

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

56th Legislative Day

5/26/2009

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PRESIDING OFFICER: (SENATOR CLAYBORNE)

The regular -- the regular Session of the 96th General Assembly will please come to order -- order. Will the Members please be at their seats? Will our -- with -- will our guests in the galleries please rise? The invocation today will be given by Pastor Terry Grebing from Zion Lutheran Church, Bunker Hill, Illinois.

PASTOR TERRY GREBING:

(Prayer by Pastor Terry Grebing)

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Pledge of Allegiance will be led by Senator Maloney.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY ROCK:

Senate Journal of Friday, May 22nd, 2009.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Hunter.

SENATOR HUNTER:

Mr. President, I move to postpone the reading and approval of the Journal just read by the Secretary, pending arrival of the printed transcript.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Hunter moves the -- moves to approve {sic} the Journal just read by the Secretary. There being no objection, so ordered. Madam Secretary, Resolutions.

SECRETARY ROCK:

Senate Resolution 300, offered by Senator Haine and all

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Members.

Senate Resolution 301, offered by Senator Haine and all Members.

Senate Resolution 302, offered by Senator Haine and all Members.

They are death resolutions.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Resolutions -- Resolutions and {sic} Consent Calendar, Madam Secretary.

SECRETARY ROCK:

Senate Resolution 299, offered by Senator Cronin.

And Senate Joint Resolution 71, offered by Senator Steans.

They are substantive.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The Senate will stand at ease for a few minutes to allow the Committee on Assignments to meet. The members of the Committee on Assignments will come to the President's Anteroom immediately. The Senate will stand at ease. Senator Schoenberg in the Chair.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, Committee Reports.

SECRETARY ROCK:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to the Appropriations II Committee - Floor Amendment 1 to House Bill 314; refer to the Commerce Committee -

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Motion to Concur with House Amendment 1 and House Amendment 2 to Senate Bill 1920; refer to the Criminal Law Committee - Floor Amendment 2 to Senate Bill 1320; refer to the Education Committee - Motion to Concur with House Amendment 1 to Senate Bill 1508; refer to the Energy Committee - Motion to Concur with House Amendment 1 to Senate Bill 1448; refer to the Executive Committee - Motion to Concur with House Amendment 1 to Senate Bill 2090 and Floor Amendment 1 to Senate Bill 399; refer to the Financial Institutions Committee - Motion to Concur with House Amendment 1 and House Amendment 2 to Senate Bill 1698; refer to the Licensed Activities Committee - Motion to Concur with House Amendment 1 to Senate Bill 122, Motion to Concur with House Amendment 1 to Senate Bill 1384, Motion to Concur with House Amendment 1 to Senate Bill 1339 and Motion to Concur with House Amendment 1, 2 and 3 to Senate Bill 290; refer to the Local Government Committee - Motion to Concur with House Amendment 1 to Senate Bill 337; refer to the Public Health Committee - Motion to Concur with House Amendment 2 to Senate Bill 2043, Motion to Concur with House Amendment 1 to Senate Bill 574; refer to the Revenue Committee - Motion to Concur with House Amendment 1 to Senate Bill 1975, Motion to Concur with House Amendment 1 and House Amendment 2 to Senate Bill 89, and House Bill 4046; refer to the Telecommunications and Information Technology Committee - Motion to Concur with House Amendment 1 to Senate Bill 577.

Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Schoenberg, for what purpose do you seek recognition?

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SENATOR SCHOENBERG:

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

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your point.

SENATOR SCHOENBERG:

Mr. -- Mr. President and Ladies and Gentlemen of the Senate, it's my privilege today to be joined by Sophie Steger, who's my Page for the Day. Sophie is in fifth grade at the Middleton Elementary School in Skokie. Her interests include singing, acting, painting, reading, dancing, the French horn, and writing. And she aspires to be either an actress, singer, author, or President of the United States. She's joined by her father, Randall, who's up in the gallery behind the President's Podium. Let's please give them a warm Senate greeting. Thank you.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Will our guests rise? And welcome to Springfield. Thanks for coming. We have announcements. Listen up. At 12:30, Appropriations I will meet in Room 212. At 12:32, Appropriations Committee will meet in Room 212. At 1:35, Transportation Committee will meet in Room 400. At 1:35, Education will meet in Room 409. At 2 o'clock, Insurance Committee will meet in Room 400. At 2 o'clock, State Government and Veteran {sic} (Veterans) Affairs will meet in Room 409. At 2:30, Exec will meet in 212. At 2:30, Revenue will meet in Room 400. At 2:30, Licensed Activities will meet in Room 409. At 3:15, Human Services will meet in Room 212. At 3:15, Judiciary will meet -- Judiciary will meet in Room 400 - at 3:15. At 3:45, Criminal Law will meet in Room 212. At 3:45, Environment

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will -- will meet in Room 400. At 3:45, Local Government will meet in Room -- I mean, in Room 409. At 4:15, Labor will meet in Room 212. At 4:15, Pension {sic} (Pensions) and Investments will meet in Room 409. At 4:45, Public Health will meet in Room 212. At 4:45, Elections will meet in Room 400. At 4:45, Ag and Conservation will meet in Room 409. At 5:15, Energy will meet in Room 212. At 5:15, Financial Institutions will meet in Room 400. At 5:15, Consumer Protection will meet in Room 409. At 5:45, Commerce will meet in Room 409. Senator Forby, for what purpose do you seek recognition?

SENATOR FORBY:

Point of privilege.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your point, Senator Forby.

SENATOR FORBY:

Today I have two Pages with me today. It's Caroline and Andrew Hopper. They're from Champaign. They are the granddaughters {sic} of my assistant, Bobbie Decatoire. Will you please give them a great hand?

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Welcome to Springfield. Senator Haine, for what purpose do you seek recognition?

SENATOR HAINE:

A point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your point, Senator.

SENATOR HAINE:

Mr. President, Ladies and Gentlemen of the Senate, I have a Page for a Day, Daniel Draper, of my hometown of Alton. And his

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parents are here, Melissa Draper and -- and attorney James Lynch, who -- who are sitting up behind the Republican side of the aisle there in -- in the gallery. I would ask that you -- we all give them a -- a strong Senate welcome.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Will our guests please -- please rise? And welcome to Springfield. Senator Burzynski, for what purpose do you seek recognition?

SENATOR BURZYNSKI:

Thank you, Mr. President. Inquiry, please.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your point.

SENATOR BURZYNSKI:

Thank you. Mr. President, you were leading through -- reading through the list of committees that are going to meet and, if I'm not mistaken, I heard the Insurance Committee at 2 p.m. this afternoon. My question is relative to there was already a posting for an Insurance Committee at 12:01 today. Does the 2 o'clock posting include the -- the 12:01 committee? Is -- is that being rolled into the 2 o'clock committee, is what I'm asking.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Yes. The -- the Senate will stand in recess to the call of the Chair. After committee meetings, the Senate -- Senate will reconvene to receive committee reports and for further Floor action. The Senate stands in recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

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PRESIDING OFFICER: (SENATOR CLAYBORNE)

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

SECRETARY ROCK:

Senator Trotter, Chairperson of the Committee on Appropriations I, reports Senate Bills 1240 through 1251 and 1253 Do Pass; and House Bills 13, 83, 609, 612, 859, 991, 2270, 2314, 2469, 2640 and 3841 Do Pass, as Amended.

Senator Schoenberg, Vice-Chairperson of the Committee on Appropriations II, reports Senate Bills 1187, 1196 and 1198 through 1208 Do Pass; and House Bills 84 and 962 Do Pass, as Amended.

Senator Sandoval, Chairperson of the Committee on Transportation, reports Motions to Concur with House Amendment 1 to Senate Bill 1341, House Amendment 1 to Senate Bill 1729 and House Amendment 1 to Senate Bill 1866 recommended Do Adopt.

Senator Meeks, Chairperson of the Committee on Education, reports Motions to Concur with House Amendment 1 to Senate Bill 1391, House Amendment 1 to Senate Bill 1508, House Amendment 1 to Senate Bill 1557, House Amendments 1 and 2 to Senate Bill 1718, House Amendment 1 to Senate Bill 1882, House Amendment 1 to Senate Bill 1956, House Amendment 1 to Senate Bill 1977, House Amendments 1 and 2 to Senate Bill 2119 and House Amendment 1 to Senate Bill 2277 recommended Do Adopt.

Senator Haine, Chairperson of the Committee on Insurance, reports House Bill 152 Do Pass, as Amended; and Motion to Concur with House Amendment 1 and 2 to Senate Bill 1877 recommended Do Adopt.

Senator Demuzio, Chairperson of the Committee on State

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Government and Veterans Affairs, reports Motions to Concur with House Amendment 1 to Senate Bill 27, House Amendment 1 to Senate Bill 47, House Amendment 1 to Senate Bill 1737 and House Amendment 1 to Senate Bill 2045 recommended Do Adopt.

Senator Silverstein, Chairperson of the Committee on Executive, reports Motions to Concur with House Amendment 1 to Senate Bill 206, House Amendment 1 to Senate Bill 269 and House Amendment 1 to Senate Bill 2090 recommended Do Adopt.

Senator Martinez, Chairperson of the Committee on Licensed Activities, reports House Amendments -- Motion to Concur with House Amendment 1 to Senate Bill 69, House Amendment 1 to Senate Bill 122, House Amendment 1 and 2 to Senate Bill 149, House Amendments 1, 2 and 3 to Senate Bill 290, House Amendment 1 to Senate Bill 318, House Amendment 1 to Senate Bill 1339, House Amendment 1 to Senate Bill 1384, House Amendment 1 to Senate Bill 1486 and House Amendment 1 to Senate Bill 1830 recommended Do Adopt.

Senator Meeks, Vice-Chairperson of the Committee on Revenue, reports Motions to Concur with House Amendments 1 and 2 to Senate Bill 89, House Amendment 1 to Senate Bill 1490, House Amendment 1 and 2 to Senate Bill 1544 and House Amendment 1 to Senate Bill 1975 recommended Do Adopt.

Senator Hunter, Chairperson of the Committee on Human Services, reports Motions to Concur with House Amendment 1 to Senate Bill 209, House Amendment 1 to Senate Bill 340, House Amendment 1 to Senate Bill 1499 and House Amendment 1 to Senate Bill 1583 recommended Do Adopt.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, reports Motions to Concur with House Amendments 1 and

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2 to Senate Bill 266, House Amendments 1 and 2 to Senate Bill 1390, House Amendment 1 to Senate Bill 1493, House Amendment 1 to Senate Bill 2111 recommended Do Adopt.

Senator Noland, Chairperson of the Committee on Criminal Law, reports Senate Amendment -- Motion to Concur -- wait, I'm sorry. Senator Noland, Chairperson of the Committee on Criminal Law, reports Senate Amendment 2 to Senate Bill 1320 recommended Do Adopt; Motion to Concur with House Amendment 1 to Senate Bill 145, House Amendment 1 to Senate Bill 1677, House Amendment 1 to Senate Bill 2010, House Amendment 1 to Senate Bill 2026 recommended Do Adopt.

Senator Garrett, Chairperson of the Committee on Environment, reports Motion to Concur with House Amendment 1 to Senate Bill 125, House Amendment 1 to Senate Bill 1489 and House Amendment 1 to Senate Bill 1601 recommended Do Adopt.

Senator Koehler, Chairperson of the Committee on Local Government, reports Motions to Concur with House Amendment 1 to Senate Bill 246, House Amendment 1 with Senate Bill 337, House Amendment 1 to Senate Bill 587, House Amendment 1 to Senate Bill 1784 and House Amendment 1 to Senate Bill 2272 -- 2272 recommended Do Adopt.

Senator Forby, Chairperson of the Committee on Labor, reports Motion to Concur with House Amendment 1 to Senate Bill 1133 and House Amendments 1 and 2 to Senate Bill 1770 recommended Do Adopt.

Senator Raoul, Chairperson of the Committee on Pensions and Investments, reports Motions to Concur with House Amendment 1 to Senate Bill 214, House Amendment 1 to Senate Bill 1479 and House Amendment 1 to Senate Bill 1705 recommended Do Adopt.

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Senator Frerichs, Chairperson on the Committee of Agriculture and Conservation, reports Motion to Concur with House Amendment 1 to Senate Bill 38 recommended Do Adopt.

Senator Crotty, Chairperson of the Committee on Elections, reports Motion to Concur with House Amendment 1 to Senate Bill 1662 and House Amendment 1 to Senate Bill 1801 recommended Do Adopt.

Senator Delgado, Chairperson of the Committee on Public Health, reports Motion to Concur with House Amendment 1 to Senate Bill 133, House Amendment 1 to Senate Bill 212, House Amendment 1 to Senate Bill 574, House Amendment 1 to Senate Bill 1254, House Amendment 1 to Senate Bill 1685, House Amendment 2 to Senate Bill 2043 recommended Do Adopt.

Senator Holmes, Chairperson of the Committee on Consumer Protection, reports Motions to Concur with House Amendment 1 to Senate Bill 1408, House Amendment 1 to Senate Bill 1629, House Amendments 1 and 2 to Senate Bill 1631 and House Amendment 1 and 2 to Senate Bill 1922 recommended Do Adopt.

Senator Collins, Chairperson of the Committee on Financial Institutions, reports Motion to Concur with House Amendment 1 and 2 to Senate Bill 1698 recommended Do Adopt.

Senator Kotowski, Chairperson of the Committee on Commerce, reports Motion to Concur with House Amendments 1 and 2 to Senate Bill 1920 recommended Do Adopt.

Senator Bond, Chairperson of the Committee on Telecommunications and Technology, reports Motion to Concur with House Amendment 1 to Senate Bill 577 recommended Do Adopt.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, Resolutions.

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SECRETARY ROCK:

Senate Resolution 303, offered by Senator Hutchinson.
It is substantive.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, Messages from the House.

SECRETARY ROCK:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 235, together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Amendment 1.

We have received like Messages on Senate Bill 933, with House Amendment 1, and Senate Bill 2103, with House Amendment 1. All passed the House, as amended, May 26th, 2009. Mark Mahoney, Clerk of the House.

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

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to wit:

House Bill 85.

Which amendment is as follows:

Senate Amendment 1.

Non-concurred in by the House, May 26th, 2009.

We have received a like Message on House Bill 261, with Senate Amendments 1, 2, 3 and 4.

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Non-concurred in by the House, May 26th, 2009. Mark Mahoney
Clerk of the House.

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

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

House Joint Resolution 55.

Adopted by the House, May 26th, 2009. Mark Mahoney, Clerk of
the House. Offered by Senator Clayborne.

It is substantive, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

There being no further business to come before the Senate,
the Senate stands adjourned until Wednesday, May 27th, 2009, at
8:45 a.m. Senate stands adjourned.