

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

AM0024	Appointment Confirmed	8
AM0026	Appointment Confirmed	9
AM0027	Read into Record	3
AM0028	Read into Record	4
SR0072	Resolution Offered	2
SR0073	Resolution Offered	2
SR0074	Resolution Offered	2
SR0075	Resolution Offered	2
SR0076	Resolution Offered	3
SR0077	Resolution Offered	3
SR0078	Resolution Offered	3
SR0079	Resolution Offered	3
SR0080	Resolution Offered	3
SR0081	Resolution Offered	3
Senate to Order-Senator Crotty		1
Prayer-Pastor Shaun Lewis		1
Pledge of Allegiance		1
Journals-Postponed		1
Committee Reports		2
Communications from the Secretary of State		4
Committee Reports		6
Executive Session		7
Executive Session Arises		10
Senate Stands in Recess/Reconvenes		10
Committee Reports		10
Adjournment		11

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

PRESIDING OFFICER: (SENATOR CROTTY)

The regular Session of the 97th 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 Shaun Lewis, the Capitol Commission, Springfield, Illinois. Pastor.

PASTOR SHAUN LEWIS:

(Prayer by Pastor Shaun Lewis)

PRESIDING OFFICER: (SENATOR CROTTY)

Pledge of Allegiance. Senator Jacobs.

SENATOR JACOBS:

(Pledge of Allegiance, led by Senator Jacobs)

PRESIDING OFFICER: (SENATOR CROTTY)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY ROCK:

Senate Journals of Thursday, February 17th, and Wednesday, February 23rd, 2011.

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Hunter.

SENATOR HUNTER:

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

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Hunter moves to postpone the reading and the approval of the Journal, pending arrival of the printed transcripts. There being no objection, so ordered. Senator Dillard, for what purpose do you rise?

SENATOR DILLARD:

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Thank you, Madam President. On a point of personal privilege.

PRESIDING OFFICER: (SENATOR CROTTY)

State your point.

SENATOR DILLARD:

Thank you. As the Members gather back on the Floor, we were gone last week, but a momentous event occurred in the life of one of our Members, and that is, Senator Cultra has a new grandson, Spencer Cole, a little boy. So please join me in applauding and -- and saying, congratulations, Grandpa Cultra. It's got a great sound to it.

PRESIDING OFFICER: (SENATOR CROTTY)

Congratulations, Shane. Welcome to the brotherhood of grandparents. Madam Secretary, Committee Reports.

SECRETARY ROCK:

Senator Muñoz, Chairman of the Committee on Executive Appointments, reports the following: Appointment Messages 24 and 26 recommended Do Advise and Consent.

PRESIDING OFFICER: (SENATOR CROTTY)

...Secretary, Resolutions.

SECRETARY ROCK:

Senate Resolution 72, offered by Senator Haine and all Members.

Senate Resolution 73, offered by Senator Haine and all Members.

Senate Resolution 74, offered by Senator Haine and all Members.

Senate Resolution 75, offered by Senator Raoul and all Members.

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Senate Resolution 76, offered by Senator Wilhelmi and all Members.

Senate Resolution 77, offered by Senator Wilhelmi and all Members.

Senate Resolution 78, offered by Senator Dillard and all Members.

Senate Resolution 79, offered by Senator Dillard and all Members.

Senate Resolution 80, offered by Senator Dillard and all Members.

They are death resolutions, Madam President.

PRESIDING OFFICER: (SENATOR CROTTY)

Resolutions Consent Calendar.

SECRETARY ROCK:

Senate Resolution 81, offered by Senator Lauzen.

It is substantive.

PRESIDING OFFICER: (SENATOR CROTTY)

Madam Secretary, Appointment Messages.

SECRETARY ROCK:

Appointment Message 27

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

To be Director of the Division of Banking with the Illinois Department of Financial and Professional Regulation:

Manuel Flores

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Annual Compensation: \$136,217

Appointment Message 28

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

To be Commissioner and Chairman of the Illinois Commerce Commission:

Douglas Scott

Annual Compensation: \$134,022

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Radogno, for what purpose do you rise?

SENATOR RADOGNO:

Personal privilege, please.

PRESIDING OFFICER: (SENATOR CROTTY)

...your point.

SENATOR RADOGNO:

I rise to make my weekly announcement of a new Republican Senator. As you all know, Senator Risinger retired last -- as of -- yesterday and replacing him is Senator Darin LaHood. So, I -- you may be familiar with that name, but please welcome Senator LaHood.

PRESIDING OFFICER: (SENATOR CROTTY)

Welcome, Senator LaHood, to the Senate. Communications from the Secretary of State.

SECRETARY ROCK:

I have a letter dated February 28th, 2011.

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Honorable Jillayne Rock, Secretary of the Senate.

Dear Ms. Rock - This office is forwarding herewith a copy of a Notification of Vacancy from the Legislative Committee of the Republican Party for the 37th Legislative District declaring the existence of a vacancy in the Office of State Senator for the 37th Legislative District of the 97th General Assembly, as a result of the resignation of Senator Dale Risinger, effective February 28th, 2011. Also enclosed is the copy of the Legislative Committee's Certificate of Appointment for Darin LaHood, Dunlap, Illinois, who was appointed to fill the vacancy in the Office of State Senator in the 37th Legislative District for the 97th General Assembly.

Yours truly, Jesse White, Secretary of State.

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Jacobs, for what purpose do you rise?

SENATOR JACOBS:

Purpose of announcement, Madam Chairman {sic}. I just wanted to remind everybody that, tonight, ComEd and Network and GE are hosting a Smart Grid/Smart Energy exhibit over at the Convention Center. A bus will be leaving from here from 2:30 to 7:00, back and forth. There'll be appetizers, some liquid libations. And it's a good chance to take a look at the new smart grid and some of the cutting-edge technology that'll save consumers money.

PRESIDING OFFICER: (SENATOR CROTTY)

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. (at ease) Madam

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Secretary, Committee Reports.

SECRETARY ROCK:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures...

PRESIDING OFFICER: (SENATOR CROTTY)

The Senate will come to order. 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 Agriculture and Conservation Committee - Committee Amendment 1 to Senate Bill 168; refer to the Commerce Committee - Committee Amendment 1 to Senate Bill 1238, Committee Amendment 2 to Senate Bill 1238, Committee Amendment 1 to Senate Joint Resolution 3; refer to the Criminal Law Committee - Committee Amendment 1 to Senate Bill 64; refer to the Executive Committee - Committee Amendment 1 to Senate Bill 39, Committee Amendment 2 to Senate Bill 39, Committee Amendment 1 to Senate Bill 133, Committee Amendment 1 to Senate Bill 1821; refer to the Executive Committee -- excuse me, Executive Appointments Committee - Appointments Message 27 and 28; refer to the Human Services Committee - Committee Amendment 1 to Senate Bill 1538; refer to the Insurance Committee - Committee Amendment 1 to Senate Bill 1244; refer to the Judiciary Committee - Committee Amendment 1 to Senate Bill 69 and Committee Amendment 1 to Senate Bill 1703; refer to the Licensed Activities Committee - Committee Amendment 1 to Senate Bill 140 {sic}; refer to the Local Government Committee - Committee Amendment 1 to Senate Bill 83; refer to the

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Transportation Committee - Committee Amendment 1 to Senate Bill 1641.

Signed by Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Koehler, for what reason do you rise?

SENATOR KOEHLER:

Yes, thank you, Madam President. Just for a point of personal privilege. I just want to welcome my -- my good friend, Darin LaHood, Senator LaHood now, to the -- the Senate. And I -- I told Senator Risinger that I would do this, because I said, "I want you to come back now so we can say nice things and embarrass you". And he said, "no". He says, "I'm -- I'm -- I'm out of here." But I want to say things anyway. Senator Dale Risinger was -- was a good personal friend, somebody that I absolutely respected and we got along so well together that I think that -- hopefully, Peorians understood the uniqueness of that relationship. It really mean -- meant that bipartisanship does work in Springfield. And with Senator LaHood, it's going to be a continuation of that. He's an outstanding young man and I really appreciate his being here and being part of the Peoria team.

PRESIDING OFFICER: (SENATOR CROTTY)

Thank you, Senator. Ladies and Gentlemen of the Senate, we will now proceed to Calendar -- Supplemental Calendar No. 1. To fulfill our responsibilities under Article V, Section 9 of the Constitution, we will now proceed to the Order of Advice {sic} and Consent. Senator Muñoz.

SENATOR MUÑOZ:

Thank you, Madam President. I move that the Senate resolve



STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

itself into Executive Session for the purpose on acting on the appointments set forth in the Appointment Messages 24 and 26.

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Muñoz moves that the Senate resolve itself into Executive Session for the purpose of acting on the appointments set forth in Appointment Messages 24 and 26. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the motion in {sic} carries. The Senate is resolved into Executive Session. Ladies and Gentlemen, we're taking final action on these two points. Thank you very much. Madam Secretary, Executive Appointments - Appointment Messages. Appointment Message 24. Senator Muñoz.

SENATOR MUÑOZ:

Madam President, with respect to the Appointment Message 24, I will read the salaried appointment of which the Committee on Executive Appointments recommends that the Senate do advise and consent:

To be a Commissioner of the Workers' Compensation Commission, for a term commencing February 14th, 2011, and ending January 21, 2013: Thomas Tyrrell.

Mr. {sic} President, having read the salaried appointment, I now seek leave to consider the Appointment Message on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR CROTTY)

Is there any discussion? The question is, does the Senate advise and consent to the Appointment Message just read. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

all voted who wish? Take the record. On the question, there are 51 Ayes, 3 Nays, No voting -- none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the Appointment Message just read. Madam Secretary, Appointment Message 26. Senator Muñoz.

SENATOR MUÑOZ:

Madam President, with respect to the Appointment Message 26, I will read the salaried appointment of which the Committee on Executive Appointments recommends that the Senate do advise and consent:

To be the Director of the Illinois Emergency Management Agency, for a term commencing February 14th, 2011, and ending January 21, 2013: Jonathon Monken.

Madam President, having read the salaried appointment, I now seek leave to consider the Appointment Message on a roll call. Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR CROTTY)

Is there any discussion? The question is... If I can have your attention. The question is, does the Senate advise and consent to the Appointment Message just read. 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 the question, there are 52 voting Aye, 1 voting Nay, 1 voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the Appointment Message just read. Senator Muñoz.

SENATOR MUÑOZ:

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Thank you, Madam President. I move that the Senate arise from Executive Session.

PRESIDING OFFICER: (SENATOR CROTTY)

Senator Muñoz moves that the Senate arise from Executive Session. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the motion carries. The Senate has arisen from Executive Session. Ladies and Gentlemen, committee assignments -- committee announcements. So you may want to pay attention. Agriculture and Conservation will meet at 2 p.m. in Room 409. Public Health will meet at 2 p.m., 212. Human Services, at 3:30 in 212. Judiciary will meet at 3:30 in Room 400. Appropriations I, 5 p.m. in 212. Education, 5 p.m. in Room 409. And Transportation, 5 p.m. in Room 400. The Senate will stand in recess to the call of the Chair. After committee meetings, the Senate will reconvene to receive committee reports and for further Floor action. The Senate stands at recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR CROTTY)

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

SECRETARY ROCK:

Senator Frerichs, Chairperson of the Committee on Agriculture and Conservation, reports Senate Bills 137 and 1337 Do Pass.

Senator Delgado, Chairperson of the Committee on Public Health, reports Senate Bills 145, 1248, 1342 and 1379 Do Pass; and Senate Resolution 43 Be Adopted.

STATE OF ILLINOIS  
97th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

11th Legislative Day

3/1/2011

Senator Hunter, Chairperson of the Committee on Human Services, reports Senate Bills 106, 1612, 1784 Do Pass; Senate Bill 1538 Do Pass, as Amended; Senate Joint Resolution 2 Be Adopted.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, reports Senate Bills 62, 1372, 1753 Do Pass; and Senate Bill 1703 Do Pass, as Amended.

Senator Meeks, Chairperson of the Committee on Education, reports Senate Bills 1643, 1742, 1744, 1794, 1799 Do Pass; and Senate Resolution 44 Be Adopted.

Senator Sandoval, Chairperson of the Committee on Transportation, reports Senate Bills 1361, 1585, 1732 and 1733 Do Pass; and Senate Bill 1641 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR CROTTY)

There being no further business to come before the Senate, the Senate stands adjourned until the hour of 10:30 a.m. on the 2nd day of March, 2011. The Senate stands adjourned.