

STATE OF ILLINOIS
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REGULAR SESSION
SENATE TRANSCRIPT

72nd Legislative Day

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Adjournment

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PRESIDING OFFICER: (SENATOR LINK)

The regular Session of the 98th General Assembly will please come to order. Will the Members please be at their desk? Will our guests in the galleries please rise? The invocation today will be given by Ruth Souther, Sanctuary of Formative Spirituality, Auburn, Illinois.

RUTH SOUTHER:

(Prayer by Ruth Souther)

PRESIDING OFFICER: (SENATOR LINK)

Please remain standing for the Pledge Allegiance. Senator Jacobs.

SENATOR JACOBS:

(Pledge of Allegiance, led by Senator Jacobs)

PRESIDING OFFICER: (SENATOR LINK)

Mr. Secretary, Reading and Approval of the Journal.

SECRETARY ANDERSON:

Senate Journals of Wednesday, October 23rd, and Wednesday, October 30th, 2013.

PRESIDING OFFICER: (SENATOR LINK)

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 LINK)

Senator Hunter moves to postpone the reading and approval of the Journal, pending the arrival of the printed transcript. There being no objection, so ordered. Mr. Secretary, Resolutions.

SECRETARY ANDERSON:

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Senate Resolution 663, by Senator Althoff and all Members.

Senate Resolution 664, offered by Senator Holmes and all Members.

Senate Resolution 665, offered by Senator Haine and all Members.

Senate Resolution 666, offered by Senator Dillard and all Members.

Senate Resolutions 667 and 668, by Senator Haine and all Members.

Senate Resolution 669, by Senator Rose and all Members.

Senate Resolution 670, by Senator Frerichs and all Members.

Senate Resolution 671 and 673, by Senator Haine and all Members.

All are death resolutions, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

Resolution Consent Calendar.

SECRETARY ANDERSON:

Senate Resolution 672, by Senator Althoff.

It is substantive, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

Committee Reports, Mr. Secretary.

SECRETARY ANDERSON:

Senator Muñoz, Chairman of the Committee on Executive Appointments, reports the following: Appointment Messages 41, 123, 124, 150, 152, 162, 173, 188, 189, 191, 196, 204, 221, 234 through 237, 240 through 242, 244 through 249, 258 through 262, 265 through 267, 270 through 286, 292, 293, 311 through 316, 319, 324 through 332, 339, 343 through 353, 354, 358 and 359 Recommended Do Advise and Consent.

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PRESIDING OFFICER: (SENATOR LINK)

Mr. Secretary, Introduction of Bills.

SECRETARY ANDERSON:

Senate Bill 2614, offered by Senator Bivins.

(Secretary reads title of bill)

Senate Bill 2615, offered by Senator Hutchinson.

(Secretary reads title of bill)

And Senate Bill 2616, offered by Senator Cunningham.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR LINK)

Appointment Messages, Mr. Secretary.

SECRETARY ANDERSON:

Appointment Message 360

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

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

To be the Chief Administrative Law Judge of the Illinois Independent Tax Tribunal:

James Martin Conway

Annual Compensation: \$142,339, plus \$15,000 stipend

Appointment Message 361

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

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named

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individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

To be a Member, Physical Therapist, State Board of Health:

Babette Seligmann Sanders

Appointment Message 362

To the Honorable Members of the Senate, Ninety-Eighth 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 a Member, Chiropractic Physician, of the State Board of Health:

Monica E. Schnack

PRESIDING OFFICER: (SENATOR LINK)

Senator Rose, for what purpose do you rise?

SENATOR ROSE:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR ROSE:

Colleagues, we're very happy today to have with us a number of the Decatur Chamber of Commerce, if you'd rise in the gallery. They're down here today learning more about State government. And on behalf of my colleague, Senator Andy Manar, who - we share Macon and Decatur - we would like to welcome them to Springfield. So, thank you.

PRESIDING OFFICER: (SENATOR LINK)

Welcome to Springfield. James Carder of Blueroomstream

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requests permission to videotape. Seeing no objection, permission granted. On page 2, House Bills 2nd Reading. House Bill 1551. Senator Sandoval. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 1551.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported. {sic} (Committee on Executive adopted Amendments 1 & 2)

PRESIDING OFFICER: (SENATOR LINK)

Have there been any Floor amendments approved for consideration?

SECRETARY ANDERSON:

No further amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. Will the Committee on Assignments please meet in the President's Anteroom immediately? Committee on Assignments please meet in the President's Anteroom immediately. Thank you. Mr. Secretary, Resolutions.

SECRETARY ANDERSON:

Senate Resolution 674, offered by Senators Radogno and Brady. It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

Resolution Consent Calendar. (at ease) Committee Reports, Mr. Secretary.

SECRETARY ANDERSON:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Education Committee - Committee Amendment 1 to House Bill 1002; refer to Human Services Committee - Floor Amendment 2 to

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House Bill 1516; Be Approved for Consideration - Senate Bill 214 {sic}, 341, 497, Floor Amendment 3 to House Bill 1551, House Bill 2327, 2494 and 3271.

Signed, Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR LINK)

Please listen up on this. In addition to committees that -- already previously been posted, Licensed Activities and Pensions will meet in Room 400 at 3 p.m., Human Services will meet in Room 409 at 4 p.m. today, and Criminal Law will meet in 409 at 9 a.m. tomorrow morning. I'll repeat it one more time. Licensed Activity {sic} and Pensions will meet in Room -- 400 at 3 p.m. today. Human Services will meet at {sic} 409 at 4 p.m. today. And Criminal Law will meet at -- in 409 at 9 a.m. tomorrow. Senator Althoff, for what purpose do you rise?

SENATOR ALTHOFF:

Purpose of announcement, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

State your announcement.

SENATOR ALTHOFF:

The Senate Republicans would like to caucus immediately upon adjournment -- or recess, for forty-five minutes.

PRESIDING OFFICER: (SENATOR LINK)

Senator Althoff moves the Senate recess for the purpose of a Republican Caucus, lasting forty-five minutes. Seeing no objection, the motion is granted. The Senate will stand in recess to the call of the Chair. After the Senate Republican Caucus, the Senate will reconvene for the purpose of Floor action. The Senate stands in recess to the call of the Chair.

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(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR LINK)

...(microphone disengaged)... We will go to page 2, House Bills 2nd Reading. House Bill 1516. There's been a change of sponsorship to Senator Trotter. Senator Trotter. Senator Trotter -- Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 1516.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR LINK)

Is there any -- have there been any Floor amendments approved for consideration?

SECRETARY ANDERSON:

No further amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. We'll go to page 3, House Bills 2nd Reading. House Bill 2536. Senator Manar. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 2536.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR LINK)

Have there been any Floor amendments approved for consideration?

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SECRETARY ANDERSON:

No further amendments reported.

PRESIDING OFFICER: (SENATOR LINK)

3rd Reading. Will all the Senators please report to the Senate Floor for Floor action? Will all Senators please report to the Senate Floor for Floor action? Will your -- LAs please get ahold of their Senators? Thank you. The Senate will stand in recess until 4:30 p.m., when we will come back to the Floor for final action. We will stand at recess until the hour of 4:30 and we will come back for final action on the Floor. The Senate stands in recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR LINK)

The Senate will come to order. Mr. Secretary, are there any written motions on -- on record?

SECRETARY ANDERSON:

I have a motion in writing from Senator Muñoz, Chairman of the Committee on Executive Appointments.

PRESIDING OFFICER: (SENATOR LINK)

Please print it on the Calendar. Mr. Secretary, Committee Reports.

SECRETARY ANDERSON:

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, reports Motion to Concur on House Amendment 2 and 3 to Senate Bill 1496 Recommend Do Adopt.

Senator Hunter, Chairperson of the Committee on Human Services, reports Senate Amendment 2 to House Bill 1516 Recommend

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Do Adopt.

PRESIDING OFFICER: (SENATOR LINK)

Mr. Secretary, Messages from the House.

SECRETARY ANDERSON:

Message from the House by Mr. Mapes, 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 10.

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 No. 1 to Senate Bill 10.

Passed the House, as amended, November 5th, 2013. Timothy D. Mapes, Clerk of the House.

PRESIDING OFFICER: (SENATOR LINK)

Will all Senators please report to the Senate Floor immediately? We will be taking final action. All Senators please report to the Senate Floor immediately. Will LAs please find their Senators and have 'em report to the Senate Floor? Senator Sullivan, for what purpose do you rise?

SENATOR SULLIVAN:

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

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR SULLIVAN:

Ladies and Gentlemen, I have some guests here with me today from my district. First of all, I want to introduce Sheila Miller. Sheila, stand up if you would. She's my district office director

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in my Macomb district office and she has brought a couple of folks with her. Larissa Storm, who is from McHenry County. I don't know if Senator Althoff is here on the Floor, but I want to introduce her. That's where Larissa is from. But also, Dustin Berg. Dustin is a third-year grad student at Western Illinois University, majoring in -- or getting his master's in community development. He's also an intern in my Macomb district office. So I would like the Senate to welcome the three guests that I have here with me today.

PRESIDING OFFICER: (SENATOR LINK)

Welcome to Springfield. Senator Murphy, for what purpose do you rise?

SENATOR MURPHY:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR MURPHY:

We are joined today by my good friend and a mayor in my district, Mayor Bill McLeod, from the fine Village of Hoffman Estates. If you could all give him a nice warm welcome.

PRESIDING OFFICER: (SENATOR LINK)

Welcome, again, to Springfield -- or, Mayor. Rodney Cornell {sic} (Correll), WLS-TV, Chicago, seeks permission to videotape. Seeing no objection, permission is granted. Ed Cross of WAND-TV seeks permission to video. Seeing no objection, permission is granted. Mary Ann Ahern, NBC Chicago, permission to film. Seeing no objection, permission's granted. Steve Staeger, WCIA, record and video and audit {sic}. Seeing no objection, permission is granted. Senator Morrison, for what purpose do you rise?

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SENATOR MORRISON:

On a point of personal privilege.

PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR MORRISON:

We're very pleased to welcome today a mayor from the 29th Senate District, Mayor Sandy Frum, from Northbrook. Please help me in welcoming her.

PRESIDING OFFICER: (SENATOR LINK)

Welcome, Mayor, to Springfield. Will the Committee on Assignments please report to the President's Anteroom? Will the Committee on Assignments please report to the President's Anteroom? (at ease) Will the member of the Assignments Committee, Senator Althoff, please report to the President's Anteroom immediately? (at ease) Will all Members of the Senate please report to the Senate Floor immediately? We're going to final action. All Members of the Senate please report to the Senate Floor immediately. We will be going to final action. Mr. Secretary, Committee Reports.

SECRETARY ANDERSON:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Be Approved for Consideration - Motion to Concur on House Amendment 1 to Senate Bill 10.

Signed, Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR LINK)

Senator Bivins, for what purpose do you rise?

SENATOR BIVINS:

Point of personal privilege, Mr. President.

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PRESIDING OFFICER: (SENATOR LINK)

State your point.

SENATOR BIVINS:

I'd like to announce and ask the Senate join me in wishing Senator Sam McCann a happy birthday, yesterday.

PRESIDING OFFICER: (SENATOR LINK)

You look good for eighty. 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:

If I could have the Body's attention. This young man who is in seventh grade from Hillsboro - is actually a constituent of Senator Manar's - has waited all day, since 9 a.m. this morning, to be announced and partake of the process on this Floor. His name is Oliver Wright. He was born in San Francisco on August 7th, 2001. He moved last summer to Hillsboro. He's in Hillsboro Junior High. His mother is here with him today, Kendra Wright. He enjoys reading, architecture and history. He loves politics. And all day today, I had to walk around and say, "Oliver, look down. Quit looking up. Watch where you're walking." He has enjoyed this building tremendously. May we give him a warm welcome to Springfield, please?

PRESIDING OFFICER: (SENATOR LINK)

Welcome to Springfield. Has everybody received a Supplemental Calendar? On the Calendar is Senate Bill 10. Senator Steans, do you wish to proceed? Mr. Secretary, please read the

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motion.

SECRETARY ANDERSON:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 10.

Signed by Senator Steans.

PRESIDING OFFICER: (SENATOR LINK)

Senator Steans, to explain the bill.

SENATOR STEANS:

Yes, thank you, Mr. President, Members of the Senate. Last Valentine's Day, the Senate passed Senate Bill 10, the Marriage equality bill, but -- with thirty-four votes. Just moments ago, the House saw the wisdom of our ways and passed it with sixty-one votes. Although the Senate's already passed the bill -- exactly, I think that does deserve a round of applause, so thank you. Thank you, House. The Senate's already passed the Marriage equality bill, but we need to vote again to concur on the House bill {sic}, because two small changes were made in the House. First, the Human Rights Act exemption for private clubs, such as the Knight {sic} (Knights) of Columbus halls, was just reiterated and confirmed in the bill. Second, the effective date of the law was removed so that Senate Bill 10 could pass in the House with a simple majority rather than requiring, you know, three-fifths of the members to vote. Thus same-sex marriages will be recognized in Illinois beginning June 1st, 2014, the way the bill has been amended. My heartfelt thanks goes out to everybody - the many people here who knocked on doors, made phone calls, spoke to legislators, had very tough conversations with family and friends, donated time and money and never gave up on the slow-moving, but sometimes messy process towards culminating in today's vote and making sure we actually do

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achieve justice here. It can be a messy business, I know, this legislating. I look forward to celebrating when the bill is signed. Today, I think we have a chance to send a powerful message that we do not discriminate in Illinois; we treat no one as a second-class citizen. It's a victory for all of us and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LINK)

Is there any discussion? Senator Frerichs, for what purpose do you rise?

SENATOR FRERICHS:

Speak to the motion.

PRESIDING OFFICER: (SENATOR LINK)

Speak to the motion.

SENATOR FRERICHS:

I think in the Land of Lincoln, and to quote his famous words, "in Order to form a more perfect Union", I think it's important that we join in concurring with the House and their action. It took them a while, but they came around on the right side of history. I'm looking very much forward for a second opportunity to support this bill. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

Is there any further discussion? Seeing none, Senator Steans, to close.

SENATOR STEANS:

That is great. I'm glad we're all just ready to get down to the vote. Let's just have at it, everyone. Thank you.

PRESIDING OFFICER: (SENATOR LINK)

The question is, shall the Senate concur in the House Amendment 1 to Senate Bill 10. All those in favor will vote Aye.

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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 32 Ayes, 21 Nays, none voting Present. Senate Bill 10, having received the required constitutional majority, is declared passed. Senator Harmon, for what purpose do you rise?

SENATOR HARMON:

Thank you, Mr. President. I move to reconsider the vote by which the concurrence to Senate Bill 10 was just approved.

PRESIDING OFFICER: (SENATOR LINK)

Senator Steans.

SENATOR STEANS:

I move to table the motion to reconsider the vote on Senate Bill 10.

PRESIDING OFFICER: (SENATOR LINK)

Senator Steans moves that the motion to reconsider the vote on Senate Bill 10 be tabled. Pursuant to Senate Rule 7-10(a), a motion to table either -- neither debatable or amendable. Those in favor will say Aye. Opposed, Nay. The Ayes have it, and the motion is tabled. Terry Martin of Illinois Channel requests permission to videotape. Seeing no objection, permission granted. The Senate will stand in recess to the call of the Chair for the purposes of receiving Messages from the House. There will be no further Floor action today. The Senate stands in recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR LINK)

Will the Senate please come to order? Mr. Secretary, Messages

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from the House.

SECRETARY ANDERSON:

Message from the House by Mr. Mapes, 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 45.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Amendments 1 and 2 to Senate Bill 45.

We have received like Messages on Senate Bill 578, with House Amendments 1 and 2, and Senate Bill 1845, with House Amendment 1. Passed the House, as amended, November 5th, 2013. Timothy D. Mapes, Clerk of the House.

Message from the House by Mr. Mapes, 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 209.

Passed the House, November 5th, 2013. Timothy D. Mapes, Clerk of the House.

PRESIDING OFFICER: (SENATOR LINK)

Mr. Secretary, House Bills 1st Reading.

SECRETARY ANDERSON:

House Bill 209, offered by Senator Kotowski.

(Secretary reads title of bill)

1st Reading of this House bill.

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PRESIDING OFFICER: (SENATOR LINK)

The Criminal Law Committee will -- will hear subject matter only on Senate Bill 2352, as amended, tomorrow morning at 9 a.m. There being no further business to come before the Senate, the Senate stands adjourned till the hour of 12 noon on the 6th day of November, 2013. The Senate stands adjourned.