

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

HB0370	First Reading	4
HB0372	First Reading	4
HB0380	First Reading	4
SB0156	Second Reading	4
SB0214	Second Reading	5
SB0235	Second Reading	13
SB0270	Second Reading	5
SB0290	Second Reading	6
SB0302	Second Reading	6
SB0325	Second Reading	7
SB1255	Second Reading	7
SB1267	Second Reading	7
SB1272	Second Reading	8
SB1284	Second Reading	8
SB1292	Second Reading	8
SB1332	Second Reading	9
SB1342	Second Reading	10
SB1353	Second Reading	10
SB1371	Second Reading	10
SB1402	Second Reading	10
SB1421	Second Reading	13
SB1422	Second Reading	14
SR0127	Resolution Offered	3
SR0128	Resolution Offered	3
SR0129	Resolution Offered	3
SJR0046	Resolution Offered	3
Senate to Order-Senator Schoenberg		1
Prayer-Pastor Scott Poling		1
Pledge of Allegiance		1
Journal-Approved		1
Committee Reports		1
Messages from the House		3
Senate Stands at Ease/Reconvenes		11
Committee Reports		11
Adjournment		15

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

PRESIDING OFFICER: (SENATOR SCHOENBERG)

The regular Session of the 96th General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? The invocation today will be given by Pastor Scott Poling of the Harvest Baptist Church, in Oswego, Illinois. Pastor Poling.

PASTOR SCOTT POLING:

(Prayer by Pastor Scott Poling)

PRESIDING OFFICER: (SENATOR SCHOENBERG)

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

SENATOR JACOBS:

(Pledge of Allegiance, led by Senator Jacobs)

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY SHIPLEY:

Senate Journal of March 4th, 2009.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Senator Hunter. Welcome back.

SENATOR HUNTER:

Thank you, Mr. President. You look awfully wonderful in that Chair. I move that the Journal just read by the Secretary be approved, unless some Senators has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you, Senator Hunter. Flattery will get you everywhere. Senator Hunter moves to approve the Journals just read by the Secretary. There being no objection, so ordered. Madam Secretary, Committee Reports.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

SECRETARY SHIPLEY:

Senator Frerichs, Chairperson of the Committee on Agriculture and Conservation, reports Senate Bill 1526 Do Pass; and Senate Bill 1443 Do Pass, as Amended.

Senator Crotty, Chairperson of the Committee on Elections, reports Senate Bills 1466, 1473 and 1475 Do Pass; and Senate Bill 283 Do Pass, as Amended.

Senator Maloney, Chairperson of the Committee on Higher Education, reports Senate Bills 1453, 1580 and 1624 Do Pass; and Senate Bill 204 Do Pass, as Amended.

Senator Sandoval, Chairperson of the Committee on Transportation, reports Senate Bills 1512, 1541 and 1586 Do Pass.

Senator Delgado, Chairperson of the Committee on Public Health, reports Senate Bills 212, 1254 and 1617 Do Pass; Senate Bill 1351 Do Pass, as Amended; and Senate Joint Resolution 31 Be Adopted.

Senator Demuzio, Vice-Chairman of the Committee on Human Services, reports Senate Bills 1372, 1404, 1449, 1497 and 1583 Do Pass; Senate Resolution 94 Be Adopted; Senate Joint Resolution 32 Be Adopted; and Senate Joint Resolution 3 Be Adopted, as Amended.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, reports Senate Bills 1274, 1285, 1390, 1430, 1433, 1493, 1590 and 1621 Do Pass; and Senate Bill 1579 Do Pass, as Amended.

Senator Meeks, Chairperson of the Committee on Education, reports Senate Bill 1521 Do Pass; Senate Bills 261 and 1508 Do Pass, as Amended; and Senate Joint Resolution 20 Be Adopted.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

Senator Koehler, Chairperson of the Committee on Local Government, reports Senate Bills 1414, 1451 and 1527 Do Pass, as Amended.

And Senator Noland, Chairperson of the Committee on Criminal Law, reports Senate Bills 1289 and 1429 Do Pass; and Senate Bills 62, 298 and 1425 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Madam Secretary, Resolutions.

SECRETARY SHIPLEY:

Senate Resolution 128, offered by Senator Link and all Members.

It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Resolutions Consent Calendar.

SECRETARY SHIPLEY:

And Senate Resolution 127, offered by Senator Luechtefeld.

Senate Resolution 129, offered by Senator Hendon.

And Senate Joint Resolution 46, offered by Senator Clayborne.

They're all substantive.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you, Madam Secretary. Messages.

SECRETARY SHIPLEY:

I have 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 a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 364.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

We've received like Messages on House Bills 370, 372, 380, 394 and 404. All passed the House, March 4th, 2009. Mark Mahoney, Clerk of the House.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you, Madam Secretary. House Bills 1st Reading.

SECRETARY SHIPLEY:

House Bill 370, offered by Senator Forby.

(Secretary reads title of bill)

House Bill 372, offered by Senator Schoenberg.

(Secretary reads title of bill)

And House Bill 380, offered by Senator Garrett.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

On page 2 of the Calendar is the Order of Senate Bills 2nd Reading. Ladies and Gentlemen, it's our intention to go through bills to go -- on the Calendar on the Order of 2nd Reading. We'll begin at the top of page 2. Senate Bills 2nd Reading. Senate Bill 30. Senator Steans. Out of the record. Senate Bill 32. Senator Garrett. Out of the record. Senate Bill 42. Senator Millner. Out of the record. Senate Bill 43. Senator Clayborne. Senator {sic} 54. Senator Garrett. Senator 63 -- Senate Bill 63. Senator Silverstein. Senate Bill 65. Senator Silverstein. Senate Bill 89. Senator Dahl. Senate Bill 146. Senator Silverstein. Senator -- Senate Bill 152. Senator Garrett. Senate Bill 156. Senator Haine. Senator Haine. Please proceed. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 156.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 181. Senator Radogno. Senate Bill 190. Senator Garrett. Senate Bill 207. Senator Bond. Senate Bill 214. Senator Sullivan. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 214.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Pensions and Investments adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 229. Senator -- Senate Bill 229. Senator Pankau. Senate Bill 235. Senator Lightford. Senator Lightford. Senate Bill 241. Senator Raoul. Senate Bill 243. Senator Munoz. We'll skip to Senate Bill 270. Senator Demuzio. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

Senate Bill 270.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you. 3rd Reading. Senate Bill 290. Senator Haine. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 290.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

There been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 302. Senator Bomke. 302. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

Senate Bill 302.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you. 3rd Reading. Senate Bill 312. Senator Brady. Senator Brady. 312. Senate Bill 321. Senator Kotowski. 321. Skip to Senate Bill 325. Senator Maloney. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 325.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

There been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1186. Senator Sullivan. 1197. Senator Sullivan. 1221. Senator Trotter. 1252. Senator Trotter. 1255. Senator Althoff. 1255. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1255.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Now go to the top of page 4. Senate Bills 2nd Reading. Senate Bill 1267. Senator Crotty. Senator Crotty. 1267. Madam Secretary, please read the bill.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

SECRETARY SHIPLEY:

Senate Bill 1267.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1272. Senator Wilhelmi. 1272.

Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1272.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1277. Senator Rutherford. 1284.

Senator Steans. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1284.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1292. Senator Martinez. Madam

Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1292.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

PRESIDING OFFICER: (SENATOR SCHOENBERG)

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

SENATOR HAINE:

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Please state your point. If the Members could give Senator Haine their attention.

SENATOR HAINE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I have with me here today my Page for a Day, Meredith Bertels. Meredith is from my district and from the Edwardsville/Glen Carbon area. She's a senior at Edwardsville High School. She's a top student. She'll be attending Western Illinois University in the fall. And the Members of the Senate might also know that she is a cousin to our distinguished Chief of Staff, Andy Manar. And we're proud to have her here as a Page. And I would ask that you extend to her a warm Senate welcome.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

...you. Let's extend our warmest Senate greetings to Meredith today. Welcome to the Senate, Meredith. We'll next go to Senate Bills 2nd Reading. Senate Bill 1332. In the middle of page 4. Senator Dillard. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1332.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1335. Senator Trotter. 1342.
Senator Wilhelmi. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1342.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1346. Senator Wilhelmi. Out of
the record. Senate Bill 1353. Senator Viverito. Madam
Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1353.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1371. Senator Crotty. Madam
Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1371.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1421. Senator Link. Senator
Link. I'm sorry? Oh, I'm sorry. We'll go back to 1402.
Senator Crotty. Madam Secretary, please read the bill.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

SECRETARY SHIPLEY:

Senate Bill 1402.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1421 now. Senator Link. Senator Link. Senator Link. 1422. Top of page 5 on the Calendar. Nope. Senate will stand at ease for a few moments to allow the Committee on Assignments to meet. If the members of the Committee on Assignments could come to the President's Anteroom immediately. Committee of {sic} Assignments in the President's Anteroom immediately. The Senate will stand at ease.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Senate will come to order. Madam Secretary, Committee Reports.

SECRETARY SHIPLEY:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Consumer Protection Committee - Senate Bill 316; refer to Executive Committee - Senate -- Senate Bills 4 to 25, Senate Bill 108, 109, 111, 112, 120, 133, 134, 149, 175, 177, 185, 218, 219, 223, 291, 292, 315, 329, 384, 386, 599, 601, 749, -- I'm -- pardon me, it's 601 to 749 - pardon me, I'm going to start over - 329 to 384, Senate Bill 386 to Senate Bill 599, Senate Bills 601 to Senate Bill 749, Senate Bill 752 to

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

Senate Bill 1155, Senate Bill 1260, 1264, 1265, 1273, 1291, Senate Bills 1300 through 1329, Senate Bill 1330, 1375, 1410, 1411, 1435, 1440, 1488, 1500, 1501, 1503, 1538, 1567, 1682, 1698, 1718, 1719, 1723, 1770, 1833, 1874 {sic}, 1860, 1865 -- 1847, 1860, 1865, 1892, 1905, 1907, 1909, 1920, 1925, 1938, 1947, 1981, 1982, 1996 through 1998, 2016, 2051, 2060, 2089, 2091, 2101, 2123, 2155, 2159, 2161, 2163, 2165, 2167, 2169, 2171, 2173, 2175, 2177, 2179, 2181, 2183, -- Senate Bills 2185 through 2211, Senate Bill 2213, 2214, 2215, 2217, 2219, 2223, 2225, 2227, 2229, 2231, 2233, 2235, 2237, 2239, 2241, 2243, 2257, 2269, 2288, 2260, Senate Bills 2290 through 2295, and Senate Bills 2297 through 2337; re-referred from Pensions and Investments Committee to the Committee on Assignments - Senate Bill 1469; and re-referred from the Local Government Committee to the Committee on Assignments - Senate Bill 2141.

Senator James Clayborne, Chairman. March 5th, 2009.

And a second Committee Report.

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Commerce Committee - Committee Amendment No. 1 to Senate Bill 1408; refer to Executive Committee - Committee Amendment No. 1 to Senate Bill 1282, Committee Amendment No. 1 to Senate Bill 1470, Committee Amendment No. 1 to Senate Bill 1656, Committee Amendment No. 2 to Senate Bill 1656, House Joint Resolution 1, Senate Joint Resolution, Constitutional Amendment, 13, Senate Joint Resolution, Constitutional Amendments, 14, 15, 17, 22, 23, 24, 25, 26, 27, 28, 37, 38, 39, 40, 41 and 43, and Committee Amendment No. 1 to Senate Bill 138; refer to Gaming -- Gaming

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

Committee - Committee Amendment No. 2 to Senate Bill 1298; refer to Human Services Committee - Senate Resolution 105; refer to Insurance Committee - Committee Amendment No. 2 to Senate Bill 68; refer to Licensed Activities Committee - Committee Amendment No. 1 to Senate Bill 318 and Committee Amendment No. 2 to Senate Bill 318; refer to Public Health Committee - Senate Resolution 98; and re-referred from the Transportation Committee to Agriculture and Conservation Committee - Senate Joint Resolution 19.

Senate James Clayborne, Chairman. March 5th, 2009.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

With leave of the Body, we're going to go back to Senate Bills 2nd Reading on the top of page 3. Senator Lightford. Senator Lightford. Senate Bill 235. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 235.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Have there been any Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

...you -- thank you. 3rd Reading. With leave of the Body, we're going to go to the bottom of page 4. Bottom of page 4. Senate Bills 2nd Reading. Senator Link. 1421. Senator Link.

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1421.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senate Bill 1422. Senator Link. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 1422.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SCHOENBERG)

3rd Reading. Senator Munoz, for what purpose do you seek recognition?

SENATOR MUNOZ:

Thank you, Mr. President. For the purpose of announcement.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Please state your point, sir.

SENATOR MUNOZ:

Senate Democrats are requesting a caucus in the President's Office either upon recess or adjournment.

PRESIDING OFFICER: (SENATOR SCHOENBERG)

Thank you. The Senate Democrats will caucus upon recess or adjournment. It looks like the Republicans will just take an early lunch. We'll stand at ease momentarily. With leave of the Body, we'll have some committee announcements. The Labor

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

21st Legislative Day

3/5/2009

Committee will meet at 12:30 in Room 212 of the Capitol. Labor at 12:30 in 212. Pensions and Investments at 12:30 in Room 409 of the Capitol. Pensions and Investments at 12:30, Room 409. Executive at 2 o'clock in 212. Licensed Activities at 2 o'clock in 409. Revenue at 2 o'clock in Room 400. Appropriations II will meet at 4 p.m. in Room 212. Insurance will meet at 4 p.m. in Room 400. And State Government and Veterans Affairs will meet at 4 p.m. in Room 409. There being no further business before the Senate, the Senate will adjourn until the hour of 11:45 a.m. on Friday, March 6th, 2009. The Senate will now stand adjourned.