constitutional majority, is declared passed. House Bill 680.
Senator Garrett. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 680.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank you again, Mr. President. House Bill 680 requires the establishment of a program by the EPA and the Department of Public Health to monitor the presence and concentration of designated chemicals in citizens of the State of Illinois. The Illinois Environmental Council and Sierra Club are proponents. The Chemical Industry Council of Illinois is neutral. And basically what it does is establish a -- a panel that works with the University of Illinois and the Great Lakes Center for Occupational and Environmental Safety and Health to -- to provide information that might be applicable to people's health.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will.

SENATOR RIGHTER:

Senator Garrett, it's -- it's my understanding anyway that the Centers for Disease Control already publishes a national exposure report with regards to distribution measurements of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

chemicals in the national population. How would what you're proposing the EPA and the Department of Public Health do differ from what the CDC is already providing us in terms of information?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Yes. From what I understand, the panel would be reviewing the thousands of new chemicals, or even hundreds of new -- chemicals, that are being used in our clothing, as an example, and relate back as to what type of impact they may have. But it's -- it's reviewing all the newest chemicals that are being used.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

That -- I mean, I understand that's what you hope this group would do. I guess my question was, what is what this group would do different than what the CDC is already doing?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Well, you know, I don't really have the answer that you're looking for. But the bill did come from Representative Nekritz, who's been working very closely with environmental specialists in Illinois. So, my guess is that there's a reason for this. I don't know exactly what the CDC's program is.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR RIGHTER:

Senator, do you know what kind of new personnel or equipment may be -- needed by the EPA in order to do this monitoring, or are there already monitoring systems in place and -- I mean, can you help us with that?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

The -- there will be no new equipment needed and the panel serves without compensation. So the expense to the State, I think, maybe except for transportation, will be negligible.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 680 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, 2 Nays, none voting Present. House Bill 680, having received the required constitutional majority, is declared passed. House Bill 682. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 682.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you very much, Mr. President. House Bill 682 amends the Procurement Code to exclude public institutions of higher education from having to print on their published materials,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

"Printed by the authority of the State of Illinois", the publication date, the number of copies printed, and the printing order number, when such publications meet criteria.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 682 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. House Bill 682, having received the required constitutional majority, is declared passed. House Bill 703. Senator Harmon. Out of the record. House Bill 709. Senator John Jones. Mr. Secretary, read the bill, please.

ACTING SECRETARY KAISER:

House Bill 709.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. House Bill 709 amends the Illinois Hunting Heritage Protection Act to provide the Department's - DNR - land management decisions and actions with respect to recreational hunting are not to result in a net loss of habitat, rather than land acreage, available for hunting opportunities on Department-managed lands and -- that presently exist. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

shall House Bill 709 -- the question is, shall House Bill 709 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 709, having received the required constitutional majority, is declared passed. House Bill 720. Senator Demuzio. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 720.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. House Bill 720 is an initiative of the Illinois Community College Trustees Association. And what this would do is it makes changes that are intended to -- parallel the Open Meetings Act. And the provisions of the Open Meetings Act applying to community college boards, this legislation will further ensure those provisions -- apply to the community college board. Also, this bill is identical to House Bill -- House Bill 720 is identical to Senate Bill 402, which passed out of the Senate 56 to 0.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 720 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 720, having received the required constitutional majority, is declared passed. House Bill 721. Senator Demuzio. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 721.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. House Bill 721 amends the Public Community College Act regarding public notice of the trustees meetings, and it requires that public notice of the schedule of a regular community college trustee meeting must be given at the beginning of the calendar year. The bill addresses an administrative concern of community college boards regarding whether public notice is required following the board's organizational meeting, which is usually held in the spring or at the beginning of the calendar year. This bill clarifies that -- clarifies that community college boards only have to give notice once and that's the beginning of the calendar year.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 721 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 721, having received the required

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

constitutional majority, is declared passed. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Guess what, Mr. Speaker? My button didn't come on and I'm sure I hit it. So can I be recorded as a Yes, please?

PRESIDING OFFICER: (SENATOR LINK)

The record shall reflect your intention. House Bill 724. Senator Hunter. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 724.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hunter.

SENATOR HUNTER:

Thank you, Mr. President. This bill removes the dates on which an educational institution must have enrolled the majority of its students in degree programs and maintained an -- an accredited status in order to not be considered a private business and vocational school under the Private and Vocational Schools Act {sic}. I know of no opposition and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 724 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 724, having received the required

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

constitutional majority, is declared passed. House Bill 732.
Senator Holmes. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 732.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Thank you, Mr. President, Members of the Senate. House Bill 732 creates the Health Access Network Act. The Act specifically requires the Department of Public Health to develop a pilot program in Kane County to furnish funding for and coordinate specialty health care services, pharmaceutical drug assistance, and diagnostic testing for individuals who are not eligible for Medicaid and who are uninsured. Access to specialty care has been severely limited for the uninsured in Kane County and has become less available with the elimination of these services at Stroger Hospital for residents outside of Cook County. This Act is subject to appropriation. I'll take any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. Some questions for the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will yield.

SENATOR RADOGNO:

Senator Holmes, how much is the grant proposed to be?

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Holmes.

SENATOR HOLMES:

Because -- because it is subject to appropriation, they had mentioned that they were looking for about three and a half million, but that's over some time. And at this point, it being a pilot program, they're willing to take whatever they can get to get it started and get it up and moving.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

So we have no idea how much money we're seeking at this point? I mean, if it were to be included in this year's budget, what's the dollar figure? 'Cause we are passing the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Being that it -- like I said, they're -- I mean, they would be requesting three and a half million for a year. So cut that in half if they're looking for a half a -- I'm -- I -- like I said, it's subject to appropriation, so they're -- they're looking to deal with what they can get and get that program up and going. It's -- it's a pilot.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

I -- I believe in committee the figure was ten million. What happened between committee and now?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR HOLMES:

...you. It was never ten million. There was a figure bandied about at that time before I had Kane County do some research and come up with this three and a half. It was that point somebody had mentioned a figure of five million, but never a ten million.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Senator, how much do we allocate as a State to the one hundred and two counties under the Local Health Protection Grants?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

I am not sure. I know in committee somebody mentioned seventeen million, but I don't know if that statistic is true or not.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

I believe that is the correct figure and the reason it was mentioned in committee is to try to put this in perspective. You know, even if we're talking about three and a half million, you know, that's about twenty percent of the amount that's allocated statewide. And so the question that we sort of bandied around in committee was why one county, as opposed to any of the other counties that we have out there? I think there's uninsured in all of the counties. Why -- what -- what -- why do we -- does it makes sense to pass a grant program for only one county that

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

accounts for almost a third -- or twenty percent of the money that we give for health departments in general?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Kane County does have the infrastructure in place to do this, to set up a pilot. I suppose, if it's successful, there would be no reason other counties could not be learning from that. There are some -- some differences between counties. So, it is Kane County who brought this to me. I will say, this did pass the House unanimously. So this was definitely something I think people were looking at as definitely being a matter of concern for specialty care for Kane County as being much needed, with Stroger Hospital no longer taking Kane County residents.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno, to wrap up.

SENATOR RADOGNO:

Shortly. I'm not impressed that it passed the House unanimously. I don't think that's a good recommendation for us to necessarily vote for it. And you're right, other counties do have the same needs. In fact, DuPage County has a similar program for which they tax the residents of the county. I believe Kane County has the ability, if they want to set up a program, to go ahead and increase taxes on their residents in order to provide this service. The -- couple of final points, though: How would this interact with the Governor's health care proposal, Illinois Covered?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR HOLMES:

Being that we don't have a proposal in place yet, that is a question I can't answer. I can tell you there are some differences between DuPage and Kane County. In DuPage, they have an established network of physicians, many who provide care on a pro bono basis. They have physicians that accept Medicaid. Their local hospitals are very supportive. I mean, there are some -- some very big differences. Kane County doesn't have a public hospital like some of the other counties do.

PRESIDING OFFICER: (SENATOR LINK)

Could we keep the noise down, please, so we can hear the debate on this subject? Senator Radogno.

SENATOR RADOGNO:

Well, I -- I agree with you. And -- and DuPage set their program up using the tax dollars of their residents. And the point for the rest of the Body is, if we start picking out one county to give grants at the magnitude that we're talking about without opening that up to a competitive process, it doesn't strike me as good public policy. The other thing is, as you mentioned, we haven't yet passed Illinois Covered, although it still is out there. I guess I'm assuming that you're not for it, or -- you are for it. I mean, I think that clearly this program would have -- or Illinois Covered would have an impact on the need for this program. And it makes sense that we ought to dispose of that program before we start adding on additional programs. So, I would encourage people to vote No on this.

PRESIDING OFFICER: (SENATOR LINK)

The Sun-Times asks leave to do still photos. Seeing no objection, leave is granted. Senator Pankau.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR PANKAU:

Thank you, Mr. President. Will the sponsor yield for a couple questions?

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will.

SENATOR PANKAU:

Both here on the Floor and also in committee, you mentioned DuPage's program, which is Access DuPage. However, aren't there other counties that also have access programs already set up and running?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Yeah. I believe there is Access DuPage and there's a Chicago-based access program. What other counties have, I don't know.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

Okay. I thought Lake County also had a program, not necessarily named the same, but along a similar vein. And -- and I believe Will County is working on one also. And I would like to stress to the sponsor and my colleagues that although these programs are already established, they were established from within, because they saw the need and they worked on it. I believe that Kane County could do the same thing also without necessarily coming to the General Assembly. So with all due respect to the sponsor and her enthusiasm for Kane County, where she comes from, the rest of us in this Body could also do the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

same thing. DuPage could come back with its hand out and say, "Hey, you gave Kane County money, give DuPage some money." Cook County could come back and say the same thing. I believe that -- that this bill in this form deserves either a No or a Present vote. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Senator Halvorson.

SENATOR HALVORSON:

Thank you, Mr. President, Members of the General Assembly. You know, let's not forget that this bill doesn't include the money. We pass ideas out of this General Assembly every day all day. This is another idea. It's a pilot program. And -- and I know as long as I've been here, we've talked a lot about pilot programs. So, let's give Senator Holmes some credit for doing something for the county that she's from and let the appropriation process be able to sort it all out. I think it's a good idea to help counties with pilot -- projects, and if they don't work, then you don't fund 'em. So let's give it a chance.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR LINK)

Indicates she will.

SENATOR RIGHTER:

Senator Holmes, following up on the Majority Leader's point about the fact that this bill does not contain funding currently, have you received any assurances from the Department, like the Illinois Department of Public Health, that the money that may be

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

used to fund part or all of this grant will not be taken from funds that would otherwise be used for the local public health protection grant?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

I -- no, I have not spoken with them. So...

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

...the bill -- to the bill, Mr. President. Thank you. Mr. President, Ladies and Gentlemen of the Chamber, I think the last couple responses that you've heard and the previous speaker is something -- has put something in our minds we should all think about. That's right; this bill doesn't have the money. That means the money's going to have to come from somewhere. Okay? And if there are no assurances out there that this money isn't going to be taken from the current seventeen million dollars that all of our counties are fortunate enough to share in with regards to the Public Health protection grant, then we may very well see what we see all the time in this building at the very end of Session, and that is rather than new money added, you see current pots of money divided up and sent into other areas. I have no problem with the Senator pushing a cause on behalf of her district, but I do not think that we should be interested in dividing up a pot of money that our local public health departments depend upon already in order to help pay for that idea. For those reasons, I would urge a No vote. Thank you, Mr. President.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Just a couple questions. Number one, the -- the reason for using Kane, as opposed to broadening that to all counties that's -- have also received a large number of people that have moved out of Chicago that don't have those same -- also do not have those same services like DuPage, is -- is this something that can be amended, or is there a reason why just Kane was -- was used as opposed to other -- other northern counties?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Well, it's -- it's a pilot program and Kane County does have their KCHAIN, which is a very -- very good health care network sort of set up. So they sort of have the infrastructure in place to try to accomplish this. And I mean, the hopes would be in this pilot program, that is eventually they might be able to procure the funding or do similar to what DuPage does. But right now, in -- the KCHAIN case managers have reported to me that sixty-two percent of Medicaid patients were referred out of Kane County for specialty care due to the lack of Kane County providers that accept Medicaid, forty-one percent of self-pay patients had to be referred out of Kane County for specialty care due to the lack of a system to deliver specialty care to the uninsured, and thirty-two percent of all specialty care referrals received by KCHAIN had to seek care from Stroger Hospital, Loyola Hospital, University of Chicago, Children's Memorial due to the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

lack of care available in Kane County. So this is the reason to bring this up as a Kane County initiative.

PRESIDING OFFICER: (SENATOR LINK)

Senator Syverson.

SENATOR SYVERSON:

Has there been work with or -- with the federal health clinics? I'm sure Kane County would have the federal health clinics as well, like many others do. Is there work in conjunction with them to deal with this population as well, or what role are the federal clinics playing in serving this population?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

I sat on the Kane County Board. I am not sure there is a federal health -- I -- I -- in Kane County.

PRESIDING OFFICER: (SENATOR LINK)

Senator Syverson.

SENATOR SYVERSON:

I would think -- I'm sure Elgin has one. Your staff can probably check. These are large federal health clinics that are supposed to be serving those individuals that are either Medicaid or above Medicaid level that do not have access to that care. And so, I -- I -- I think there would be one there. The -- the other question would be is, with some of these doctors not taking it, is it -- is it because of the reimbursement rate, the -- the -- the delay in reimbursements to doctors or the low reimbursement rates, that these -- that the doctors in Kane County are refusing to see this population?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

I don't know, but that very well could be a factor.

PRESIDING OFFICER: (SENATOR LINK)

Senator Syverson, to wrap up.

SENATOR SYVERSON:

Do we know what the -- population of those who are being referred out or not being seen, do we know what -- what percentage of those would be considered illegal?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

No, I obviously would not know that.

PRESIDING OFFICER: (SENATOR LINK)

Senator Noland.

SENATOR NOLAND:

Thank you, Mr. President. The -- those Senators in opposition's points are well-taken. Their points are well-taken. Some of the concerns regarding why Kane County being noted, let me answer that, if I may. Why Kane County? Because Stroger Hospital is no longer taking a significant number of people from outside Cook County. We have, in Cook County - in my district anyway - we have Hanover Park, Streamwood and Schaumburg, and those areas of those -- those communities are of a social economic status, if you will, that cause -- and geographic location that causes them to go to places like Elgin and go to places like -- like Aurora or Carpentersville, and those areas as well, which also from a socioeconomic standpoint, are -- are

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

challenged. Cook County ends up sending us people. We try to send people back to Cook County if they are, in my district, for example, from the Cook County section of Elgin. It doesn't always work. They have to go somewhere. And because Kane County has not had the tax base to provide for -- for the funding of public health care in its -- in -- in our county is no reason to deny those people that live in this part of our State health care access under the public health care grant system. If there's a reason for providing Kane County a disproportionate share of those grants, it's because Kane County is accepting a disproportionate share of patients from Cook County. Now, those areas such as Lake County and Will County, for example, that have been mentioned, they're much more affluent. And those corresponding border areas of Cook County are more affluent. On the north side of Lake -- near Lake County, you have the communities of Wilmette, of Northbrook, Palatine and communities like that. They're not similarly situated to those communities like Streamwood and Hanover Park and portions of Schaumburg. And the same is true on the southern part of Cook County that is adjacent to Will County. The same socioeconomic demographics are similar. I believe that Senator Holmes has made the case for providing this grant money to Kane County. She's answered these questions, I believe, directly and adroitly, and I urge a Yes vote on this bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you -- thank you, Mr. President. Question of the sponsor.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will yield.

SENATOR LUECHTEFELD:

Senator, I really didn't intend to speak on this bill and -- but after listening to some of the -- some of the testimony with regard to new money put into programs such as this, I -- I'm sure that people in -- in all of your counties, and -- and many of the counties that -- in southern Illinois are not very affluent counties, but one of the issues that have come to me over and over again by the Department of -- of Public Health in these counties is that we have not had increases in any money for a long time, and that they're all hurting. And I know there are people on that side of the aisle that are facing the same situation, in which they are all hurting. And they get seventeen million dollars spread out over the entire State. If -- if we're going to put money into anything in Public Aid, I really believe it should go into -- into programs that already exist. Many of you, if you're on this side of the aisle, and I've even heard this complaint on that side of the aisle, that one of the complaints you have about this particular administration is how can you start new programs when you can't afford the old ones? And -- and you know, I know, everyone in this room knows that we simply can't afford the programs we already have. And so, if you have counties that need money for public health, I cannot imagine voting for this bill, even though I am sure you're well-intentioned, Senator. There's no question you're trying to do something good for your county. But I think it's -- it's just a message that -- and is the wrong message that we ought to send at this time. Thank you.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR LINK)

Indicates she will.

SENATOR J. JONES:

Senator Holmes, is there anything -- and -- and I asked this question on the All Kids health insurance, so I -- I want to ask you on this one also. But on this -- this piece of legislation, is there anything prohibiting illegal immigrants from -- from being enrolled in this program?

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

That would be based on federal guidelines. There is nothing in this bill that -- that addresses that. This is -- this is an -- this is a pilot program. This is an access to specialty care program. It is subject to appropriations. It's not saying that we're going to cut into the seventeen million. So I guess what I'm -- that -- that's okay. I -- I'm -- did you have any further questions?

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. Well, you know, what I'm concerned about is, is that this -- this is a pilot program. You know, I understand where you're going to. But we all know what happens around here. You know, we -- we stick our foot in the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

door and then we -- we put the leg in, then we put two legs in, then the whole body goes in. And -- and that's kind of what we're doing here with a pilot program. You're just opening the door. And I see what happened with the All Kids health insurance. Fifty-eight percent of the people that are signed up for All -- the All Kids program are undocumented. And I just don't want us to be going down that same path with this. And so...

PRESIDING OFFICER: (SENATOR LINK)

Senator Watson.

SENATOR WATSON:

Thank you very much, Mr. President. Follow-up on what Senator Luechtefeld was talking about and -- and also the Majority Leader. And -- and I don't quarrel with what you're trying to do for -- for Kane County. I -- I -- we would all do the same for our own counties if -- if -- if it was individually done. But the problem that I see here is -- is this whole budget situation and the problems that we're having with funding the budget as it is. We all know that we got a mess in this State. And I remember when I first took over as Leader of the Senate Republican Caucus and I met with the Governor, who was just coming into office. I said, "Governor, I'll be glad to work with you and talk with you and try to solve the problems of this State", which was many at the time and none really created by him. It was mostly the economy and 9/11, and everybody wanted to blame the previous administration. I don't think that was necessarily accurate. But I said, "Just -- just one thing I'd like to ask of you is -- is that you don't start any new programs and you don't spend any new money. And we can solve the fiscal problems of this State and the crisis that we're in if we all

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

work together in a bipartisan manner to try to work this type of -- of problem out." Well, as we all know, he went a different direction and just massive new programs, massive new spending, and put us in a track in which we find ourselves today with a budget that's totally out of whack, massive tax increases being proposed and nobody's wanting to embrace that. But it all comes about unfortunately, -- Mr. President, is because of new programs. And I understand when Senator Halvorson said, well, there's no money here. It's -- it's not appropriated. It's subject to appropriation. But that's exactly how we get ourselves into this type of a situation. I know we sat here - and I'm just not trying to single you out, Senator Holmes, and that's probably unfair - because yesterday we had a multitude of pieces of legislation that were all subject to appropriation - new programs, new -- establishing new agendas, that all will require some form of -- of dollars in the future. And where do those dollars come from? They come from the taxpayer's pocket and I'm -- and I'm -- what I'm hearing from caucuses in your side, caucus in our side, what I understand is going on on the other side is nobody wants to step up and do anything about the revenue side. It's not a revenue problem. It's a spending problem. The problems of this State right now is directly a result of this spending, not revenue. We have a billion dollars coming in this budget over and above last year. It is about spending. It's about programs like this that we establish that are well-meaning. Send out our press releases. Do what we do -- got to do back in our districts. But it's all about new spending and it's all about the fact that we don't have the ability to fund it. And I think that's something I think we have to

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

recognize as Members of the Senate and sit back and be a little more responsible, fiscally responsible, when we cast our vote on -- on pieces of legislation such as this. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sandoval.

SENATOR SANDOVAL:

Thank you, Mr. President and Members of the Illinois Senate. I stand in strong support of -- of House Bill 732 presented by my dear colleague from -- the lady from Kane County, Aurora, one of the fastest growing cities in Illinois and one of the fastest growing populations of Latinos, both documented and undocumented. It is truly a need in Kane County to service all people of Kane County. It is no news to anybody that public health departments stand there to serve all people of their respective counties. And so we must, like Cook County, like John Stroger Hospital in Cook County, who has made the hallmark of serving the poor and the indigent. There continues to be large pockets of poor and indigent in Cook County and this bill deserves to pass so that we can provide future health services to all the people of Kane County. I rise in support.

PRESIDING OFFICER: (SENATOR LINK)

Senator Schoenberg.

SENATOR SCHOENBERG:

Thank you, Mr. President. To the bill: Mr. President, Ladies and Gentlemen of the Senate, I rise in strong support of House Bill 732. This bill is here today as a result of our need in a particular region of the metropolitan area to ensure that there is public health infrastructure that keeps people out of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

emergency rooms. There's nothing in Kane County right now that would provide this level of public health infrastructure, and as there's nothing that would preclude Kane County from making a financial contribution on the local level to this. Now, we do, indeed, have programs that serve suburban Cook - Access to Care. I heard what some of the prior speakers in opposition had to say. Some of those speakers who live in suburban Cook County have actually signed support letters in favor of the State's investment in suburban Access to Care, and as a result of the investment we made last year, we eliminated the entire waiting list. And that's a program that requires a modest co-payment. There's a local contribution that's made by the county. And not only that, it's so successful that this public/private partnership also works with Walgreens to do collective purchasing on pharmaceuticals so that they can bring the costs down. Kane County is one of the most dynamic growing areas in the State. Forty-two percent of the State's population is in the suburbs. And then demographics are diverse and the need is growing for this public health infrastructure. There's nothing that precludes this pilot project from having citizens of Kane County contribute toward it. There's nothing conversely that prohibits people from DuPage County, for Access DuPage, to ask us to support that program the way we support Access to Care for suburban Cook County. We are poised to have federal dollars coming in from the Hospital Assessment Program that can precisely pay for something like this project, because this program, in the end, will keep people out of emergency rooms. And if we are keeping people out of emergency rooms through programs such as this one, then we are helping to fight the fight successfully on

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

cost containment for health care by having proactive primary health care in our fastest growing areas. And that's why, even though Kane County, you need a passport to get there from Evanston, I'm going to vote for this bill and I think you should too. Thank you very much.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. I -- I rise in strong support of Senator Holmes' bill and just wanted to briefly and softly and kindly defend our Governor. You know, he was elected. He's a great Governor. Hate Leader Watson left, because he seemed to want to just beat Rod up over everything and this is not the Governor's bill. This is Senator Holmes' bill. It's about health care and -- and it's a great bill and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes, to close.

SENATOR HOLMES:

Wow! Who thought we'd get here. I do want to say, I do welcome the debate. I also want to thank my colleagues, particularly Senator Schoenberg, for bringing up -- I mean, his years of experience as an advocate for -- for health care for people in Illinois is -- has certainly been a benefit. What I would like to ask for is an Aye vote. This is a pilot program. This is needed in Kane County due to Stroger no longer doing specialty care for our residents. So, please, I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 732 pass. Those in favor

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 39 Ayes, 15 Nays, 1 voting Present. House Bill 732, having received the required constitutional majority, is declared passed. House Bill 734. Senator Forby. Out of the record. House Bill 735. Senator Wilhelmi. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 735.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi.

SENATOR WILHELMI:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 735 is a land conveyance bill that requires two hundred acres of Department of Correction property at Stateville Prison to be declared surplus property and to be sold pursuant to the State Property Control Act. The moneys received from the sale are to be deposited into the Road Fund and shall be used to pay for the costs of improving the single worst traffic intersection in northern Will County and that is Weber Road and I-55. This is a unique approach to fixing a road problem, but this interchange is uniquely dangerous to thousands of drivers in Will County and throughout the region. Let me share some brief statistics with you, please. A hundred and seven thousand vehicles travel I-55 each day south of this interchange. Approximately a hundred and thirty-three thousand vehicles travel I-55 each day north of the intersection. On Weber Road, thirty-

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

one thousand seven hundred vehicles travel north of the -- of the interchange and thirty-one thousand vehicles travel each day south of the interchange. Most importantly, this interchange has been ranked one of the top ten most dangerous interchanges in the State and there's a second interchange just south, less than a mile south, which is Normantown and Weber Road, which is also one of the top ten most dangerous intersections in the State of Illinois. Ladies and Gentlemen, this sale will occur pursuant to the State Property Control Act. The Director of the Department of Central Management Services will receive an annual report showing -- a -- an Annual Real Property -- real -- Utilization Report identifying this as surplus property. Then there are certain procedures that will be in place to make sure this is done right. Appraisals will take place and other agencies and municipalities will have the option of buying this property at the fair market value based on those appraisals. And the Administrator, or the Director, can at any time decide that this property should be sold pursuant to a public auction to make sure we're maximizing the money and also to be put to use in this particular way if the Director feels it's important enough to do so. And I believe it is. In closing, Ladies and Gentlemen, I want to make sure you know this is a regional issue. This is not just a Will County issue. This issue affects people in Will, Cook, DuPage and Grundy counties. It affects hundreds of thousands of motorists each day and it is one of the most dangerous intersections in the State. I ask for your support along with -- just so you know, the support of every mayor in this region has been put on this bill: Mayor Claar from Bolingbrook, Mayor Dewald from Romeoville, Mayor Churnovic from

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Crest Hill, Mayor Schultz from Joliet, Mayor Waldorf from Plainfield, Mayor Pradel from Naperville. Every mayor in this area, Ladies and Gentlemen, is supportive of this unique approach for this uniquely dangerous intersection. This will save lives. This will make motorists safe and this will allow us to make sure we're traveling safely with our kids and that our businesses can get their goods and product where they need to go in a safe manner. I'll be happy to answer any questions and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. This is a dangerous approach, I think. Selling the property is a good idea. Surplus property ought to be sold and it ought to be sold in the right way. Put it in the Road Fund is not a bad idea. We need additional money for infrastructure. Repairing the intersection, the interchange you're talking about, is not a bad idea. Ought to be done. I agree with that wholeheartedly. But, you know, what? We need a capital program in the State of Illinois. We need a capital program bad. And every one of our districts has projects that are unique to our area where we need to have 'em fixed. We need 'em taken care of before we have to spend additional money. One of the problems that we have is the needs grow and grow and grow until the program becomes so big that we can't do anything about it because it becomes too big. Now, you're going to take money and you're going to specify that it's used for just this. But let me tell you what, the money that was used to buy that property for Corrections was not just Will County money. It was

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the State of Illinois money. So it ought to be put in the Road Fund and it ought to be used for the -- collectively as the Department sees the need to use that money. Now, I understand why the mayors would sign onto this. This is a major project and -- and a major concern for your area that needs to be fixed. But by the same token, we should not overlook the whole State of Illinois while we're doing that. We need a capital program and that's what we ought to be focusing on. Whenever you do this -- so the next time that we sell surplus property in Peoria County or in -- down in, you know, Rock Island County or somewhere that -- where you need to have something fixed over there in the -- in the Quad Cities, or we need to have something fixed over in East St. Louis or over the bridge over the Mississippi River, are we going to sell surplus property in that area just for that project? The other thing, I doubt that you even know how much that project's going to cost for that interchange or whether this would even be enough money to fix that interchange. So, let's do it the right way. Let's have the Department put together the program and let's approve it through the General Assembly like we should and let's put together a -- a -- a road program or a capital program. And people have asked, are you willing to step up to the line and -- and raise revenues to get that done? Yes, I am. But let's put together a program that's fair for all of us so that we can take care of all the needs in the State of Illinois. I urge a No vote on this bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. Both of our colleagues said it

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

very well here. I rise in support of the bill, and as much as I agree with Senator Risinger, I'm going to vote for this bill because it is badly needed. I commend -- I -- you know, an excellent presentation by Senator Wilhelmi and our colleague, Brent Hassert, Representative Hassert, from the House. This is an incredibly unique interchange in a fast-growing area of Illinois. It affects, as A.J. said, so many communities, including the two rapidly {sic} communities in my district, Naperville and Bolingbrook, which are not only among the fastest growing cities in Illinois, but in the nation. This has a major impact on traffic up and down I-55 and there is a unique -- and while I agree with Senator Risinger very much that the State needs a major capital bill, we've got a unique situation here with Department of Corrections property that Senator Wilhelmi and Representative Hassert have outlined. It's a unique situation. It's a one-time situation. But it is something that badly, badly needs to be done. We all pass this intersection from northeastern Illinois on our way to Springfield, and all you got to do is look at it and realize that it's only a -- not only a safety problem, but it is one of commerce and moving all of the trucks that come from all of those warehouses. And when my wife and children are at this intersection in a minivan, I clearly think of their safety with all the commercial traffic that's there. And I commend Senator Wilhelmi and, again, Representative Hassert for taking a lead on this very, very unique transportation project in the State of Illinois. And I look forward to working with all of you on a major capital bill, like Senator Risinger pointed out. But this is badly needed and I urge an Aye vote.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. Will the sponsor yield? Senator Wilhelmi, I see in -- in my analysis, this is two hundred acres the Department of Corrections own. Is that right?

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi.

SENATOR WILHELMI:

Yes, Senator Jones, two hundred acres, Stateville property that is far west from the prison itself.

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

So why did the Department of Corrections purchase this two hundred acres to begin with? Was it to build another prison on or expand the one that's there or -- you know, whatever facility may be there?

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi.

SENATOR WILHELMI:

Senator Jones, this prison is quite old, as you probably know. This property was purchased back, I believe, in the forties and it was a working farm for many years. It still is a working farm. And there -- back then, the thought was that prisons needed to have a buffer in case of escapes. There's a huge amount of property. It's over a thousand acres that surrounds Stateville. That's why the Department of Corrections is supportive of declaring this property surplus. It's being

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

farmed now in one of the most economically advantageous areas of northern Will County. The Weber Road corridor is a incredibly popular place to set up retail and commercial and light industrial, the manufacturing, as well as the transportation that Senator Dillard talked about. This property is extremely valuable. It's not needed for the working farm operation and it's not needed for the buffer. And that's why they're supportive of -- surplussing this property.

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Is there anything in your legislation that sets a -- a -- a price on this? I mean, you -- you talk about it could go to auction or, you know, I guess some individual could just come along and make an offer. Is there -- is there a price that you're -- you're at and hopefully you get more than that, or...?

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi.

SENATOR WILHELMI:

Senator, two -- two responses on that: Number one, based on comparables, we're pretty confident that this sale will generate anywhere from twenty to thirty-five million dollars, because again, this is very, very popular and lucrative property; number two, the statute that will be followed in this is the State Property Control Act, and whenever property is worth more than five thousand dollars, three appraisals must be done and then the average appraisal -- the average of those three appraisals sets the fair market value. So that's how the fair market value is determined. But at the end of the day, this is sold by way of a

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

public auction. So in two, three, four years, this might generate fifty million dollars as a sales price.

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. To -- to the bill: You know, I -
- I understand what Senator Wilhelmi's trying to do. I have a
prison site in my district that -- you know, I -- I know I'm not
supposed to say anything about the present Governor, but he
pulled the rug out from under us. You know, we was going to
build a new prison there. In fact, the footings and all was put
in and then -- then the Governor pulled the rug out and so there
we sit with a -- a piece of property that's absolutely been
ruined. But you know, we can't get the -- the administration to
either sell the property or give it back to the city that
purchased the property and gave it to the State of Illinois. The
State didn't even purchase it; they actually gave it to the State
of Illinois. But I -- I see a problem with this as -- as kind of
the -- the same avenue that Senator Risinger was speaking about.
You -- you know, there's projects all over this State that needs
to be done and I -- I know the project you're talking about, the
interchange, is probably desperately needed. I have an
interchange that's desperately needed. In fact, I've got two or
three or 'em that needs -- needs to be built or repaired. But
not everybody has a -- a couple hundred acres sitting in their
district that the State of Illinois owns that they could sell to
finance it. So, I think if we're going to sell a piece of
property like this, it should be put in -- put back into the Road
Fund. And we have capable people in the Department of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Transportation that can make the decisions on which projects are -- have a -- high priority and -- and -- and address those. I commend you on what you're trying to do for your district, but I -- at the present time, I can't vote for it. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Senator Viverito.

SENATOR VIVERITO:

Thank -- thank you, Mr. President. I'd like, very much, to say how much I appreciate what Senator Wilhelmi is doing here this afternoon. This is rather a little bit of a personal matter as well. But I want to commend him on the efforts of bringing different departments together in addressing this very, very dangerous intersection. Obviously, back in January, I had a nephew, my grandnephew, who was twenty-five years old, just had finished his apprenticeship as an electrical worker with 134, was going to do some work for his grandmother. At five o'clock in the morning, at I-55 and Weber Road, he was killed. And I can tell you this, that same day there were -- there were two or three other accidents that occurred. And this intersection is, with obvious reasons, deep concern to a great many people. It has a great senior citizen complex just south of 55 on Weber Road. There are hundreds and thousands of senior citizens in this particular area. It goes -- it -- it -- it narrows down into an intersection that, believe me, he was killed instantaneously, twenty-five years old. And I can tell you from my heart, I've never seen a more worthwhile project than what Senator Wilhelmi is doing for all of us in the State of Illinois. Don't just address his district. This is a statewide problem that has not been addressed and the growth in that area is

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

obvious to anyone out in the -- Bolingbrook, Will County. And believe me, this is something that has to be done and I hope that all of you will give it your consideration in voting Yes on this issue. Thank you very much.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sieben.

SENATOR SIEBEN:

Well, thank you very much, Mr. President. I reluctantly rise in opposition to the gentleman's legislation. I think we've established, through the previous speakers, that there's a critical need at this intersection and a great public safety need that needs to be met. In my view, if we had not been raiding the road funds for the last four years, there probably would be enough money in the transportation fund to take care of this project. So that's part of my opposition. Secondly, I represent Dixon Correctional Center. And in my view, if Corrections has property they deem to be surplus or in excess that can be sold and generate money for capital projects, that money ought to be used within the Department of Corrections. Dixon is an old prison. It used to be a mental health center and it's very deficient in a lot of safety aspects. So if Corrections is now determining that they no longer need the amount of acreage around a prison to provide a buffer and they're going to sell it off in Will County or maybe in Lee County, or wherever, that the -- the appropriate use of these funds ought to go to meet the capital needs in the Corrections system. And we have great needs -- great capital needs in Corrections. So, for those two reasons, I would also rise in opposition to this. I believe what we're doing here today, important to Senator's district and serves a

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

public need, but, however, sometimes these unique situations have the potential to create a very dangerous precedent in the use, or misuse, of State funds. For those reasons, I urge a No vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Jacobs.

SENATOR JACOBS:

I rise in strong support of the Senator's bill. I would like people to know that I have a hundred-and-forty-five-million-dollar brand-new prison in my community that hasn't been opened up for many years. If anyone is interested in buying that prison, we would love to sell it, take that money and turn it into a university. So I'm in strong support of the Senator's bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. There's no question this is a -- a unique approach, but I think that it's warranted given the magnitude of the problem that's been described by a number of Members at this particular intersection. This is going to affect millions and millions of people. And if we can't get ourselves in a position to think creatively about difficult solutions that we -- we can't find a solution going through normal channels, I don't know why we're here. So, I would urge us to go ahead and vote for this. If other people have similar situations within their district and they can come up with a creative solution, they have the opportunity to bring it before this Body. And I think that we would give it a fair hearing, just as we are in this case, and we would any time a Member has a situation within

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

their district that we can solve. So I would urge a Yes vote on this.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. I'm -- I'm so pleased to hear Senator Radogno sounding like a Democrat today, because she's absolutely right. We will support any Senator that comes up with a creative way to solve a problem here in the State of Illinois. This is an excellent piece of legislation. Seems like the people who are against it, again, have a problem with Governor Blagojevich, and instead of taking it to him, they want to punish this young outstanding Senator. I do want to point out that this bill came out of the House 115 to nothing. 115 to nothing. And guess what? The State Representatives who passed this bill in the House were all Republicans, all Republicans - Hassert, Cross, Kosel - fine Republicans. They do exist. Fine Republicans, with brains. They came up with a creative idea, a way to solve a problem. What happens if we don't get a capital program? Then this dangerous intersection doesn't get done. And this is not just for Senator Wilhelmi's district. Many of us pass Weber Road to and from Chicago, coming to Springfield. I have friends who live off Weber Road. It is a very dangerous intersection. If my friend, Senator Sieben, has some surplus property around Dixon, he can bring it forward. We will listen to it. If any Senator has some surplus property somewhere you want -- like Senator Radogno said, like a good Democrat, like a good Republican, we'll listen to all proposals. I urge -- there should be fifty-nine Yes votes for Senator Wilhelmi today on this measure.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Wilhelmi, to close.

SENATOR WILHELMI:

Thank you, Mr. President. And -- and I appreciate all the comments and concerns about this bill. I think the bottom line is, it is a unique solution, but it is also a uniquely dangerous intersection. I want to close also by saying thank you to State Representative and Minority Leader Brent Hassert, who's with me today. This was his idea and I'm happy to pick it up in the Senate. And I will tell you what, what Senator Radogno says, nails it. We need to think creatively. We need to find solutions and I welcome all of you to bring those kinds of solutions to this Body, and I urge a -- an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 735 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 51 Ayes, 6 Nays, none voting Present. House Bill 735, having received the required constitutional majority, is declared passed. Senator Althoff, for what purpose do you rise?

SENATOR ALTHOFF:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR ALTHOFF:

Thank you. I have a very special guest with me this afternoon. I have Bill Linardos, who is the President of the Illinois Restaurateurs {sic} (Restaurant) Association, and

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

happens to own and operate one of the finest restaurants in McHenry County. Like to give him a warm welcome. And with him is the Director of Communications, Andrew Ariens.

PRESIDING OFFICER: (SENATOR LINK)

...our guests rise and be welcomed to the Illinois Senate. Senator Kotowski, for what purpose do you rise?

SENATOR KOTOWSKI:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR KOTOWSKI:

Mr. President, I'm joined here today by a group of gentlemen and ladies who have provided a tremendous amount of service to our country. I have with -- with us today -- they've traveled down to Springfield from far and wide in order to advocate for issues of concern to veterans. These are great individuals who've served our country and I think we owe it to them to not only give them a great round of applause, but to do whatever we can to serve them in the way in which they have served our country. I'd like to recognize and acknowledge the members of the Northwest Suburban Veterans Advisory Council, who are here today for a Veterans Lobby Day.

PRESIDING OFFICER: (SENATOR LINK)

Will our guests rise and the Senate welcome them to Springfield? House Bill 736. Senator Koehler. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 736.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. House Bill 736 mandates that the Illinois Commerce Commission shall ensure transparency and public participation at each regular and special meeting that is open to the public. This would further allow the public to make comments and to ask questions of the Commission, and that, through a telephone or website, the ICC would establish an avenue for comment that shall be collected by staff and reported to the Commission. I know of no opposition and I would appreciate your Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 736 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 736, having received the required constitutional majority, is declared passed. House Bill 742. Senator Frerichs. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 742.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Thank you, Mr. President. House Bill 742 expands whistleblower protections to educational employees and local governments. It prohibits retaliation against employees who disclose information to a court, administrative hearing, or any other proceeding. And this preempts home rule. I would ask a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hultgren.

SENATOR HULTGREN:

Thank you, Mr. President. To the bill: Quickly, just wanted to say this did pass through the Labor Committee. It was supported unanimously. I'd encourage Members on our side to support this as well. Thank you very much.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 742 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 742, having received the required constitutional majority, is declared passed. Senator Kotowski, for what purpose do you rise?

SENATOR KOTOWSKI:

Thank you, Mr. President. I want to be acknowledged as voting Aye on the last bill.

PRESIDING OFFICER: (SENATOR LINK)

Your -- record will so reflect your intention. Senator Holmes, for what purpose do you rise?

SENATOR HOLMES:

Thank you, Mr. President. Me, too. I will be a Yes on that

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

last one.

PRESIDING OFFICER: (SENATOR LINK)

The record will reflect your intention. House Bill 744.
Senator Harmon. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 744.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 744 is an initiative of the Illinois Bankers Association. It consolidates three bills that passed the Senate unanimously in the last General Assembly but were not considered in the House. The three provisions regard emergency -- banking, electronic consumer notices, and affiliated {sic} transactions. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. As Mr. -- or, Senator Harmon said, it -- it's kind of an ominous {sic} bill that passed unanimously. It's come back before us and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 744 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Nays, none voting Present. House Bill 744, having received the required constitutional majority, is declared passed. House Bill 759. Senator Garrett. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 759.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank you, Mr. President. House Bill -- 759, which is subject to appropriation, creates the Condominium Advisory Council Act. The Council will be made up of seven members, four of whom will be appointed by the General Assembly and three by the Governor's Office. And the point of this is to identify issues facing condominium owners, owners' associations and others interested -- other interested persons as they pertain to condominiums. The proponent is the Association of Condominium Homeowners. The opponent is the Chicago Bar Association. And it is subject to a small appropriation. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will.

SENATOR BURZYNSKI:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Thank you, sir. Senator, what -- what has precipitated the need for this particular piece of legislation?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

I appreciate that question. In my district, especially in Cook County, whenever I have town hall meetings, we are deluged by condominium owners who have an incredible number of questions, feel that they're -- the condominium law is too complex and difficult for them to understand exactly what their rights are. Sometimes we get letters and then we have special meetings just with condominium owners. And I looked into this and -- and another state, Florida, that also has a large amount of condominiums actually has an ombudsman to deal with these kinds of issues. And as we see more and more condominium sales and -- and -- member -- people moving into condominiums, these kinds of issues and problems are going to increase. So the point of doing this is to be able to help these -- these owners resolve some of their issues and problems.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. And -- and thank you for that answer. I -- I guess my question is: You know, we have a lot of legislation that comes through here relative to condominiums, condominium associations. And the current law already provides for condominium associations to try and -- my understanding, to try and -- and protect the interest of the owners and -- and the people that are involved. And will this really make it better?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Will this make it better, and how much is the appropriation that you're talking about?

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Senator -- Schoenberg said the appropriation is one billion dollars, but it's not. It's negligible. It's, you know, the cost of traveling or whatever. But the reason why I believe this is important, Senator, is because the condominium associations not always have the best interest of the condominium owners. And I hate to say that, but it is true. And even more difficult is the way the laws are written. If you're not a condominium lawyer and are a specialist in the field, it's almost impossible to understand. So I think we have nothing to lose by addressing this issue at this level. And I think we ought to do it and, you know, I just don't see any reason -- I -- I just don't see any reason why we wouldn't go forward with this.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. To the bill, Mr. President: Just -- just briefly, I did vote for the -- for the bill in committee, I believe. And -- and I've had a chance to review it, review its needs, and perhaps review what we already do here on the State level relative to condominium associations and the type of legislation that we pass. And I'm concerned on a couple of levels. I see this perhaps as another layer that might even make it more difficult in some ways for owners to -- to get the kind of services that they need. But also I'm concerned about the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

possibility of -- of an appropriation. Subject to appropriation, I believe the sponsor said, of a million dollars. I don't think that's in anyone's budget and I'm not sure if that's in the bill itself. But certainly it is -- does create some concern on my part. I just want to make sure that the Members are aware of that and I intend to change my vote here on the Floor. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett, to close.

SENATOR GARRETT:

Let me clarify, Senator, the appropriation is not a million dollars. I was kidding when I said that. It's negligible. And really what we're doing is setting up a panel to look at this. This panel is not a permanent panel. They are going to look at the issues. They will make recommendations. That's the way we do it here in Springfield before we move onto something permanent. I would ask every Member to vote Yes.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 759 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. House Bill 759, having received the required constitutional majority, is declared passed. House Bill 792. Senator Cronin. Senator Cronin. Out of the record. House Bill 802. Senator Frerichs. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 802.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you very much, Mr. President. House Bill 802 provides that if a contract exists between a fire protection district and a separate fire department entity transferring the control of firefighting assets to the entity and the entity is dissolved, ownership of the assets reverts back to the original fire protection district. This legislation is entirely permissive and it deals only with cases where the transfer of assets is not already explicitly provided for in the contract.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

To the bill: Actually, what I'd like the Body to know is this came out of committee unanimously. It's an excellent bill, a little complicated, but good piece of legislation.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 802 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 802, having received the required constitutional majority, is declared passed. House Bill 804. Senator Wilhelmi. Out of the record. House Bill 808. Senator Koehler. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

House Bill 808.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. House Bill 808 amends the Assisted Living and Shared Housing Act to require that all employees who are subject to Health Care Worker Background Checks {sic} (Check) Act to meet the requirements of that Act as a condition of the issuance of a new or renewed license for that facility. Before it was only for direct care staff and this just broadens it to mean all the staff. I know no opposition. I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 808 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 808, having received the required constitutional majority, is declared passed. House Bill 809. Senator Delgado. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 809.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Delgado.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR DELGADO:

Thank you, Mr. President, Members of the Senate. House Bill 809 requires the case coordination units under the Illinois Department on Aging to have responsibility to prescreen individuals with Alzheimer's Disease or related disorders, blindness or other disabilities when a discharge from a hospital to a skilled nursing facility is pending to determine whether the patient can be satisfactorily cared for with home and community-based support services. The bill also requires hospitals to notify the case coordination units at least twenty-four hours prior to discharge of a patient to a skilled nursing facility. And I'm available for questions.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 809 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 809, having received the required constitutional majority, is declared passed. House Bill 811. Senator DeLeo. Senator DeLeo. Out of the record. House Bill 816. Senator Demuzio. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 816.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Yes. Thank you, Mr. President. House Bill 816 amends the Children with Disabilities Article of the School Code in respect to the transfer of parental rights to a special education-eligible student when that student reaches the age of eighteen. It also retains the -- the intent of -- with special education-eligible -- -eligible students in regards to the child's parents under the Citizens {sic} with Disabilities Act and the transfer of that rights to a child. Senate Bill 396, which passed out of the Senate, this bill is identical to that bill.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 816 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 816, having received the required constitutional majority, is declared passed. Senator Raoul, for what purpose do you rise?

SENATOR RAOUL:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR RAOUL:

I have here with me two special guests from the City of Chicago, our City Treasurer, a -- a old high-school friend of mine, Stephanie Neely, as well as the Chairman of the Board of the CTA, Carole Brown. Will you give 'em a warm welcome?

PRESIDING OFFICER: (SENATOR LINK)

Will the Senate please welcome our guests to Springfield?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Raoul, I can't believe she's an old high-school classmate of yours. She's much younger than you. House Bill 817. Senator Demuzio. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 817.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Before we can continue, can we please have some quiet in the Chamber? Can we keep the conversations down in the Chamber so we can hear the bill that we're being presented? Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank -- yes, thank you, Mr. President. House Bill 817 also amends the Children with Disabilities Article of the School Code, and this is in regard to the age of eligibility for special education. It specifies that an eligible student may receive special education services through the day before his or her twenty-second birthday. This bill is identical to Senate Bill 397, which passed the Senate 53 to 0. Also under current law, State law, "children with disabilities" means children between the ages of three and twenty-one who are determined, through certain procedures, to need special education services.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 817 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 817, having received the required

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

constitutional majority, is declared passed. Senator Delgado, for what purpose do you rise?

SENATOR DELGADO:

Thank you, Mr. President and Members of the Senate. I'm very proud to announce that we have a great visitor on the Floor this afternoon - a good friend of mine, my mentor, my great State Senator, now City Clerk of the City of Chicago, Miguel del Valle. Welcome.

PRESIDING OFFICER: (SENATOR LINK)

Welcome back to the Senate, Mr. Clerk. Now -- now, will the City Clerk please keep the noise down in the Chamber, please? Thank you. House Bill 819. Senator Harmon. Madam Secretary, would you please read the bill?

SECRETARY SHIPLEY:

House Bill 819.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 819 is identical to Senate Bill 376, which passed the Senate unanimously. It is an initiative of the Metropolitan Water Reclamation District and provides for the elimination of phosphorus from cleaning agents. As presented to the Senate, it is an agreed bill. We worked on it with industry over the summer. I'm not aware of any opposition and I would ask for your Aye votes.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Is there any discussion? Seeing none, the question is, shall House Bill 819 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 819, having received the required constitutional majority, is declared passed. House Bill 820. Senator Althoff. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 820.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Thank you, Mr. President. House Bill 820 is an agreed-to bill with the Department of Labor and the carnival and amusement industry. The bill provides a definition for "carnival worker" to mean a person who is physically operating an amusement ride or attraction while the carnival is open to the public and is not a volunteer. The bill also requires carnival owners and operators to conduct a background check on all carnival workers and prohibits the owners from employing any person who has been convicted for any sex crime, is a registered sex offender, or has been convicted of any type of homicide as is set forth in Article 9 of the Criminal Code of 1961. The bill also provides for penalties for -- knowingly violating the Act. Workers under the age of seventeen are exempt. And the bill also requires the owners and operators of carnivals to have some type of random

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

drug-testing policy in place. The bill only applies to carnival workers who are employed. This does not apply to anyone who is a volunteer. And it only applies to individuals who operate the amusement attraction or amusement ride as defined in the Carnival and Amusement Rides Safety Act, which is basically something that is run by -- with an engine. Be happy to answer any questions. Otherwise, I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

Just a quick question of the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will yield.

SENATOR HOLMES:

And I'm sorry if you did say this when you began. I missed the beginning of your -- is Six Flags exempt from this?

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Six Flags is not exempt. However, the objection that Six Flags had requested has been taken out of this proposal, this legislation, which was significant loss of license after so many violations. That is not in this legislation.

PRESIDING OFFICER: (SENATOR LINK)

Senator Holmes.

SENATOR HOLMES:

That -- that was it. I will support this bill. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Senator Jacobs.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR JACOBS:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

Indicates she will yield.

SENATOR JACOBS:

Senator, have -- have we had a problem in Illinois with carnival workers?

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Yes, we have. There have been several examples of problems with the actual workers at carnival events.

PRESIDING OFFICER: (SENATOR LINK)

Senator Jacobs.

SENATOR JACOBS:

I think I understand what you're attempting to do, but I -- I have to tell you, I'm very nervous about declaring one group of people problematic. I don't know why we don't spread this to every worker in Illinois. Why -- why just carnival workers?

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Actually the legislation deals only with amending the Carnival and Amusement Rides Safety Act, and so it obviously would be specific to those individual employees as it is. There is existing legislation that does address other type of employment and employees.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sieben.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR SIEBEN:

Thank you very much, Mr. President. I rise in support of the legislation. If you're following the analysis here, you'll notice that I voted against the legislation in committee, but have been able to work with the sponsor on the amendment that was added into the bill that took out the objections referred to by previous speakers and also by those type of operators that put on weekend festivals for business or communities that aren't really the full-blown carnival-type things. So, I think the legislation is in good shape. Sponsor's done an excellent job and I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff, to close.

SENATOR ALTHOFF:

I would urge an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 820 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, 1 Nay, none voting Present. House Bill 820, having received the required constitutional majority, is declared passed. House Bill 822. Senator Harmon. Out of the record. House Bill 824. Senator Harmon. Out of the record. House Bill 825. Senator Clayborne. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 825.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President. House Bill 825 requires the ICC to conduct an audit of each electric utility to determine whether or not the respective utility has adequate in-house staffing to maintain quality reliability. It prescribes the criteria by which the ICC shall make the assessment and orders the ICC to use aggregate data acquired during this process to set benchmarks for staffing levels by each classification of worker and each employee training for a classification.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. Just to make those on this side of the aisle aware, this passed out of the Energy and Environment Committee with a unanimous vote and we urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 825 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 825, having received the required constitutional majority, is declared passed. House Bill 828. Senator Frerichs. Out of the record. House Bill 840. Senator Millner. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 840.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Millner.

SENATOR MILLNER:

Thank you, Mr. President. This amends the Water Commission Act of 1985 by providing that the territory of a water commission shall not include territory within a municipality that constructs and operates its own water system. It's on behalf of the City of West Chicago. And since 1986, they've spent twelve million dollars on a sales tax; the last year, over seven hundred and fifty thousand dollars. They've never used the water from the water commission, nor do they ever plan to. They already spent two million in engineering fees and they borrowed thirty million dollars for their own water treatment plant. And I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 840 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 840, having received the required constitutional majority, is declared passed. With leave of the Body, we'll come back to House Bill 841. House Bill 845. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 845.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill, quite simply, raises the -- the penalty for involuntary manslaughter of a police officer or reckless homicide of a police officer in the line of duty from a Class 3 to a Class 2 felony.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 845 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 845, having received the required constitutional majority, is declared passed. House Bill 855. Senator Delgado. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 855.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Delgado.

SENATOR DELGADO:

Thank you, Mr. President, Members of the Senate. House Bill 855 amends the Unified Code of Corrections. Provides that when a parole or mandatory supervised release is not revoked for violations of conditions of parole or mandatory supervised release, the period of tolling of the term of parole or mandatory

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

supervised release shall be credited to the term, unless a community-based sanction is imposed as an alternative to revocation and reincarceration, including a diversion established by the Illinois Department of Corrections Parole Services Unit prior to the holding of a preliminary parole revocation hearing. Provides that parolees who are diverted to a community-based sanction shall serve the entire term of parole or -- mandatory supervised relief -- release, if otherwise appropriate. It would be effective immediately and I would ask to join me with your Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 855 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 855, having received the required constitutional majority, is declared passed. House Bill 857. Senator Raoul. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 857.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Raoul.

SENATOR RAOUL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 857 is identical to the amended version of Senate Bill 1380, which passed the Senate by a vote of -- by --

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

with 55 votes. It deletes requirements of the State Universities Article of the Pension -- Pension Code that -- that a report quantify the reduction in State contributions to the Retirement System as a result of offering a self-managed plan. It brings language concerning emerging investment managers to conform with other Sections of the Pension Code, and authorizes the Comptroller to pay employees through electronic fund transfers. I know of no known opposition.

PRESIDING OFFICER: (SENATOR LINK)

Senator Brady.

SENATOR BRADY:

Thank you, Mr. President. I stand in support of the gentleman's piece of legislation.

PRESIDING OFFICER: (SENATOR LINK)

Senator Lauzen.

SENATOR LAUZEN:

A question for the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

He indicates he will yield.

SENATOR LAUZEN:

Does this have -- does this legislation have any effect on the unfunded liability of the State University Retirement System?

PRESIDING OFFICER: (SENATOR LINK)

Senator Raoul.

SENATOR RAOUL:

No.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 857 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 857, having received the required constitutional majority, is declared passed. House Bill 876. Senator Noland. Out of the record. House Bill 892. Senator Garrett. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 892.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank you, Mr. President. House Bill 892 adds the operable heating and air-conditioning equipment in certain areas to the list of minimum requirements the Department of Public Health must regulate for facilities under the Nursing Home Care Act. It also requires that DPH submit a report to the General Assembly concerning -- in -- July 1, 2008, concerning the impact of this legislation.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 892 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 892, having received the required constitutional majority, is declared passed. House Bill 894. Senator Haine. Mr. Secretary, please read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

ACTING SECRETARY KAISER:

House Bill 894.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This House bill is similar to the bill that Senator Clayborne passed out of here last month. It repeals the reciprocity clause that was in the Consumer {sic} (Customer) Choice and Rate Relief Law of '97, which had the effect of limiting competition to our present power suppliers, Ameren and ComEd. This allows other out-of-state brokers and sellers to come into Illinois more freely, opens up the system to -- competition as long as they're licensed and thoroughly reviewed according to Senator Harmon's bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. This bill passed out of Energy and Environment unanimously. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 894 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 894, having received the required constitutional majority, is declared passed. House Bill

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

895. Senator Martinez. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 895.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. House Bill 895 creates the Green Cleaning School Act, which requires all elementary and secondary public and nonpublic schools to establish a green cleaning policy and exclusively purchase and use environmentally sensitive cleaning products no later than ninety days after implementation of the guidelines and specifications established by this Act. The bill also allows the schools to deplete its existing cleaning and maintenance supply stocks and implement the new cleaning requirements in the -- the procurement cycle for the following school year. The bill also states that if adopting a green cleaning policy is not economically feasible, the school must provide annual written notification to the Illinois Green Government Coordinating Council. This Act only applies to public and nonpublic elementary and secondary schools with fifty or more students. I would be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. Will the sponsor yield for a question?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will.

SENATOR BURZYNSKI:

Thank you. Senator, I think you answered my question in your last comment. This bill not only applies to public schools, but also to private entities, private schools?

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

It applies to public and nonpublic elementary and secondary schools with fifty or more students.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Very good. I just wanted to make sure that everyone knew that it does apply to private institutions and to parochial schools. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 895 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have -- have all voted who wish? Take the record. On that question, there are 52 Ayes, 5 Nays, none voting Present. House Bill 895, having received the required constitutional majority, is declared passed. House Bill 900. Senator Murphy. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 900.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Murphy.

SENATOR MURPHY:

Thank you, Mr. President. House Bill 900 amends the Unified Code of Corrections. Provides that the court may - I stress "may" - impose an extended term sentence upon an offender who has been convicted of first degree murder when the offender has previously been convicted of domestic battery or aggravated domestic battery committed against the murdered individual or has previously been convicted of a violation of an order of protection in which the murdered individual was the protected person. The proponents in support of this are the Illinois Coalition Against Domestic Violence, the Illinois Department of Human Services. I'm aware of no opponents to the bill. Passed out of the House - I'm not sure if I want to say this today - but it did pass out of the House 111 to nothing. And I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This is nothing more than an incumbent protection bill.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 900 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 900, having received the required constitutional majority, is declared

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

passed. House Bill 903. Senator Martinez. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 903.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you. House Bill 903 creates the Ovarian Cancer Awareness Fund. Provides for the issuance of Ovarian Cancer Awareness license plates. The bill holds that in addition to the appropriate registration fee, an applicant for the special plate shall be charged an original issuance fee of twenty-five dollars and a fee of twenty-five for each renewal. The bill provides that ten dollars additional original issuance fee and twenty-three of the renewal fee shall be deposited into the Ovarian Cancer Awareness Fund and that fifteen dollars of the original issuance fee and two dollars of the renewal fee shall be deposited into Secretary of State Special License Plate Fund. Subject to appropriation -- General Assembly and approved by the Secretary of State, the moneys in the Ovarian Cancer Awareness Fund shall be paid as grants to the Ovarian -- National Ovarian Cancer Coalition, Incorporated, for ovarian cancer research, education, screening, and treatment. Finally, the bill provides that the State Finance Act provision allowing the transfer of money from other funds into the General Revenue Fund does not apply to moneys deposited into the Ovarian Cancer Awareness Fund.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Is there any discussion? Seeing none, the question is, shall House Bill 903 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 903, having received the required constitutional majority, is declared passed. House Bill 909. Senator Althoff. Out of the record. House Bill 913. Senator Cullerton. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 913.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President, Members of the Senate. This is a very simple bill. And I'll tell you what it does and then give you a little background. The -- the bill extends the period of time for which a short-term guardian can be designated for a minor from a renewable term of sixty days and we change it to a year. Short-term guardianships is statutorily authorized temporary guardianship for a child. It kind of acts like a power of attorney. It is used where parents designate certain trusted family members to care for their children for a specific period of time. It can be used when the parents are hospitalized or away from home on work or military assignments or enrolled in treatment programs. And we have found that since we passed this in 1994, many families have used it, but it's proven to be a

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

little awkward to only have the period for sixty-day limitation because some of these assignments people might have, especially military, certainly extend past that. So, it simply changes it from sixty days to a hundred days. It's supported by the Bar Associations, AARP, numerous other organizations. There was original concern about the bill from an organization called SCOPE - South Cooperative Organization for Public Education. We put an amendment on that exempted -- took out the School Code from this bill. So as a result, there's no opposition. Be happy to answer any questions and ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 913 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 913, having received the required constitutional majority, is declared passed. Senator Martinez, for what purpose do you rise?

SENATOR MARTINEZ:

For a point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR MARTINEZ:

I would like all the Members of the Senate to help me welcome some young people from my district who are here visiting during the Charter School Day here at the Capitol. I would like to present the school, ASPIRA, who is right up here. Can you please rise and be welcomed by us?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Our guests in the gallery please rise and be welcomed to Springfield? With leave of the Body, we'll go back to 924 later. House Bill 937. Senator Meeks. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 937.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Meeks.

SENATOR MEEKS:

...you -- thank you so much, Mr. President and Ladies and Gentlemen of the Senate. House Bill 937 exempts a waste wood-burning electric generation facility located in a county with a population greater than three million. This is a bill that's designed to help the City of Robbins. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. I want to let everyone know that this came through Energy and Environment. It came through unanimously. The green group was opposed to the bill. I want to make people aware of that, but the committee thought that this was a -- a good bill and we ought to support it. And I commend the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 937 pass. Those in favor

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, 2 Nays, none voting Present. House Bill 937, having received the required constitutional majority, is declared passed. House Bill 938. Senator Peterson. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 938.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 938 removes the annual dollar amount on member insurer assessments made to cover the administrative cost of the Illinois Life and Health Insurance Guaranty Association and leaves the amount to the sound discretion of the Association, the board of directors. The assessments are paid by the member insurers and has no impact on State revenues. Ask for your support.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 938 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, 1 voting Present. House Bill 938, having received the required constitutional majority, is declared passed. House Bill 943. Senator Hunter. Mr. Secretary, please read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

ACTING SECRETARY KAISER:

House Bill 943.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hunter.

SENATOR HUNTER:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 948 {sic} amends the Mercury Fever Thermometer Prohibition Act, basically stating that after July 1st, 2008, no person shall sell/distribute certain mercury-added products in this State. And I know of no opposition and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 943 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 943, having received the required constitutional majority, is declared passed. House Bill 950. Senator Hendon. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 950.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Hendon.

SENATOR HENDON:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Thank you, Mr. President. This is simply an exemption off of the sales tax, an exemption for horse breeders and horse owners here in the State of Illinois. I appreciate Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any -- discussion? Seeing none, the question is, shall House Bill 950 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, no -- 1 Nay, 1 voting Present. House Bill 950, having received the required constitutional majority, is declared passed. House Bill 961. Senator Althoff. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 961.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Thank you, Mr. President. House Bill 961 is an exact duplicate of Senate Bill 612, which passed out of this Body unanimously. It provides that townships may administer a recycling program in the unincorporated areas of the township. Currently, townships are permitted to adopt rules, regulations and penalties relating to recycling programs, but are not authorized to administer a recycling program. This legislation takes care of that clarification.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

shall House Bill 961 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 961, having received the required constitutional majority, is declared passed. House Bill 962. Senator Koehler. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 962.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. This is brought to me by the Municipal League, and let me just state that this is the product of many hours of work by the Legislative Committee, which is composed of mayors, board members, clerks, treasurers, attorneys, and all the people that are involved in this. What House Bill 962 does is it amends the statute in the Municipal Code governing the filling of vacancies of municipal officers. Specifically, this legislation clarifies the procedure for an elected official resigning from office. It also clarifies when the vacancy begins. Other provisions of this legislation address the filling of a vacancy of a board member when a current board member does not approve of the nominations from the mayor. This -- legislation allows the mayor to make a temporary appointment to fill the vacancy after the sixtieth day of the vacancy so long as the mayor nominated a minimum of two persons

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

for the appointment. The temporary appointment must be made from those persons that were nominated but failed confirmation. And lastly, the legislation clarifies that a person does not have to live in the municipality for a year to be a municipal officer if that municipality is a newly incorporated one. This legislation has been part of the Illinois Municipal League's legislative agenda previously and this has no impact on Chicago. I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

To the bill: I rise in strong support of this legislation. Senator Koehler, you are being kind. This is an initiative that has been out there in excess of five years. I was doing it when I was mayor. So, I strongly urge the support of the Body for this legislation. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 962 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. House Bill 962, having received the required constitutional majority, is declared passed. House Bill 976. Senator Koehler. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 976.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. House Bill 976 adds two appointees to existing county boards for the cure and treatment of persons with developmental disabilities. Existing boards have three appointees. Under this legislation, they would now have five. All future boards created for the same purpose would also have five members. I know of no opposition. I would appreciate a Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. Will the sponsor yield for a quick question?

PRESIDING OFFICER: (SENATOR LINK)

Indicates he will.

SENATOR BURZYNSKI:

Thank you. Senator, I've not had a chance to -- to look at this very closely. What -- what is the -- what's the need for the bill?

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

My understanding is that the need is just to have few more people that represent the community in looking at this -- this whole area.

PRESIDING OFFICER: (SENATOR LINK)

Senator Koehler.

SENATOR KOEHLER:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

...me just -- let me just add to that, Senator, that this could help in terms of discussions amongst a couple of members with Open Meetings Act as well.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 976 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 976, having received the required constitutional majority, is declared passed. House Bill 977. Senator Sandoval. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 977.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sandoval.

SENATOR SANDOVAL:

Thank you, Mr. President. House Bill 977 is identical to Senate Bill 165, which I introduced, which passed the Senate Judiciary-Criminal Law Committee 7-0. This initiative is the initiative of the City of Chicago and it provides that for the offenses of criminal damage to property and criminal defacement of property, the State is not required to prove the property owner did not consent to the defendant's action. House Bill 977 provides that the owner's consent shall serve as an affirmative defense to both charges. I ask a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

shall House Bill -- 977 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 977, having received the required constitutional majority, is declared passed. Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Mr. President, I just wanted to point out that today was a historic day. That's the first time we had a Marty Sandoval bill with no discussion.

PRESIDING OFFICER: (SENATOR LINK)

House Bill 979. Senator Demuzio. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 979.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio. And can we please keep the noise down? I think it's coming out of the hallway or somewhere, but can we keep the noise down? If the guards can keep the noise in the hallways down somewhat. It is getting very loud in here. Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. House Bill 979 amends the Illinois Act on the -- on Aging. And what it does, it sets up an Older Rural Adults Task Force and it requires the Department {sic} (on) of Aging to identify the special needs and problems of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

older residents and evaluate the accuracy {sic} and accessibility of existing programs and information for older rural residents. Further, House Bill 979 creates the Older Rural Adults Task Force and -- to be made up of individuals appointed by each of the four Leaders of the General Assembly. Representatives from the Department on Aging, HFS, DHS, DPH, DCEO, the Rural Affairs Council, and the Illinois Housing Development Authority shall serve as nonvoting members on this Task Force. And further, the Task Force must report to the General Assembly by January 1st of 2009 and is dissolved upon the submission of this report. I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will.

SENATOR BURZYNSKI:

Senator, if we vote for this bill, will AARP discontinue delivering all those trinkets and spending all that money on all of those apples and everything that they do? Will they -- will they discontinue bringing those to our office if we vote for this? Please.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

Senator, I don't think that's possible.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

The question is, shall House Bill 979 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 976 {sic}, having received the required constitutional majority, is declared passed. House Bill 983. Senator Schoenberg. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 983.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Schoenberg.

SENATOR SCHOENBERG:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 983 emerged out of some unintended consequences. This impacts when the -- increase in property tax value of a TIF district is developed on a closed military installation, that that can be recovered when, in fact, the TIF is retired. To refresh your memories, the Economic Development Project Area Tax Increment Act that became law in 1995 made it possible to redevelop former military installations that were ultimately closed after several rounds of the federal BRAC decisions in the early and mid-1990s. At that time, the Act was passed to incentivize the redevelopment and reuse for both public and private sectors of any closed military installation. And it also authorized municipalities to use TIF instruments in any approved economic development project areas. Unfortunately, at

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the time, the new law inadvertently didn't include PTEL in the definition of recovered tax value, which would obviously provide for the recovery of any increased assessed valuation after that - - TIF district retired. This is a situation that has emerged with the former Glenview Naval Air Station in the Village of Glenview. There's no opposition to this and I'd urge your support.

PRESIDING OFFICER: (SENATOR LINK)

Senator Lauzen.

SENATOR LAUZEN:

Thank you, Mr. President. To the bill: It passed out of Senate Revenue Committee unanimously.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 983 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 983, having received the required constitutional majority, is declared passed. House Bill 984. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 984.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you, Mr. President. House Bill 984 removes a Section of the Children and Family Services Act which required the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Department to conduct a study in relation to the training of persons who are mandated reporters in reporting suspected child abuse or neglect. House Bill 984 will clean up the statute and assist the Department by removing a recurring audit finding. It was brought to me by DCFS. It passed unanimously. Would ask for support.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 984 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 984, having received the required constitutional majority, is declared passed. House Bill 987. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 987.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you, Mr. President. House Bill 987 creates the Wabash and Ohio Rivers Coordinating Council Act. It creates the Wabash and Ohio Rivers Coordinating Council. Sets forth its membership and terms of its members and the powers and duties of the Council. Currently, there are three large river watershed districts in the State, two of which are represented by such councils, the Mississippi and Illinois Rivers, and we would like

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

to see the Wabash and Ohio Rivers created as well. I would request a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR LINK)

He indicates he will.

SENATOR ALTHOFF:

Senator, I know that I had asked you this question in committee, but it's -- it's good enough to ask again on the Floor. Who actually is appointed to the commission?

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Who is appointed to the commission? ...top of my head, I don't remember that question in committee. What's that? It has thirteen voting members, including Lieutenant Governor, Directors of the following administrations: Department of Agriculture, Commerce and -- Economic Opportunity, Environmental Protection Agency, Natural Resources, and Transportation. An additional appointee shall be appointed by the Governor and represent soil and water conservation districts in the proximity of the rivers. Six more members are appointed by the Governor and represent local communities and not-for-profit organizations working to protect the rivers and their tributaries, businesses, agriculture, recreation, conservation, and the environment.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR ALTHOFF:

Is -- is there a reason that it is only appointments by the Governor, as opposed to having representation by some of the Legislators that represent those areas?

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Think the reason is, when these coordinating councils were created by statute by this Body, that's how they were set up and we're following the same line of appointments for the Mississippi and the Illinois River Councils.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff.

SENATOR ALTHOFF:

And again, we've heard some comments on this Floor today about thinking outside the box and coming up with new innovative ideas. I would strongly recommend that as we go forward, we allow the Legislators that represent those areas to have a voice and a say-so and some input into the body. Last question: Can you also tell me how this is funded if it needs moneys and how -- where those moneys come from?

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

It comes through the Lieutenant Governor's Office and they are picking it up, not requiring new moneys.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 987 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 987, having received the required constitutional majority, is declared passed. House Bill 991. Senator Millner. Out of the record. House Bill 1004. Senator Dahl. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1004.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Dahl.

SENATOR DAHL:

Thank you, Mr. President. House Bill 1004 amends the Illinois Insurance Code. Provides that the Illinois Mine Subsidence Insurance Fund shall establish the maximum amount of reinsurance available per residence, commercial building, and living unit. This is identical to Senate Bill 555 that Senator Haine passed out of here 55 to 0 in the 95th General Assembly. Answer any questions and encourage a Yes vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Lightford.

SENATOR LIGHTFORD:

Mr. President, Ladies and Gentlemen of the Senate, I apologize for rising on personal privilege in the middle of a debate, but I would like for the Body to welcome our former Senator, who I proceeded, who is an outstanding woman. She's a Commissioner now in the City of Chicago. Please welcome Senator Earlean Collins.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Welcome back to the Senate, Senator Collins -- or, Commissioner Collins. Is there any discussion? Seeing none, the question is, shall House Bill 1004 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 1004, having received the required constitutional majority, is declared passed. House Bill 1019. Senator Sullivan. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1019.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sullivan.

SENATOR SULLIVAN:

I'm sorry, Mr. President. I want to take it out of the record, please.

PRESIDING OFFICER: (SENATOR LINK)

Out of the record. House Bill 1020. Senator Sullivan. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1020.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sullivan.

SENATOR SULLIVAN:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Thank you, Mr. President, Members of the Senate. House Bill 1020 amends the Illinois Bovine Brucellosis Eradication Act. States that all animals diagnosed with brucellosis by an official test at a livestock market may be slaughtered or returned to the herd of origin by permit and must remain under quarantine. This is identical to Senate Bill 557, which passed out of the Senate 56 to nothing.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1020 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1020, having received the required constitutional majority, is declared passed. House Bill 1024. Senator Sullivan. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1024.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you, Mr. President, Members of the Senate. House Bill 1024 amends the Vehicle Code and the State Finance Act. It creates the Illinois Ag in the Classroom Fund in the State treasury. It provides for the issuance of Ag in the Classroom license plates, of which I have a sample of what those plates could possibly look like. In addition to the normal fees for the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

plates, there will be an additional forty-dollar fee, of which twenty-five dollars will go into the Ag in the Classroom Fund, fifteen dollars will go into the Special License Plate Fund at the Secretary of State. All moneys in the -- in the Ag in the Classroom Fund shall be paid as grants to the Illinois Ag Association Foundation to support Ag in the -- Classroom program -- programming for schools. Be more than happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1024 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1024, having received the required constitutional majority, is declared passed. House Bill 1030. Senator Garrett. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1030.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Garrett.

SENATOR GARRETT:

Thank -- thank you, Mr. President. House Bill 1030 requires that the State Board of Education issue an annual report to the General Assembly and Governor that identifies each school district's special education expenditures, receipts received for special education, as well as the amount of expenditures in

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

excess of the amount the district received. And the reason to do this is to understand not what the school districts are forecasting in expenses, but what their real expenses are.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1030 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1030, having received the required constitutional majority, is declared passed. House Bill 1031. Senator Forby. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1031.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Forby.

SENATOR FORBY:

Thank -- thank you, Mr. President. House Bill 1031 would expand the number of municipalities that are covered by the Volunteer Emergency Workers Job Protection Act by raising the population from seventy-five hundred, was currently thirty-five hundred. And it will still protect the people and volunteers if they was on job site, they got called to a fire, that they would not get fired. Proponent: Illinois Ambulance Association, Illinois Association of Fire Protection Districts, Illinois Firefighter's Association, Illinois Chief Associations {sic} {Chiefs Association), Professional Firefighters. I don't know of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

any opposition to this bill. It came out of the House 115 to nothing.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1031 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1031, having received the required constitutional majority, is declared passed. House Bill 1041. Senator Maloney. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1041.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Maloney.

SENATOR MALONEY:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate {sic} Bill 1041 is similar -- or, same as a bill we passed out of here in the Senate recently. It -- it is initiative of the Water Reclamation District, amending its statute to improve their ability to lease the land. This also -- since MWRD property is tax exempt, this would put these properties on the tax roll to support municipalities, schools and local taxing districts. I know of no opposition and would appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

shall House Bill 1041 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1041, having received the required constitutional majority, is declared passed. House Bill 1066. Senator Ronen. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1066.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Ronen.

SENATOR RONEN:

Thank you, Mr. President, Members of the Senate. This bill sets up an advisory board to be appointed by the Director of the Department of Public Health. The board was a request of the Department. Several years ago, we set up legislation regarding the regulation of a hospice. The rules have never fully been promulgated because there was a backup in their process. The Director of the Department suggested we create a committee to do that, and that's just what this bill does. I'd ask for an Aye vote and I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

Thank you, Mr. President. To the bill: This passed out of committee unanimously. I also urge the Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

The question is, shall House Bill 1066 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1066, having received the required constitutional majority, is declared passed. House Bill 1076. Senator Collins. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1076.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Collins.

SENATOR COLLINS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 1076 increases the maximum age of the victim from sixteen to seventeen years for soliciting for a juvenile prostitute, keeping a place of juvenile prostitution, and juvenile pimping. It is an initiative of the Cook County State's Attorney. I would ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1076 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1076, having received the required constitutional majority, is declared passed. House Bill 1080. Senator Sandoval. Senator Sandoval. Out of the record. With

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

leave of the Body, we'll go back to 1084. House Bill 1100. Senator Munoz. Out of the record. House Bill 1116. Senator Frerichs. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1116.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Frerichs.

SENATOR FRERICHS:

Thank you, Mr. President. This House bill permits municipalities that operate a fire department and fire protection districts to apply for special registration plates that are designated as Fire Chief license plates. It has support of the Illinois Fire Chiefs Association. The provisions of this have been agreed to by the Secretary of State's Office and the Fire Chiefs Association. It's helping to fix the problem of fire chiefs who respond directly to a call in their personal vehicles from being pulled over, being delayed, and doing their duty. Would request a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1116 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1116, having received the required constitutional majority, is declared passed. House Bill 1124. Senator Haine. Mr. Secretary, please read the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

ACTING SECRETARY KAISER:

House Bill 1124.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This bill clarifies the definition of a game of skill -- bona fide contest of skill are currently exempt from the definition of gambling. This -- this clarification, the language is as follows: The offers of prizes, awards, or compensation to the actual contestants in any bona fide contest between two or more individuals participating, and it lists several games. This would allow video games, such as Golden Tee Golf, trivia or video bowling, which are now being construed narrowly as -- as gambling. It does not expand gambling; does not authorize games where a person plays against a machine for prizes, such as a slot machine. Doesn't authorize that. And it does not authorize card games or simulated card games, such as video poker. I would ask for an Aye vote. Apparently, this prevents State Farm Rail Classic, the Western Open, dart tournaments and trivia games to pay out prize money for such contests or tournaments.

PRESIDING OFFICER: (SENATOR LINK)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield for a question, please?

PRESIDING OFFICER: (SENATOR LINK)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Indicates he will -- yield for one question.

SENATOR RIGHTER:

Thank you, Mr. President. Senator Haine, my question comes in two parts. One, I want to make clear, first, that this is only for tournaments and, two, that these machines do not pay out. Can you confirm both of those for me, please?

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Answer to those two questions are yes and yes.

PRESIDING OFFICER: (SENATOR LINK)

Senator Dillard.

SENATOR DILLARD:

Thank you. Senator Righter asked the appropriate questions. But I rise in support of this bill. It is clearly not an expansion of gambling. And as Senator Sieben often does and he talks about the manufacturing jobs that come from certain products, Illinois has a number of companies, including the inventors and the creation of the number one game in the country, the Golden Tee Game. And this is a -- a carefully drafted bill by Senator Haine. And it employs people in the State of Illinois. It's not an expansion of gambling. It's a game that is of skill in nature only. And I rise in support of it and urge an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 1124 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 46 Ayes, 5

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Nays, none voting Present. House Bill 1124, having received the required constitutional majority, is declared passed. House Bill 1236. Senator John Jones. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 1236.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator John Jones.

SENATOR J. JONES:

Thank you, Mr. President. House Bill 1236 amends the Criminal Code of 1961. Increases the sentencing penalties for identity theft of active duty members of the Armed Services of {sic} (of) Reserve Forces of the United States or the Illinois National Guard serving in a foreign country.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1236 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1236, having received the constitutional -- required constitutional majority, is declared passed. House Bill 1238. Senator Demuzio. Out of the record. House Bill 1239. Senator Martinez. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1239.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. House Bill 1239 expands preventive health services that community health centers must offer under the Act to include ovarian cancer screening. And I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

Yes. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LINK)

She indicates she will yield.

SENATOR PANKAU:

We've talked a lot about funding sources. What is the funding source for this?

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

Senator, this is just an expansion of the -- of the -- making sure that ovarian cancer is part of the screening.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

Yes. And how are we funding that expansion? Through existing funds?

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR MARTINEZ:

Senator Pankau, through existing funds that are there. This just helps us make sure that ovarian cancer also is included in some of the screenings that they already pay.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

So the Department's going to basically be able to absorb this additional screening in addition to everything else we're doing?

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

It's not the Department. It's existing community health centers. However some of them get their funding in, it will take into account that we have to also offer ovarian cancer screening.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

I believe, in testimony before the committee, you commented that you, yourself, had helped gather some funds for this particular screening. Is that correct?

PRESIDING OFFICER: (SENATOR LINK)

Senator Martinez.

SENATOR MARTINEZ:

I said that? There -- some of the community centers already have existing funding sources that come in, let it be via the county, let it be federal. All we want to make sure that in these -- in some of these tests, these screenings, that we also

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

include ovarian cancer screening.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 1239 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 1239, having received the required constitutional majority, is declared passed. House -- Senator Forby, for what purpose do you rise?

SENATOR FORBY:

I'm about to get thrown out of here. I need a Yes vote on that last vote -- on that last bill.

PRESIDING OFFICER: (SENATOR LINK)

The record will so reflect your intentions. House Bill 1241. Senator Collins. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1241.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Collins.

SENATOR COLLINS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 1241 amends the Build Illinois Act to determine that loans made to small businesses denoted as minority, female or disability small businesses are not to exceed a hundred thousand, rather -- rather than the current fifty thousand, or fifty percent of the business project costs unless the Director of the Department of Commerce and Economic

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Opportunity determines that a waiver of the limits is required to meet the purpose of the Act. I don't know of any opposition. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1241 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1241, having received the required constitutional majority, is declared passed. House Bill 1254. Senator Haine. Out of the record. House Bill 1256. Senator Harmon. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1256.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 1256 is an initiative of health and disability advocates. It provides for an expansion of eligibility for the Health Benefits for Workers with Disabilities program, also known as the Medicaid Buy-In program. It would allow employed individuals with disabilities to establish Medicaid eligibility even though they earn more than the customary Medicaid income threshold. The policy is to encourage folks with disabilities to be productive workers when they would

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

otherwise be receiving Social Security benefits. I'm not aware of any opposition. We've amended it to address concerns by the Department of Human -- or, Healthcare and Family Services. And I'd ask for your Aye votes.

PRESIDING OFFICER: (SENATOR LINK)

Senator Pankau.

SENATOR PANKAU:

Thank you, Mr. President. This passed out of the committee unanimously. I urge all people to vote Yes.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 1256 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. House Bill 1256, having received the required constitutional majority, is declared passed. House Bill 1257. Senator Ronen. Senator Ronen. Out of the record. House Bill 1259. Senator Delgado. Out of the record. House Bill 1279. Senator Sandoval. Out of the record. House Bill 1284. Senator Ronen. Out of the record. House Bill 1288. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1288.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Yes. Mr. President, Ladies and Gentlemen of the Senate,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

this is a bill which is the initiative of the Illinois Credit Union League. And it regularizes the Director of Department of Financial and Professional Regulations' requirements as to examiner appointments to assure that the examiners have the necessary training and continuing qualifications. It -- it specifies under what circumstances the board may declare a vacancy on the board or a committee, which the Act currently does not have. It's non-controversial; has no opposition.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1288 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1288, having received the required constitutional majority, is declared passed. House Bill 1300. Senator Collins. Out of the record. House Bill 1301. Senator Demuzio. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1301.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. House Bill 1301 amends the Illinois Act on the Aging regarding -- long-term care ombudsman services. And what this does, we have changed the -- the requirement here, or we have added an amendment to make sure that

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

those under sixty years of age are serviced with an ombudsman. We know of many individuals that are in long {sic} care facilities or in nursing home facilities and that what this would do is to provide those under the age of sixty with -- with a voice to be heard for their -- for their care.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1301 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. House Bill 1301, having received the required constitutional majority, is declared passed. House Bill 1303. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1303.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Delgado, for what purpose do you rise?

SENATOR DELGADO:

Thank you, Mr. President. I was trying to get your attention. I did attempt to press my button on the -- on the last bill to vote affirmative and I was unable to do so. I'd like the record to reflect my intentions of a Yes vote.

PRESIDING OFFICER: (SENATOR LINK)

The record shall reflect your intention. Senator Haine.

SENATOR HAINE:

Yes. Thank you, Mr. President and Ladies and Gentlemen of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the Senate. This is a very interesting bill which deals with the machines that one sees when one goes to an -- an outdoor concert that are portable sanitation devices to wash hands. If you recall, we passed a bill last year - and I was the Senate sponsor - that lowered the requirements for those who clean out the portable toilets because they were -- the way the Department was construing them, it was -- it was -- the people doing them had to be overqualified. Well, in doing that, we failed to take into account the units that -- the people that serve portable handwashing units, which we learned are separate. So what this Act does is apply to that entity. And these are very important to the industry. It allows them to -- to do this with a minimum of -- of bureaucratic delay or requirements and expense. The -- the -- one of the proponents is the Department of -- of Public Health. So it applies to hand washing only; completes the symmetry of last year's bill. And it's a bill that Pontius Pilate would support if he was in the Senate.

PRESIDING OFFICER: (SENATOR LINK)

Senator Risinger.

SENATOR RISINGER:

Thank you, Mr. President. This bill came out of Energy and Environment unanimously. It's a shame that we've gotten to this point where we have to pass a bill like this, but we support it.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 1303 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. 53 Ayes, 0 Nays, none voting Present. House Bill 1303, having received the required constitutional

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

majority, is declared passed. House Bill -- House -- Senator Lightford, for what purpose do you rise? House Bill 1313. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1313.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This -- purpose of this bill is to expand the duties of the Illinois Ethanol Research Advisory group; make it into a more -- comprehensive panel that would help with the training, expansion, research and marketing for the renewable fuel industry, especially the facility located at Southern Illinois University at -- at Edwardsville. It's supported by the Farm Bureau, the Corn Growers and, of course, SIU. And I -- I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR LINK)

Indicates he will yield.

SENATOR PETERSON:

Is this program going to put all the refineries out of business down there in Alton and Wood River? So you're going to have big unemployment because they're going to be using ethanol?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR LINK)

Senator Haine.

SENATOR HAINE:

No.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall House Bill 1313 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 1313, having received the required constitutional majority, is declared passed. House Bill 1330. Senator Martinez. Out of the record. House Bill 1348. Senator Demuzio. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1348.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LINK)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. House Bill 1348 amends the Public Community College Act regarding the trustee districts in Community College District No. 526. This bill allows Greene and Macon counties to elect members of the Community College District 526 board of trustees. These counties pay taxes into and are served by the district's Lincoln Land Community College. When the boundaries were drawn to elect trustees for the Lincoln Land Community College district by district rather than at large, two counties were inadvertently left out. Thus, Greene and Macon

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

counties are being taxed by the district but do not have a vote for the board of trustees. House Bill 1348 is identical to Senate Bill 1949, which passed the Senate 54 to 0 on April the 11th.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Seeing none, the question is, shall House Bill 1348 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1348, having received the required constitutional majority, is declared passed. Senator Halvorson in the Chair.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Noland, on House Bill 1355. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1355.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Noland.

SENATOR NOLAND:

Thank you, Madam President. House Bill 1355 amends the Capital Development Board Act and determines that the State of Illinois is to give preference to locating its facilities, whenever operationally appropriate and economically feasible, in historic properties and buildings located within government-recognized historic districts or central business districts designated as such by a local or regional planning agency. This

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

bill passed unanimously out of committee. I know of no opposition and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1355 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1355, having received the required constitutional majority, is declared passed. Senator Delgado, for what purpose do you rise? You're not there. Senator Cullerton, on House Bill 1359. Senator Bomke, on 1363. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1363.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Bomke.

SENATOR BOMKE:

Thank you -- there we are. Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1363 would require the State Board of Education to award grants to the Illinois School Psychology Internship Consortium for aid in providing training programs and facilitating interns to improve the educational and mental health services of children in this State.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

shall House Bill 1363 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1363, having received the required constitutional majority, is declared passed. Senator Kotowski, on 1384. Senator Holmes, on 1391. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1391.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Holmes.

SENATOR HOLMES:

Thank you, Madam President. House Bill 1391 provides that in any county in which a Children's Advocacy Center provides services, the county board may adopt a fee between five and thirty dollars to be paid by the defendant on a judgment of guilty or a grant of supervision under the Code of Corrections for a Class A, Class B or a Class C misdemeanor.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Althoff.

SENATOR ALTHOFF:

Thank you. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates she'll yield.

SENATOR ALTHOFF:

Thank you. Just again for clarification, Senator. Who pays

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the fee?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Holmes.

SENATOR HOLMES:

The -- the -- the fee is paid by the defendant on a judgment of guilty or a grant of supervision.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Althoff.

SENATOR ALTHOFF:

Hello. So the fee is paid by the bad guy?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Holmes.

SENATOR ALTHOFF:

Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Seeing none, the question is, shall House Bill 1391 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1391, having received the required constitutional majority, is declared passed. Senator DeLeo, on 1439. Senator Haine, for what purpose do you rise? There is a ghost out there turning everybody's lights on. Senator DeLeo, on 1439. Senator Garrett, on 1460. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1460.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

Thank you, Madam President. House Bill 1460 amends the Government Buildings Energy Cost Reduction Act of 1991 to determine that in order to reduce energy consumption, all buildings owned or leased by the State that are one thousand square feet in size or larger shall, where -- practicable, use Energy Star labeled light bulbs. That's pretty much it.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates she'll yield.

SENATOR BURZYNSKI:

Senator, I notice the bill says buildings, but would that include buildings where -- or office spaces that we might rent that are a thousand square feet or more as Legislators?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

That would be my understanding.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski.

SENATOR BURZYNSKI:

What's noncompliance? I mean, if we're in noncompliance, what occurs then?

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

Well, hopefully we won't be noncompliant. I think this is a pretty simple bill, pretty simple thing to do. I don't know what the challenge would be here.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. Would we receive supplemental appropriation from the State of Illinois to pay for those bulbs?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

Senator, I thought you weren't going to cross-examine me anymore. No.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Risinger.

SENATOR RISINGER:

Yeah. I know we were joking about it, but what happens with a leased facility where the -- the group that we're leasing from furnishes the bulbs or -- does that have an effect on the lease? Do we know that? And is there an exemption for that if that is additional cost to the State?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

We're checking on this. Hold on. Okay. So, the legislation doesn't require the -- anybody to throw away the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

light bulbs. So, when those light bulbs that are currently in place are used up, I believe the point is that they have to use these new Energy Star light bulbs. So -- and there's going -- go ahead.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Risinger.

SENATOR RISINGER:

Okay. The next question is, are these bulbs made in the United States?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

I -- I don't know that. I'm assuming they are, but I don't have the answer to that. Does it -- I mean, I would assume that they are.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Risinger.

SENATOR RISINGER:

Well, you know, it's a good idea. But I -- I hope that we're not encouraging things that will cause us problems. You have an answer to that? Okay. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

If it helps, the way the bill actually reads, it -- it says that we will use these Energy Star labeled light bulbs as defined by the Energy Star Program of the United States Environmental Protection Agency. So, my guess is that they wouldn't be recommending light bulbs that are made -- made outside of -- of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the United States.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Senator Haine.

SENATOR HAINE:

Would -- would the sponsor yield for a question, Madam President?

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates she'll yield.

SENATOR HAINE:

I -- I -- I noted in the synopsis of the bill that buildings that are listed on the Illinois Register of Historic Places are exempt. My question is, would that also include the Illinois Supreme Court Building? There are -- there are many -- when they designed that building in 1910, light bulbs were a -- a part of the structure of the design.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

In the legislation, it says where it's -- practical. So, if they can't install the Energy Star bulbs because it's not practical in the Illinois State Supreme Court, they won't do it. Maybe the State Supreme Court is on the Historic Preservation list, and if -- in that case, they would be exempted.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine.

SENATOR HAINE:

May I respectfully ask the sponsor if it would be her legislative intent that the Supreme Court Building, the interior courtrooms and the library, it would be within their discretion

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

as to whether to use these light bulbs consistent with the architectural design of the court? Quite simply, they're ugly, and to require the Supreme Court to use 'em would detract from the beauty of those old courtrooms. May I ask that that would be your intent to allow the Chief Justice to make that determination?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

Senator, I'm not on the Supreme Court, so I don't have the right to make those decisions on behalf of the original bill sponsor. But, I think the language is very clear, that when practical, these Energy Star bulbs will be used. Maybe what could be done is a letter could be written if they are not exempt, Illinois State Supreme Court, that it's not practical to have the Energy Star bulbs there. But -- or -- or talk to the Illinois Environmental Protection Agency on that as well. I don't think that I'm in a position to -- to make that kind of intent in the legislation without really hearing from others on it. I just feel uncomfortable.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine, please wrap it up.

SENATOR HAINE:

Oh! And it's -- it's just to close. I don't want to beat a dead light bulb. But I would ask that the EPA consider not only whether these light bulbs are practical, but whether they are -- whether they enhance the structure or whether they detract from the structure because of the light bulb's design themselves. That's all I'm asking. Thank you.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates she'll yield.

SENATOR JACOBS:

What -- what was the decision to exempt buildings that are a thousand square feet? Why are we just -- why are we only using buildings a -- over a thousand square feet?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

Well, I -- I guess it's because of size and the energy output. So it would make more sense to conserve energy in buildings of a thousand square feet. And remember, this is the first time the State's doing it, so it's a good place to begin.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jacobs.

SENATOR JACOBS:

I guess what I'm wondering is, is this really necessary? It -- do we really need a law in Illinois to change light bulbs? Couldn't we just get a nice letter of reference from you suggesting that perhaps we do this? I know you didn't sponsor this bill, but my question becomes, does this seem superfluous to you?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett.

SENATOR GARRETT:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Well, we just had a bill about washing hands. So, this -- this particular bill is part of a bigger picture, so to speak, where the State is going. They're trying to conserve energy and it takes little steps to get to the overall goal of cutting back. This is not just what the State of Illinois is doing. Every state in the country is doing this. We're actually playing catch-up. So, this -- you know, we're not -- this is not going to save anybody's life, but what it will do is get the State closer to being much more energy conscious and efficient. And so we ought to practice what we preach. If we're asking other people to do this, we should be doing it in our own State buildings.

PRESIDING OFFICER: (SENATOR HALVORSON)

Let me remind the Body, this is not Senator Garrett's first bill. Is there any further discussion? Senator Murphy.

SENATOR MURPHY:

Thank you, Madam President. I just -- I -- I rise in support of this very reasonable bill and urge an Aye vote. And I'll quickly sit down.

PRESIDING OFFICER: (SENATOR HALVORSON)

I hate to say this, but Senator Garrett, to close.

SENATOR GARRETT:

You know, I -- for some odd reason, there's been a lot of discussion. I think I've made it clear that this is really meant to bring Illinois -- to move Illinois forward when it comes to being energy-efficient. I -- I hope you'll vote Yes on this.

PRESIDING OFFICER: (SENATOR HALVORSON)

The question is, shall House Bill 1460 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there were 58 Yeas, none voting Nay, none voting Present. And House Bill 1460, having received the required constitutional majority, is declared passed. Senator Bomke, on House Bill 1475. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1475.

(Secretary reads title of bill)

3rd Reading of the bills {sic}.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator -- Bomke.

SENATOR BOMKE:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1475 deals with vehicles which illegally pass stopped school buses. Apparently it's a chronic problem in -- particularly in rural areas, where a school bus passes -- or a car passes a stopped school bus. The bus driver can identify the license plate, but not identify the driver of the car. If the owner refuses to cooperate with law enforcement, the license -- or, I'm sorry, the registration of that vehicle can be suspended for three months.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1475 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Yeas, none voting Nay, none voting Present. And House Bill 1475, having received the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

required constitutional majority, is declared passed. Senator Bomke, on 1499. Top of page 45. Senator Ronen, on 1509. Senator Cullerton, on 1517. Madam Secretary, read the bill. Out of the record. 1517 is out of the record. Senator DeLeo, on 1525. Senator Pankau, on 1535. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1535.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Pankau.

SENATOR PANKAU:

This bill requires the Department of Human Services, or an - independent contractor consultants engaged by the Department, to research possible funding streams for the development and implementation of services for adults with autism spectrum disorders that don't have mental retardation.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1535 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1535, having received the required constitutional majority, is declared passed. Senator Crotty, on 1539. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1539.

(Secretary reads title of bill)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Crotty.

SENATOR CROTTY:

Thank you very much. House Bill 1539 amends the Illinois Lottery Law regarding the distribution of revenues received from the Veterans Cash instant scratch-off game. The bill limits the amount to be spent for health insurance costs to twenty percent of the funds appropriated, starting in Fiscal Year '08. This issue was brought before JCAR and I'd ask for a Yes vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1539 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Yeas, none voting Nay, none voting Present. And House Bill 1539, having received the required constitutional majority, is declared passed. Senator Althoff, on 1553. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1553.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Althoff.

SENATOR ALTHOFF:

Thank you. House Bill 1553 was brought to my Representative and I actually by our McHenry County Sheriff, who provides marine patrol service for the McHenry County portion of the Chain of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Lakes. What this legislation does is, it amends the Boat Registration and Safety Act, providing that upon the approach of an authorized emergency watercraft making use of rotating or flashing lights, the operator of every other watercraft shall yield the right-of-way. The other watercraft must reduce speed, so as not to create a wake, and shall yield right-of-way to the emergency watercraft. This is very similar to what is required by vehicles under these conditions. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1553 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1553, having received the required constitutional majority, is declared passed. Senator -- oh! With leave of the Body, we'll return to House Bill 1554. Senator Haine, on 1557. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1557.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine.

SENATOR HAINE:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This bill -- this House bill increases the -- the prison time that someone must do for certain enumerated crimes, such as

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

gunrunning, narcotics racketeering, controlled substance trafficking, methamphetamine trafficking, drug-induced homicide, methamphetamine-related child endangerment, et cetera. It raises it from day-to-day credit for good time to seventy-five percent. They have to do seventy-five percent of their sentence. And I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1557 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Yeas, none voting Nay, none voting Present. And House Bill 1557, having received the required constitutional majority, is declared passed. Senator Link, on 1611. Senator Schoenberg, on 1628. Senator Koehler, on 1637. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1637.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is a bill that is supported by the Realtors Association. This requires in that all counties other than Cook, in order to plat property, the original piece of land must be subdivided, must be more than five acres. It changes it from what currently is ten acres. I know of no opposition. I'd

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

appreciate an Aye vote on this.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1637 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1637, having received the required constitutional majority, is declared passed. Senator Frerichs, on 1638. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1638.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Frerichs.

SENATOR FRERICHS:

...Madam President. House Bill 1638 establishes the Prescribed Burning Act. It declares prescribed burning "a land management tool that benefits the safety of the public, the environment, and the economy of the State." It's used for land - land management. It passed out of the House 114 to 0. Passed out of committee unanimously. I would request a favorable vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1638 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Yeas, none voting Nay,

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

none voting Present. And House Bill 1638, having received the required constitutional majority, is declared passed. Senator Munoz, on 1641. Senator Pankau, on 1643. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1643.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Pankau.

SENATOR PANKAU:

Senate {sic} Bill 1643 changes the name of the Illinois Suicide Prevention, Education, and Treatment Act to the Illinois Suicide Prevention Alliance. Basically, right now we have the Illinois Suicide Prevention Alliance {sic} (Strategic) Planning Committee and we have the Illinois Suicide Prevention Alliance. On their own initiative and on recommendation of the Public Health Department, they are joining together. There will no longer be two separate ones, but one group. And I urge your approval.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1643 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1643, having received the required constitutional majority, is declared passed. Top of page 46, on House Bills 3rd Reading, is Senator Link on -- Senate

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Bill 1646. Or, House Bill. I'm sorry. Senator Link, on House Bill 1646. Senator Cronin, on House Bill 1647. Senator Cronin. Madam Secretary, read the bill. Senate -- House Bill 1647 is out of the record. Senator Demuzio, on House Bill 1648. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill...

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, -- House Bill 1648 also out of the record. Senator Demuzio, on House Bill 1651. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1651.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Madam President. House Bill 1651 amends the School Code regarding activation and deactivation referrals - - or referendums. It removes the references to the regional superintendent of schools from the notice of the referendum forms for deactivating and reactivating schools, thereby removing the requirement for the regional superintendent to sign the form. Deactivating -- or, under current law, a regional superintendent and the county clerk sign the deactivating and -- reactivating forms. Having the regional superintendent sign the deactivating and reacting {sic} forms is a holdover from old election laws and -- when the regional superintendent was the local election

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

authority. Today the county clerk is the local election authority, so the signature is not necessary.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator -- excuse me. Senator Cronin.

SENATOR CRONIN:

Thank you, Madam President. I rise in support of this bill. It simply removes the -- the name, the reference to the regional superintendent, which can be misleading to people when you're looking at a referendum question. There is some appearance in some cases that the regional superintendent is either endorsing or -- a -- a -- a reactivation or deactivation issue when, in fact, they have really nothing to do with the process. And so this is good government. It's unanimously supported. I know of no opposition and I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Seeing none, the question is, shall House Bill 1651 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Yeas, none voting Nay, none voting Present. And House Bill 1651, having received the required constitutional majority, is declared passed. Senator Haine, on 1654. Senator Cronin, on 1666. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1666.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cronin.

SENATOR CRONIN:

Thank you very much, Madam President. House Bill 1666 provides that property in which a forest preserve district - forest preserve district - is the grantee of a conservation easement or a conservation right shall not be subject to eminent domain condemnation proceedings. Land owned by a forest preserve district is already exempt from eminent domain. This extends it to these easements and these other avenues that are adjacent to and abut the property. I ask for your favorable consideration. Happy to answer any questions.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Risinger.

SENATOR RISINGER:

Thank you, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates he'll yield.

SENATOR RISINGER:

Senator, does this exempt the Department of Transportation from the eminent domain portion of the -- this bill?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cronin.

SENATOR CRONIN:

Does this law -- or does this proposal prohibit highways from being built through properties that were set aside in forest preserve? Is that your question?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Risinger.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR RISINGER:

Yes, it is.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cronin.

SENATOR CRONIN:

Highways are not exempt from the provisions that seeks to set aside some pristine wilderness forest preserve property.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Risinger.

SENATOR RISINGER:

Well, I don't see where pristine forest preserve is in the wording, but I -- I want to make the Body aware that this bill could have some far-reaching effects. If a preserve within the county decides that -- or, a -- a landowner within the county decides they want to stop a highway or an intersection development or anything along those lines, all they have to do is dedicate that property to the use of -- of -- of a forest preserve initiative and that will stop the highway project. There are a lot of people that do not think that we ought to be building new roads or adding lanes to roads or expanding intersections. So, I just want to alert everyone to the danger that this could create for expanding highways. And -- and those of you that have - such as Senator Sullivan - that has 336 in his district, possibility of Route 51 in -- in Senator Watson's district, possibility up north of 355 extension, all of those could be stopped if the property was dedicated to that purpose. So, want to make you aware of that and vote your conscience.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Garrett.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

SENATOR GARRETT:

Yes. To the bill: I -- I stand up in strong support of this bill. And we have to remember why we have forest preserves. It's for people to recreate, to be away from the roads and from traffic and from shopping centers. And as a State, in counties, we have set these pieces of property aside for a specific purpose and -- and they weren't set aside to put roads through them, and -- and very seldom would there ever be that opportunity anyway. So, I think this is a really great bill and we should all be able to support it if we want to keep the integrity of our forest preserve system in place in Illinois.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Peterson.

SENATOR PETERSON:

Thank you, Madam President. A little clarification. I believe the development of highways in a forest preserve is prohibited right now unless special legislation is enacted. It's for conservancy easements and other easements, where the property owner still controls the land. He gives an easement to the county so he still can farm the land or do whatever he wants, but then when the highway department comes in and they can't reach an agreement on a highway expansion, eminent domain cannot be utilized. Now, we've had this experience in Lake County, where villages have spent millions of dollars fighting IDOT, would not give them construction easements, would not give them any more space, would not work with IDOT, spent a million dollars of taxpayers' money, and then complained that the road wasn't built the right way. What they did is they put easements -- bike easements along each side of the right-of-way so that the -- the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

IDOT couldn't work on the road. So what we have is the taxpayers losing money and we have fewer roads. This is not a bill that would force the highway to go through a county forest preserve. County forest preserve land or any other unit of government, their land is exempt from eminent domain unless this Body specifically gives them that authority. This is for easements, where somebody's still using the property for their own personal use and that prohibits IDOT from trying to widen an intersection or do any development or build a new highway. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Cronin, to close.

SENATOR CRONIN:

Yes. Thank you very much. I appreciate the lively discussion about this bill. This is actually a -- an -- a way to give the forest preserves a little bit of a tool. No single property owner themselves can unilaterally block the -- a road in this case; example, condemnation proceedings. Forest preserve would have to be a party to that agreement as well. And the -- the intent of this bill and the purpose of it in the County of DuPage is to preserve the forest preserve district. And in cases where there is a need for an extension of the forest preserve or to provide some abutment or some buffer from the -- the traffic and congestion and so forth, there is a need to enter into agreements with easement. This is particularly important in areas where we do have development, in counties like Lake County and DuPage County, where we value open space and we desperately need the forest preserve property and the quality of life that they bring. At the same time, we have complications from time to time with land use and we have to give the forest preserve the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

wherewithal, the tools and a little bit of latitude through the provisions in this bill, to -- to -- to provide a higher quality of life to the residents in that area. I -- I think this is a great bill. It's overwhelmingly supported by and popular in the communities and I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR HALVORSON)

The question is, shall House Bill 1666 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 46 Yeas, 7 voting Nay, 1 voting Present. And House Bill 1666, having received the required constitutional majority, is declared passed. Senator DeLeo, on 1671. Senator Koehler, on 1708. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1708.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1708 increases the maximum taxable family income to not less than sixty-five thousand dollars annually for the Family Assistance Program operated by the Department of Human Services. Currently, the Department has set the rule, the maximum taxable family income as -- at not less than fifty thousand dollars annually. The Family Assistance Program provides monthly cash stipends for families caring for a child

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

with a development or mental disability. I'd ask for your approval.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Seeing none, the question is, shall House Bill 1708 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1708, having received the required constitutional majority, is declared passed. Senator Cullerton, on 1711. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 1711.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Madam President, Members of the Senate. The Senate had passed this bill three years ago. Unfortunately, it did not pass the House three years ago. But this year, the House, with a vote of 74 to 41, did pass the bill. This bill prevents Illinois from remaining the only state in the nation to continue to slaughter horses for food. The facility in Illinois that recently was closed by court order has reopened and they are slaughtering horses. This bill has an immediate effective date, and after we hopefully pass this bill, we will ask the Governor to sign it as quickly as possible so as to outlaw this practice. The horse meat is banned from being consumed in the State of

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Illinois. This bill makes sense because horses are clearly recreational, companion animals. They are not livestock raised for food. And I talked to the Farm Bureau about this bill and assured them that as -- for -- for whatever benefit they -- it might provide to them, that this is not a first step down a slippery slope. Livestock are raised for the purposes of humans to consume that -- that food. Those -- that livestock exists for that purpose. Horses are different. Horses are recreational, companion animals. They have been raised, medicated, regulated as recreational or sport animals and taxed as such, rather than commercial livestock. This is something which is incredibly popular, this concept of banning the slaughter of horses, because there are so many people in our -- our State that recognize this as the humane thing to do. People who are animal lovers also happen to be horse lovers. This bill is supported by a great number of organizations that have come together as a coalition: The Thoroughbred Horsemen, Thoroughbred Breeders, Arlington Park, Churchill Downs, and a number of other facilities, including the Teamsters and all the other racetracks in the State of Illinois. I'd be happy to answer any questions and ask for any Aye vote again on this bill. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Pankau.

SENATOR PANKAU:

Thank you, Madam President. To the bill: This is the horse slaughter bill, everybody. So all those e-mails that you've been getting from everybody, pay attention, this is it. I have to remind everybody, it did come out of committee unanimously, and I, myself, will be voting Yes.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Senator Burzynski.

SENATOR BURZYNSKI:

Well, here we go again. Oh, Wilbur. Most people are too young to know that that's Mister Ed. But, you know, we've had this bill in front of us before. We've had complete debate before and, you know, the arguments really have not changed, except that if you take a look at this -- and we pass legislation out of here all the time. I hear it from people on the left side of the aisle. I hear people from on the right side of the aisle. "This only affects my district." "You know, you should vote for this; it only affects my district." "You know, what's it to you?" And most of those bills cost money some place down the road. Well, this bill costs money, too. It takes money out of the State of Illinois. It takes money out of the City of DeKalb, in the way -- in the terms of property taxes, as well as other types of issues. This bill also takes an industry - the only remaining one, I grant you, Senator, in the -- in the country - out of the State of Illinois; an industry that provides a service and that provides a service not only to us here in the State of Illinois, but also across the United States and also to the foreign countries that purchase the product that is provided. We have a situation where Cavel International, which is located in my district, employs currently, I think, some place around forty-five to fifty people, processing horse meat for consumption overseas. We also have a situation here that is going to put that business out of work, will deny people the opportunity of making a few hundred bucks on their horse when they sell them at auction, because there will be nothing else to do with this --

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

these livestock. You know, I -- I agree, a lot of times people look at animals, look at horses and they say, "Well, this is a companion animal." Well, some people might believe that, and if they believe that, they don't have to sell their horse for slaughter for human consumption. It's not mandatory that they sell them to some place where it might go for this kind of horse processing plant or facility. But people for some reason are saying all horses. Now, Monday evening I had the opportunity to talk with a gentleman in my district. His name's Jack Hart. Jack has raised horses for the last sixty years and Jack said, "Brad, what in the world do they expect me to do with these animals when they're no longer of value to me for the purpose -- purposes that I use them for?" And I said, "Well, Jack, you know what? You're going to have to pay a rendering service to come and take that horse away. You're going to have to pay a vet to euthanize that horse." Whatever it is, because here in the State of Illinois we can't dispose of that horse on our own property anymore either in the rural areas. And so, you know, his concern was not only is this possibly taking a few bucks out of my pocket if I want to dispose of that horse or sell that horse to the slaughter facility, but also it's going to cost me money then to get rid of it. Now, good Senator Cullerton indicated that there were a lot of people in support of this bill. Well, let me tell you, there are a lot of people in opposition to it. Illinois Farm Bureau, Horsemen's Council, the various pork and beef associations. Here's one that's really kind of interesting, the American Veterinary Medical Association, the Southern Illinois University Equine Science Program, the Horsemen's Council of Illinois, the Illinois State Veterinary Medical Association, the

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Illinois Quarter Horse Association. So, you know, let's look at this. These are people that raise these horses for various purposes. They don't raise them to eat as the Senator has already said, but they certainly have to find a way to dispose of those animals. Now, Senator Cullerton mentioned that consumption of horse meat is prohibited currently in the State. That's exactly right. But I think that you have to look at the fact that this is all about closing down a facility in the State of Illinois that does something that people out there who have this love affair with -- with a horse or this romantic vision of what an animal is, a horse is, that they want to close down a viable operation, a viable way for people to dispose or get rid of their animals. And just a couple of questions, Senator. Is there a health problem here that we're not aware of?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

I don't really know if I understand your question, concern - - concerning a health problem. I'm not -- I'm not familiar with any health problems associated with this. Maybe...

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski.

SENATOR BURZYNSKI:

Well, the reason I was asking is I think this went to the Public Health Committee, health and welfare, whatever. So, I assume that there has to be a health issue. Is that correct?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

I'm not on the Rules Committee anymore. You said health and welfare. This certainly affects the welfare of the horses that are not going to be slaughtered anymore.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Senator. Well, anyway, I -- I don't think there's an health issue that we're talking about. Is there a safety issue? And I daresay that the Senator can't say that there's a safety issue either, because there really isn't one. And then I would ask, Senator, how this closure of this facility benefit the State of Illinois? To what -- what is the good in closing this facility to the State of Illinois? What do we gain?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

Okay. Well, is that a question or you want me to respond to the... Well, I -- I think I -- when I stated the reason for the bill, there -- there's a number of levels that the people are interested in this bill, including myself. We're talking about the humane disposal of animals versus slaughtering animals for food, animals that are not raised for livestock and yet they're being treated as livestock. So there's that whole element. If you want to talk about the economic issues - which I would be prepared to respond to you right now: You talked to your constituent. He said, "What are we" -- "What am I supposed to do with my horse?" Well, I guess the question is, what do they do in forty-nine other states with their horses? And they don't send them to Illinois. The -- the -- the opposition that you

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

referred to from the Farm Bureau was - and I talked to the Farm Bureau about it - they said they're -- they're not really -- it's not about the horses that they're concerned about; they're concerned that it might lead to the -- some kind of a concept that we would ban the slaughter of livestock, which is a slippery-slope argument, which is really absurd. I mean, this is not an effort on -- on people's part to ban the use of -- of pork or -- or beef. And I would point out to you, Senator, the thing that's new from the last time you debated this bill was that in Texas, the facilities that were open down there closed - and this is important - within two weeks they reopened and they're working and operating, using -- the same facility, the same jobs are saved, slaughtering pigs for -- for consumption. So, this -- your guys up there in your district are not going to lose their jobs. They had been out of work from March 28th when the -- they were shut down by a court order. They're not going to lose their jobs. Within two weeks after the Governor signs this bill, they can be up and running and serving a -- a -- a lawful purpose.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. Well, I'd like to point out, they're serving a lawful purpose now. In addition to that, there are -- many of these animals are transported to the State of Illinois from other states. And -- they don't all come from Illinois, obviously. We don't have that many animals here that would -- that would go into the slaughterhouses for that. But I think that we have to be very careful about taking this kind of action, because, Senator, you say it's not a slippery slope, but if you could read

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

some of the e-mails that I've received, some of the letters that I've received from across the United States, I guarantee you that in those people's minds, it is a slippery slope, that their intentions are much more than this. And I -- I think that, you know, I would just really urge my colleagues to think about this, the impact that their vote will have today on one business in the State of Illinois. It is a special piece of legislation, affects only one business, one industry located in the 35th Senate District. I would request your No vote. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Madam President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates he'll yield.

SENATOR JACOBS:

Senator, so from your point of view, it's okay to eat Elsie the Cow, it's okay to eat Chicken Little, and it's okay to eat Bambi; you just don't want us to eat Mister Ed?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

Yes.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jacobs.

SENATOR JACOBS:

I think perhaps we could get a solution. If they close the horse facility in DeKalb, the folks in DeKalb can ride those horses right down 80, past my House, into Iowa, and up to Canada.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

And you know where they're going to sell them -- them -- horse meat to? The same place the folks in DeKalb are selling them to. They're going to send the horse meat to -- or they'll send the horse meat to Belgium, to France and Japan. And for all you sushi lovers, you better know what you're eating.

PRESIDING OFFICER: (SENATOR HALVORSON)

Further discussion? Senator Sieben.

SENATOR SIEBEN:

That's kind of a tough act to follow, my colleague from Rock Island County, there. We -- we agree on a lot of issues. I don't really know how to get into the debate following his comments. But what -- let me just start by saying, as -- as Senator Burzynski began his comments, here we go again, driving more jobs out of the State of Illinois - a legitimate industry, a legitimate business that takes a product that some people in this country -- in this world find as an edible product. Good edible horse meat is acceptable in Belgium, in France, whatever. And what sense does it make to waste meat from a -- from -- from a horse just because we consider it some kind of a pet? I mean, if you look around the world, people eat all kinds of meat, all kinds of animals, all kinds of birds, all kinds of fish, all kinds of whatever, wild game, that are not raised as livestock for human consumption. So I think that's a very weak argument. This is a good industry. I oppose the legislation. As a practical matter, we need a place to humanely dispose of animals, be they horses in this situation. And how do you think they slaughter a hog? How do you think they slaughter a -- a cow or a steer? You know, how do you think they do it? They do it as humanely as possible, and this slaughter plant in DeKalb, as

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

humanely as possible, you know, ends the life of this animal and then makes a sensible use of the edible portion of the meat that can be provided for human consumption to those people in France and Belgium, wherever, that may choose to eat this product. Just because this is a popular thing to do or whatever, it really makes no sense to do this. It makes no sense to continue to ban or prohibit something that -- that is a legitimate industry in this State. We ought to vote No on this and put this issue to rest.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Sullivan.

SENATOR SULLIVAN:

Thank you. Question of the sponsor.

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates he'll yield.

SENATOR SULLIVAN:

Senator, I'd like to first of all clarify. According to our analysis here, it says the Horsemen's Council of Illinois is a proponent. Senator Burzynski said that they were an opponent. Could you clarify that, please?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

The -- well, I don't have his list of opponents. I -- the - the Illinois Thoroughbred Horsemen's Association, Illinois Thoroughbred Breeders Association, Illinois Harness Horsemen's Association, thoroughbred and standardbred breeder farms throughout Illinois are proponents of the bill. There was one opponent in the committee and I, quite frankly, can't remember

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

what the -- what the name of the association was.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you. So, just so everybody knows, the -- on this side of the aisle, that the -- our analysis says the Horsemen's Council is a proponent. Apparently they are an opponent. Wanted to make sure that that was clear, first of all. Secondly, in your opinion, what -- when you have a horse that is -- is -- reached its -- towards the end of its life, it's an older horse, what -- what do you think should happen to that animal?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

Well, I understand that -- that horses are rendered humanely and their carcasses are used and disposed of properly. The -- the purpose of this bill is to ban the slaughter of horses for a particular use - a use for consumption of meat, which is banned in our -- in our country and in our State.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you. When a horse is rendered, what happens to that -- to that animal? What happens to -- when a horse is -- is killed? What -- what happens to that animal?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton.

SENATOR CULLERTON:

I believe that the carcass is -- is disposed of and made

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

into -- into products. Okay? Other than the consumption of -- of horse meat.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Sullivan.

SENATOR SULLIVAN:

So, we have an animal that's reached the end of its life and it is no longer -- it needs to be disposed of, and now we're saying that although we cannot consume horse meat in -- in this country, but we can -- what we -- and now this legislation says that this horse cannot be -- that we're going to close down the slaughtering of -- of this particular plant up in DeKalb, but it's okay to have a horse rendered and the byproduct of that animal used for other purposes. I -- I live on a farm, as many of you know. I've raised horses. I've ridden horses. Have a lot of respect for 'em, but there comes a time when you have to make a decision, what are you going to do with that animal. I have cows on my farm right now and some of those cows are as -- I can walk up to any one of 'em and pet 'em and know 'em by name. You know, they -- but they are still an animal and when the time comes to dispose of that animal, you know, they're going to go to the sale barn. They're going to go to the market. They're going to be slaughtered for consumption. This -- folks, I -- I agree with Senator Burzynski. I think we're starting down a slippery slope. I -- I -- I love horses. I think they're a majestic animal. But, you know, when you want to do the humane thing, the humane thing is when they come to the end of their life, you going to let 'em die out on the farm? You know, if you do that, you're going to have to call a rendering truck and that owner is going to have to pay a -- a price to have that animal rendered.

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Right now, they can at least sell the horse and -- and, you know, it's -- it has some value to it. I know it's a -- it's a tough issue. I -- I have as much respect for these animals as -- as anybody in this Chamber, but it is -- you get to the point where you have to do what you have to do, and I -- for that reason, I urge a -- a No vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Senator Holmes.

SENATOR HOLMES:

Quite frankly, this is not -- these horses are not just slaughtered when they come to the end of their life or the end of their, quote, what we deem to be their useful life. Plain and simple, this is not a humane practice. And like it or not the perception of many people is a horse is more of a companion animal than livestock. And I'm very sorry that you -- when you're having a -- you have a business and you decide, oh, wait a minute, I'm having horses in my business, but now the horse has reached the end of my use for the horse, I can just go and have it taken off and slaughtered. This is not appropriate and this is not what we do with our companion animals. It would be nice to think that people wait until the animal is at the end of its life to the point where the animal is ill and suffering and now we're going to take it away and have it disposed of. But this -- you can try to couch it in economic terms if you'd like, but plain and simple, this is an animal cruelty. And we need to be humane. And being that we are one of the only states left doing this, I think it's time we decide that it's time to stop. I am definitely supporting this bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Cullerton, to close.

SENATOR CULLERTON:

Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

I'm sorry. Senator Forby has his light on. Do you wish to speak on the bill?

SENATOR FORBY:

Yes, I'd like to.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Forby.

SENATOR FORBY:

To the bill: I've heard a lot of things in here today. I don't guess anybody in this room has had any pets. Boy, it's got quiet, didn't it? No dogs. No cats. No horses. Pet cow. Farmers got pigs that are pets. Rabbits. You're right, whatever. Pets are pets. A family pet. Let's go back to dog and cats again. What's people do with 'em? They can't take 'em out in the yard and just shoot 'em. Let 'em hang out there to die. No difference. You can say whatever you want to. A cat, a dog, a horse, there's not even a difference. They're companions, aren't they? That's what I'm hearing on the Floor. It is humane. It is somebody that thinks a lot in their heart for one of these animals. It is -- I can't -- if I had an animal -- I got dogs. I couldn't take a gun and go out and shoot one of my dogs. I got one that's getting old. I'm thinking I'm about to take him to a veterinary, having it put asleep. No different than a horse. This is not wrong people. Have you ever seen horses that's got old like John says? Their hoofs hangs out. They can't walk. They got arthritis. They can't move. So you

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

just let him suffer? This is wrong. This bill is wrong. I like John. John was in my district not very long ago. I got to tell you a little story about him. He never shot a shotgun before. He didn't know what a .50 caliber was - a .50 caliber. I got him out there on a shooting range and he shot. I said, "John, you know what that gun is?" "No." I said, "That's a .50-caliber gun." He says, "I didn't realize that." And that's the same way we feel about our animals down home. There's a lot of difference when you don't live with 'em. You don't have 'em. I'm sure in the city you don't have a lot of horses and stuff running around there. But where I come from, down south, we have a lot of 'em. We think a lot of 'em, as John says, growing up on a farm. This is not wrong, people. I urge a No vote on this bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cullerton, to close.

SENATOR CULLERTON:

Thank you, Madam President. I think we do have -- all of us have an interest in this. I -- I just want to point out on the economic side one significant fact that makes sense to me. I believe that these horses that are being -- being slaughtered are being slaughtered before they get to the end of their life and that we're really taking out of the Illinois economy horses that would otherwise be involved in the economy and add to the economy, maintaining the local and State tax revenues that we -- that we get from having horses in the economy. So I think there is a -- an economic factor and I think the fact is that that economic factor benefits us by -- by -- by closing this plant. I believe that this plant will -- can reopen, as they did in Texas, in -- in two months -- in -- in two weeks and -- and all those

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

jobs would -- would not be lost. I think that there is a -- a -- an issue here that deals with how we treat these animals. I -- I make a distinction; I think it's clear that companion animals are different than livestock. They're more like cats and dogs than they are like cows and cattle. So, we -- we passed this bill in the past. I -- I would urge us to please do so again and close this facility as soon as possible. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

The question is, shall House Bill 1711 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 39 Yeas, 16 Nays, 2 voting Present. And House Bill 1711, having received the required constitutional majority, is declared passed. Senator Crotty, on 1717. Madam {sic} Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 1717.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Crotty.

SENATOR CROTTY:

Thank you very much. House Bill 1717 amends the Criminal Code. It provides that a person who knowingly commits an assault on a severely or profoundly mentally retarded person is guilty of aggravated assault. Provides that the penalty is a Class A misdemeanor. Provides that a person who, in committing a battery, knows the individual harmed to be a person who is severely or profoundly mentally retarded is guilty of aggravated

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

battery. It also provides that the penalty is a Class 3 felony.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President. Earlier today, you had a exceptional young man up there who gave a speech about his sister. This bill clearly piggybacks on that message and I commend the sponsor for this bill. It's something that I was surprised we, quite frankly, Senator Crotty, did not have an enhanced penalty for in the Illinois Criminal Code, and I urge an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Seeing none, the question is, shall House Bill 1717 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Yeas, none voting Nay, none voting Present. And House Bill 1717, having received the required constitutional majority, is declared passed. Senator Harmon, on 1719. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 1719.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Harmon.

SENATOR HARMON:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1719 is identical to Senate Bill 1290, which

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

passed the Senate unanimously earlier in the Session. It provides that the -- the review process for disciplinary measure for county sheriffs' personnel should be subject to collective bargaining. I'm not aware of any opposition and I'd ask for your Aye votes.

PRESIDING OFFICER: (SENATOR HALVORSON)

There any discussion? Seeing none, the question is, shall House Bill 1719 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. And House Bill 1719, having received the required constitutional majority, is declared passed. Senator Maloney, on 1729. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 1729.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Maloney.

SENATOR MALONEY:

Thank you, Madam President. Before I proceed on the bill, may I please be recorded as a Yes vote on that previous bill? I hit the button. It didn't...

PRESIDING OFFICER: (SENATOR HALVORSON)

The record shall -- will show your intention.

SENATOR MALONEY:

Thank you, Madam President. Members of the Senate, House Bill -- 1729 ensures the protection of older residents by merging

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

the regulation of the board and care homes under the Assisted Living Act. These board and care homes are required to meet some -- the same standards as shared housing facilities but it does not provide for the same level of oversight and enforcement. This would simply put these under the Assisted Living and Shared Housing Act, will ensure these -- more oversight and that proper safety standards are adhered to. This bill is an initiative of AARP and is supported by the Illinois Department of Public Health. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator John Jones.

SENATOR J. JONES:

Thank you, Madam President. I just rise in support of the legislation. Passed out of Licensed Activities unanimously and I'd recommend an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? Seeing none, the question is, shall House Bill 1729 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Yeas, none voting Nay, none voting Present. And House Bill 1729, having received the required constitutional majority, is declared passed. Senator Martinez, on 1743. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 1743.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Madam President, Members of the Senate. House Bill 1743, it is a civil rights violation for any employer participating in the EEV Basic Pilot Program to refuse to hire, to segregate, or to act with respect to recruitment, hiring, promotion, renewal of employment, selection for training or apprenticeship, discharge, discipline, tenure or terms without following the procedure of the Basic Pilot Program. And I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Radogno.

SENATOR RADOGNO:

Thank you, Madam President. This issue was discussed at some length in the Executive Committee, and as you may note, there were a number of Present votes on the bill. And the reason for that is, as Senator Martinez has explained, this creates a violation of the Human Rights Act. The difficulty is that this particular program has been found very difficult to use by a number of employers. In fact, the Chamber surveyed them and found that a third of employers have a difficult time understanding how to use the program. Consequently, if we end up making this a violation of the Human Rights Act, it's conceivable that many of our constituents would be inadvertently violating the Act and end up with a violation of the Human Rights Act. So that's one scenario that's problematic. The other scenario that's problematic is that because it is voluntary, in order to avoid violating the Act, employers will simply choose not to use the system whatsoever and this is a system that's in place in

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

5/16/2007

order to help employers verify citizenship in order to follow the laws. I'm not sure that's the road we want to go down. I'm going to be voting Present on it because it is -- I think it's a good idea, but I think it doesn't account for the issue of intent within the bill, and I would urge others to vote Present or No as well.

PRESIDING OFFICER: (SENATOR HALVORSON)

Any further discussion? Seeing none, the question is, shall House Bill 1743 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 40 voting Yea, 9 -- 5 Nays, 8 Presents. And House Bill 1743, having received the required constitutional majority, is declared passed. There being no further business to come before the Senate, the Senate stands adjourned until the hour of 10 a.m., tomorrow, May 17th, 2007. The Senate stands adjourned.