

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

HB0008	Recalled	112
HB0008	Third Reading	113
HB2513	Third Reading	22
HB2544	Third Reading	38
HB3685	Third Reading	40
HB3700	Third Reading	41
HB3724	Third Reading	43
HB3744	Out Of Record	59
HB3744	Third Reading	59
HB3748	Third Reading	60
HB3765	Third Reading	61
HB3777	Third Reading	80
HB3819	Third Reading	62
HB3829	Third Reading	79
HB3830	Third Reading	63
HB3833	Third Reading	64
HB3902	Third Reading	65
HB3924	Third Reading	66
HB3948	Third Reading	67
HB4033	Third Reading	74
HB4035	Third Reading	76
HB4082	Third Reading	76
HB4083	Third Reading	77
HB4093	Third Reading	78
HB4185	Third Reading	81
HB4207	Third Reading	82
HB4208	Third Reading	95
HB4227	Third Reading	96
HB4235	Third Reading	97
HB4236	Third Reading	97
HB4244	Third Reading	98
HB4262	Third Reading	99
HB4266	Third Reading	100
HB4266	Vote Intention	122
HB4269	Third Reading	101
HB4277	Third Reading	103
HB4290	Third Reading	103
HB4360	Third Reading	104
HB4385	Third Reading	105
HB4386	Third Reading	106
HB4405	Third Reading	107

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

HB4407	Third Reading	108
HB4440	Third Reading	109
HB4486	Third Reading	109
HB4491	Third Reading	111
HB4516	Third Reading	112
SB3662	First Reading	3
SB3663	First Reading	3
SR1213	Resolution Offered	2
SR1214	Resolution Offered	2
SR1215	Resolution Offered	2
SR1216	Resolution Offered	14
SJR0076	Adopted	17
Senate to Order-Senator Lightford		1
Prayer-Dr. Reverend Bonnie Moulds		1
Pledge of Allegiance		1
Journal-Postponed		1
Committee Reports		2
Messages from the House		3
Senate Stands in Recess/Reconvenes		14
Senate Stands at Ease/Reconvenes		14
Committee Reports		14
Committee Reports		123
Adjournment		124

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR LIGHTFORD)

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 Dr. Reverend Bonnie Moulds, Living Word Christian Academy, Bellwood, Illinois. Dr. Moulds.

DR. REVEREND BONNIE MOULDS:

(Prayer by Dr. Reverend Bonnie Moulds)

PRESIDING OFFICER: (SENATOR LIGHTFORD)

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

SENATOR JACOBS:

(Pledge of Allegiance, led by Senator Jacobs)

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Mr. Secretary, Reading and Approval of the Journal.

SECRETARY ANDERSON:

Senate Journal of Monday, May 19th, 2014.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Senator Hunter.

SENATOR HUNTER:

Madam President, I move to -- 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 LIGHTFORD)

Thank you, Senator. Senator Hunter moves to approve the Journals just -- Senator Hunter moves to postpone the reading and approval of the Journal, pending arrival of the printed transcript. There being no objection, so ordered. Tim Lynn, Illinois Secretary of State Communications, requests permission to videotape. Leave

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

is granted. Alex Davis, WCIA, requests permission to shoot video. Leave is granted. Ezell Rainey, Blueroomstream.com, requests permission to videotape. Leave is granted. Mr. Secretary, Resolutions.

SECRETARY ANDERSON:

Senate Resolutions 1213 and 1214, offered by Senator Mulroe and all Members.

Senate Resolution 1215, offered by Senator LaHood and all Members.

They are all death resolutions, Madam President.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Resolutions Consent Calendar. Mr. Secretary, Committee Reports.

SECRETARY ANDERSON:

Senator Jacobs, Chairperson of the Committee on Energy, reports Senate Amendment 2 to Senate Joint Resolution 73 Recommend Do Adopt.

Senator Sandoval, Chairperson of the Committee on Transportation, reports Senate Amendment 4 to Senate Bill 2015 and Senate Amendment 7 to Senate Joint Resolution 62 Recommend Do Adopt.

Senator Mulroe, Chairperson of the Committee on Public Health, reports Senate Amendment 2 to House Bill 5354, Senate Amendment 1 to House Bill 5410 and Senate Amendment 2 to House Bill 5689 Recommend Do Adopt.

Senator Lightford, (Vice) Chairperson of the Committee on Education, reports Senate Amendment 4 to Senate Bill 16 Recommend Do Adopt; Senate Resolution 1115 Be Adopted; House Bill 5716 Do Pass; House Bills 1152, 3662 and 3937 Do Pass, as Amended; and

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senate Amendment 1 to House Bill 3232, Senate Amendment 1 to House Bill 5397 and Senate Amendment 1 to House Bill 5707 Recommend Do Adopt.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Mr. Secretary, Introduction of Bills.

SECRETARY ANDERSON:

Senate Bill 3662, offered by Senator Bertino-Tarrant.

(Secretary reads title of bill)

Senate Bill 3663, offered by Senator Noland.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Mr. Secretary, Messages from the House.

SECRETARY ANDERSON:

A 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 902.

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 to Senate Bill 902.

We have received like Messages on Senate Bill 2802, with House Amendment 2, and Senate Bill 2808, with House Amendment 1. Passed the House, as amended, May 19th, 2014. Timothy D. Mapes, Clerk of the House.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Ladies and Gentlemen of the Senate, will you please come to

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

the Senate Floor for Floor action? We will be going on the Order of House Bills 2nd and 3rd Reading. Please come to the Senate for Floor action. Senator Bertino-Tarrant, for what purpose do you rise?

SENATOR BERTINO-TARRANT:

Thank you, Madam President. For a point of an introduction.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR BERTINO-TARRANT:

Hannah and I wanted to be number one here. So, today I'm happy to have Hannah Ivy here, from the Living Word Christian Academy. Hannah is a -- on student council. She is a basketball player and runs track and field. Her favorite subject in school is writing and what she'd like to do when she grows up is very honorable. She'd like to be a teacher and/or an author. So I -- I was just explaining to her that I'm a teacher and I have aspirations to be an author. So we're on the same page here. Hannah is going to go to Glenbard North next year. So please welcome Hannah to the Senate Chamber.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Welcome, Hannah, to the Illinois General Assembly. Senator Van Pelt, for what purpose do you rise?

SENATOR VAN PELT:

Thank you, Madam President. Just personal privilege.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR VAN PELT:

I would like to introduce my Page for today. Her name is Tyler Curry. She is a student in eighth grade. She's on her way

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

to Christ the King College -- I mean, High School. I keep sending her to college. She wants to be a pediatrician. And she -- she loves reading her Bible, spending time meditating and thinking about how she can make things better for people around her. So I would like the Senate to -- to welcome my Page today, Miss Curry.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Senator Harris, for what purpose do you rise?

SENATOR HARRIS:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR HARRIS:

Today I would like to introduce my Page for the Day, Mr. DeAndre Banks. He attends the Living Word Christian Academy. He's an eighth grader. He said his dream is to play in the NBA, but he's also going to school because he wants to become an accountant. So today I want to have the Senate welcome Mr. Banks here to the Senate.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Senator Hunter, for what purpose do you rise?

SENATOR HUNTER:

Point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR HUNTER:

Thank you, Leader Lightford. My Page for the Day is Miss Myla Boyd, and she is my Page for the Day. She's in eighth grade,

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

from the Living Word Christian Academy. And next year, Miss Boyd -- plans to attend Fenwick High School. And I said, "Well, what'd you like to major in, Myla", and she said, "Pre-vet med". And I said, "Oh, that's wonderful. Do you have any physicians in your" -- "in your family?" And she said, "No, but" -- "I don't think so, but I'll be the first." And so I love that about her. And Myla is also the environmental chair of the student council. She loves to write. And she indicated that after high school, she'd like to attend Princeton University. So let's please welcome Myla to the..

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Senator Collins, for what purpose do you rise?

SENATOR COLLINS:

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

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR COLLINS:

I also have the honor of introducing my Page for today. And we want to thank Leader Lightford. Her son has brought all these very intellectual and wonderful youth to join us today. And my Page is Myra {sic} (Maya) Robinson. She's thirteen years old, and she also attends the Living Word Christian Academy and she is an eighth grader. Her favorite subjects are reading and singing and reading the Bible. Her ambition is to become a pastor, and she intends to attend St. Joseph High School upon graduation. So please give a -- a warm welcome to Myra {sic} Robinson.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Welcome to the Illinois General Assembly. Please rise and be



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

welcomed. Senator Morrison, for what purpose do you rise?

SENATOR MORRISON:

I rise on a point of personal privilege.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

State your point, Senator.

SENATOR MORRISON:

Thank you, Madam President. I also am delighted to have a student with me today, Hannah Walker, from the Living Word Christian Academy. Hannah wants to be a veterinarian. She is in eighth grade right now and will be going to St. Joseph High School. She not only has a dedication to taking care of animals, but this is a young lady who has a lot of compassion and enjoys caring for her grandmother at home. Please join me in welcoming Hannah Walker.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please welcome Hannah to the Illinois General Assembly. Senator Holmes, for what purpose do you rise?

SENATOR HOLMES:

Point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR HOLMES:

I also am honored to have a Page with me today. I have Kolbi Powell. She's on the Floor with me. And she, again, is one of the group that Isaiah Lightford, our wonderful President's son, has brought with his eighth-grade class. She's going to be attending Christ the King College Prep High School, and she did mention she is fourteen years old. I told her I was not going to announce my age on the Floor, though. But I did want to say that

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

she wants to go into the Air Force to become a meteorologist, which is something I think is -- oh, so interesting. I think if I had to do it all over again, that might be what I'm doing. And I think actually last winter might have been a really fun time to be a meteorologist. Would have kept you pretty busy. But I would love to give her a nice warm Senate welcome. Thank you.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Senator Connelly, for what purpose do you rise?

SENATOR CONNELLY:

Thank you, Madam President. For purposes of an introduction.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your introduction, Senator.

SENATOR CONNELLY:

Thank you, Madam President, Members of the Senate. Typically, it's Senator John Sullivan who gets to introduce beauty queens on the Floor, but today with me is Jessica Jackson -- Jacksa, the reigning Miss Illinois International 2014. Jessica will be representing our great State in Jacksonville, Florida, in July in the international competition. Jessica resides in Woodridge, is a graduate of the University of Kentucky, in three and a half years, with a bachelor's degree in communications and a minor in psychology. Jessica's platform is CARE, Cancer Awareness Research and Education, for which she has participated in numerous fundraisers and events. Some of Jessica's hobbies include working out, watching the Chicago Blackhawks, and crafting. With her today is her father, Joe Jacksa. Please join me in giving a warm Springfield welcome for Miss Illinois International 2014 Jessica Jacksa.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Congratulations and welcome to the Illinois General Assembly. Welcome. Senator Trotter, for what purpose do you rise?

SENATOR TROTTER:

...very much, Madam President, Members of the Senate. I, too, am -- am very lucky today and honored to have with me a -- a member of the Living Word Christian Academy. I have with me Arien Harmon. He's a eighth grader. He's a -- a young basketball prodigy, loves sports. As much -- he loves it so much he wants to be a sports manager when he grows up. Going forward, he's looking forward to attending the St. Joseph High School. He's -- he's a -- a -- are you a A student? He's doing well in school and he's going to do well in his new career. As we know, we -- we're not all A students, but that doesn't mean we don't put forth an A effort in everything that we do. So, again, I'm -- I'm very lucky to have with me Arien Harmon. And would you please welcome him to the Illinois Senate?

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Senator Sullivan, for what purpose do you rise?

SENATOR SULLIVAN:

Thank you, Madam President. For a point of personal privilege and an introduction.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

...you, Senator. Please state your point.

SENATOR SULLIVAN:

I have a -- a young man here that I'd like to introduce. His name is Beau Freeman. He's also an eighth grader with the Living Word Christian Academy. I asked him what his favorite subject was and he says science, which I think is outstanding. He's a

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

basketball player, baseball player, football player, and also plays soccer. I said, when he -- "When you grow up, what would you like to do? He said, "I'd like to design video games or be a chemist." What a variety. I say he ought to do both. So would everybody welcome Beau Freeman here to the Senate?

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Beau, welcome to the Illinois General Assembly. Senator Frerichs, for what purpose do you rise?

SENATOR FRERICHS:

For a point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR FRERICHS:

I would like to introduce to my colleagues another student here from Living Word Christian Academy. His name is Demetrius Wade. He is in the eighth grade. Senator Connelly might be interested in knowing that he is looking forward to attending St. Joe's High School next year. And he looks to pursue a career in acting. Please join me in welcoming Demetrius Wade to the Senate.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Welcome. Please rise and be welcomed to the Illinois General Assembly. Senator Martinez, for what purpose do you rise?

SENATOR MARTINEZ:

For the purpose of -- a point of personal privilege.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Personal privilege. Please state your point, Senator.

SENATOR MARTINEZ:

Today - and I'm going to have her stand up - I have a beautiful young woman here by the name of Vanessa Larez. She's the president

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

of student council. She's an eighth grader at Living Word Christian Academy. She will attend George Westinghouse College Prep and wants to study pre-law and become another -- a -- a lawyer, one more lawyer. So I want the Senate to welcome her to the General Assembly.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly. Welcome. Senator Althoff, for what purpose do you rise?

SENATOR ALTHOFF:

Thank you, Madam President. Purpose of announcement.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR ALTHOFF:

The Senate Republicans would like to caucus immediately in Senator Radogno's Office for no more than thirty minutes.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Thank you, Senator. A Republican Caucus has been requested. That is always in order. Senator Bush, for what purpose do you rise?

SENATOR BUSH:

Personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Thank you, Senator Bush. Please state your point.

SENATOR BUSH:

Thank you so much. I have the honor today of hosting Kayla Carter as a Page, for {sic} Senator Lightford's son's class, Living Word Christian Academy. It's an eighth-grade trip and I'd like you to join me in welcoming Kayla Carter to Springfield.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Please rise and be welcomed to the Illinois General Assembly.  
Senator Clayborne, for what purpose do you rise?

SENATOR CLAYBORNE:

For a point of personal privilege.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please state your point, Senator.

SENATOR CLAYBORNE:

I have Senator Hutchinson's Page for the Day, Sky Leonard, eighth grader at Living Word Christian Academy. And she plans to attend Walther Lutheran High School. Would like for you-all to welcome Sky Leonard to the Senate today.

PRESIDING OFFICER: (SENATOR LIGHTFORD)

Please rise and be welcomed to the Illinois General Assembly.  
Senator Sullivan in the Chair.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator -- Leader Lightford, for what purpose do you rise?

SENATOR LIGHTFORD:

Thank you, Mr. President. For a point of personal privilege, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your point, Senator Lightford.

SENATOR LIGHTFORD:

Ladies and Gentlemen of the Senate, I am honored to have my son, Isaiah Lightford, with me today, and his eighth-grade class, parents and faculty in the balcony. You know, I brought my son here -- actually I bared {sic} him as the only Senate woman to carry a child on the Senate Floor. He stayed here until he was three and then he started his educational journey. I'm really proud to have him standing next to me now, in the eighth grade

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

headed to high school. I want to thank him for sharing me with all of you for all these years and allowing me to come here and serve the public. So please welcome my son. Families in the gallery and faculty, please rise and be welcomized {sic} to the Illinois General Assembly.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Isaiah, you've turned into a young man. It's great to see you here. Thanks for joining us, and your family. Senator Delgado, for what purpose do you rise?

SENATOR DELGADO:

Whoa. Thank you, Mr. President, Members of the Senate. I got to be a little quicker on my shortstop play there. I'm honored to stand as a personal privilege, Mr. President, if you'll allow me. I have a young man here. Stand with me, Malik. He's taller than I am. This young man is from Living Word Christian Academy also. And Malik Cardine, C-a-r-d-i-n-e - a real nice book name, Mr. President - he's thirteen years old - and, wow, someday I want to be as tall as he is. He's from Living Word Academy Christian {sic}. He's my Page for the Day. I want to thank Leader Lightford. This young man is into basketball, and we tell him that young people into sports today -- being innovative and taking Illinois to a competitive level. Just want to say, everyone, here is Malik Cardine. Give him a great hand. Welcome him to Springfield.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Let's welcome him to the Illinois Senate. Thanks for joining us today. Senator Althoff moves that the Senate -- Senate recess for the purpose of a thirty-minute Republican Caucus. Seeing no objection, the motion is granted. The Senate now stands in recess to the call of the Chair. After the Senate Republican Caucus, the

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senate will reconvene for the purpose of Floor action. The Senate stands in recess to the call of the Chair.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR SULLIVAN)

Mr. President, Resolutions. Excuse me. Mr. Secretary, Resolutions.

SECRETARY ANDERSON:

Senate Resolution 1216, offered by Senator Brady and all Members.

It is a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Resolutions Consent Calendar. Once again, all members of the Committee on Assignments, please come to the President's Anteroom immediately. Will all Members within the sound of my voice please come to the Senate Floor? We will be going to the Order of 3rd Readings immediately after Committee on Assignments. All Members within the sound of my voice, please come to the Senate Floor. We're going to be going to the Order of 3rd Readings. Once again, all members of the Committee on Assignments to the President's Anteroom, please. (at ease) Senate will come to order. Mr. Secretary, Committee Reports.

SECRETARY ANDERSON:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Education Committee - House Bill 3942; refer to Executive Committee - House Bill 4733; refer to State Government and Veterans Affairs Committee - Senate Resolutions 1073, 1202 and 1203; re-



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

refer from State Government and Veterans Affairs Committee to Assignments Committee - Senate Joint Resolution 76; Be Approved for Consideration - Senate Bills -- Senate Bill 729, House Bill 2427 and House Bill 2494.

Signed, Senator James F. Clayborne, Chairman.

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Criminal Law Committee - Floor Amendment 3 to House Bill 2897; refer to Executive Committee - Floor Amendment 1 to House Bill 5674 and Committee Amendment 1 to House Bill 5812; refer to Judiciary Committee - Committee Amendment 1 to House Bill 802, Committee Amendment 2 to House Bill 802, Floor Amendment 2 to House Bill 4417, Floor Amendment 1 to House Bill 5686, Floor Amendment 2 to House Bill 5735, Floor Amendment 3 to House Bill 5735; Be Approved for Consideration - Senate Joint Resolution 76, Floor Amendment 2 to House Bill 3232, Floor Amendment 1 to House Bill 4677, Floor Amendment 1 to House Bill 5685 and Floor Amendment 2 to House Bill 5707. Pursuant to Rule -- Senate Rule 3-8(b-1), the following amendments will remain in the Committee on Assignments: Floor Amendment 4 to Senate Joint Resolution 62, Floor Amendment 5 to Senate Joint Resolution 62 and Floor Amendment 6 to Senate Joint Resolution 62.

Signed, Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator McCann, for what purpose do you rise?

SENATOR McCANN:

Thank you, Mr. President. For a point of personal privilege.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please state your point, Senator McCann.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR McCANN:

Thank you, Mr. President. I would like everyone to turn their attention to the President's Gallery, just above the President's desk. We have the University of Illinois Extension 4-H Legislative Connection here today. There are twenty-four 4-H members from the Illinois 4-H Youth Leadership Team and Speaking for Illinois 4-H program -- will be visiting Members of the House and the Senate. These youth are from fourteen counties throughout the State and represent about a hundred and sixty thousand 4-H participants from all one hundred and two counties of Illinois. If you'll rise as I call your name. We have -- working with the teams today are Dr. George Czapar, Director of the University Illinois Extension; Dr. Denise Oberle, Assistant Dean and Director of Illinois 4-H; Erica Austin, John Davis, Patricia McLaughlin, Deb Stocker of University of Illinois Extension; Joshua Frank, 4-H volunteer; and Jeanne Harland, Jerry Hicks, Jerry Townsend, and Pam Weber, members of Extension Partners. Mr. President, I thank you for this point of personal privilege and I hope you'll join me in welcoming these 4-H'ers here today.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Ladies and Gentlemen, let's welcome our 4-H constituents here today. Great to have you joining us. Thank you. Senator Jacobs, for what purpose do you rise?

SENATOR JACOBS:

Introduction, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your introduction, Senator Jacobs.

SENATOR JACOBS:

I -- I have with me today, Miss Julie Forsythe, who is

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Director of Business Services for the Quad City {sic} (Cities) Chamber of Commerce. Julie also manages the program that just won the best Business Retention and Expansion Program in the entire State of Iowa. So we need to get -- we need to get that in Illinois too. Right? All right. Miss Julie Forsythe.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Julie, welcome to the Illinois Senate. Great to have you joining us today. Thank you. Ladies and Gentlemen, Supplemental Calendar No. 1 has been distributed. On the Order of Secretary's Desk, Resolutions, we have Senate Joint Resolution 76. Senator McCann, do you wish to proceed? Mr. Secretary, please read the resolution.

SECRETARY ANDERSON:

Senate Joint Resolution 76, offered by Senator McCann.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator McCann.

SENATOR McCANN:

Thank you, Mr. President. I would like to get everyone's attention here in the Chamber. This is a -- this is a matter...

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Senator...

SENATOR McCANN:

...that I think deserves everyone's attention.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Absolutely. Ladies and Gentlemen, if we could have your full attention, please. Senator McCann has a resolution he'd like your attention on. Thank you. Senator McCann.

SENATOR McCANN:

Thank you, again, Mr. President. I greatly appreciate it.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

And I also want to make sure and thank President Cullerton and the Assignments Committee for sending this resolution to the Floor and for accommodating the students and families and staff from Calhoun High School who are here with us today. What we're about to talk about was brought to me by these students. There are some students here who are seniors this year, and as a part of their sixth-grade project, they were given an assignment - Project Citizen. They were told to solve a problem that existed in Calhoun County. The problem that they identified and set about fixing was they wanted to honor all of the fallen peace officers who had given their lives in the line of duty, but had never been recognized in Calhoun County. And because of that, we have SJR 76. And it reads in part:

"Whereas, Sheriff John Lammy's last watch occurred on September 25th, 1881; he was killed in a shoot-out near Fox Creek Bridge on Route 96 (in) between Kampsville and Mozier; and

"Whereas, Marshal Charles B. Rose's last watch occurred on October 14th, 1911; he was killed in Kampsville while attempting to arrest William Carter and was fatally stabbed by Elmer Carter, the suspect's brother; and

"Whereas, Illinois State Trooper George L. Fredrickson's last watch occurred on September 1st, 1947; he died in his attempt to save a motorcyclist on Labor Day, two miles west of Grafton near the Brussels Illinois State Ferry; and

"Whereas, Chief Deputy Sheriff Brian K. Gibbons's last watch was on July 11th, 2006, after having his squad car struck by a drunk driver two days prior;" ... be -- be it therefore

"Resolved, That we designate Route 96 between Kampsville and Mozier as the 'Sheriff John Lammy Memorial Highway'; and be it

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

further

"Resolved, That we designate the Illinois State Kampsville Ferry Landing, on both the Kampsville and Eldred sides of the river, as the 'Kampsville Marshal Charles B. Rose Memorial Landing'; (and) be it further

"Resolved, That we designate a stretch of Route 100 from Grafton to Pere Marquette State Park as the 'Illinois State Trooper George L. Fredrickson Memorial Highway'; and be it further

"Resolved, That we recognize the naming of Route 100 as it passes through Calhoun County as the 'Chief Deputy Brian K. Gibbons Memorial Highway'".

I would ask that we here in the Senate pay a final tribute to these men who gave their lives protecting others. And I'll ask for the resolution's adoption.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, as this resolution requires the expenditure of State funds, a roll call vote will be required. The question is, shall Senate Joint Resolution 76 pass. All those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. Senate Joint Resolution 76, having received the required constitutional majority, is declared adopted. Ladies and Gentlemen, let's all continue to rise just for a few moments - have a moment of silence. (Moment of silence observed) Senator McCann.

SENATOR McCANN:

Thank you, again, Mr. President. I greatly appreciate the

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

point of personal privilege here. I want to recognize some of the folks who have traveled from Calhoun and Greene and Jersey counties here today. We have with us, on the Republican side of the gallery, we have Mr. Charles Fredrickson, son of Trooper Fredrickson, who we just memorialized. We have Maurice Lammy, nephew to Sheriff Lammy.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please -- please rise as you're introduced, if you would, please, and remain standing. Thank you. Senator McCann.

SENATOR McCANN:

Thank you, Mr. President. We have David Surbeck, nephew to Marshal Rose. And we also have the five students. And I'd like them to -- to make sure and stand also. Again, these students started this six years ago as part -- as part of their sixth-grade project. And they -- saw it through to fruition with the county board, but they didn't let it die until they got here and got to us. And I want to recognize them as they -- they enter the world. We have Morgan Bean, Marie {sic} (Macie) Lehr, Amanda Donelson, Nathaniel Lammy and Ethan Sagez. If you'll please rise. And, please, let's welcome these folks and thank them for their hard work.

PRESIDING OFFICER: (SENATOR SULLIVAN)

That's right. Welcome to the Illinois Senate and thank you for your project and your service. Senator McCann, do you want to introduce somebody behind you? Senator McCann.

SENATOR McCANN:

Thank you, Mr. President. It's usually my wife that I forget to introduce. I thank you for that. I also have here joining me the State Representative for the -- for our fine district for this

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

area, Representative C.D. Davidsmeyer. If you'll all join in welcoming him to the Senate.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Representative, welcome to the Senate. Senator Frerichs, for what purpose do you rise?

SENATOR FRERICHS:

A point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please state your point, Senator Frerichs.

SENATOR FRERICHS:

Thank you very much, Mr. President. I have today a guest joining me and a constituent, Vic McFadden. I somewhat question why he'd want to spend a day following me around, but I didn't question too much because he won the honor by donating at a charity in my district for CASA, Court Appointed Special Advocates, and I think that is a charity that we all should support. So join me in welcoming a strong supporter of CASA, Vic McFadden.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Victor, welcome to the Senate. Great to have you joining us today. Thanks for coming over. Ladies and Gentlemen, as I announced earlier, we're going to go to the Order of House Bills 3rd Reading. We will start at the top of the Calendar on the top of page 8. Mr. Secretary, you might ring the bell, please. First up on the Calendar, we have House Bill 8. Senator Hutchinson. Out of -- out of the record. Next up, we have House Bill 671. Senator Bush. Do you wish to proceed? Next up on the Calendar, we have House Bill 1322. Senator Steans, on 1322. Let's go to the next bill. We have House Bill 1457. Leader Clayborne, on 1457. Next up, we have House Bill 2378. Senator Hunter. Leader

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Hunter. Next up, we have House Bill 2513. Senator Koehler. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 2513.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Thank you, Mr. President and Members of the Senate. House Bill 2513 requires that all new school building construction to have a storm shelter included in the design and construction of the new facility. And I think we have some questions that are going to be read into the record for legislative intent.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Senator Righter, for what purpose do you rise?

SENATOR RIGHTER:

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

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield, Senator Righter.

SENATOR RIGHTER:

Senator Koehler, I'm going to ask you about an issue that I'm sure that you've been asked many times before already in your sponsorship for this bill, and that is, isn't this one of those issues that we should let the folks who are investing their money in the home, who are spending their hard-earned dollars to build the home, let them decide for themselves whether or not they want to put in a storm shelter?



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler. Senator...

SENATOR KOEHLER:

This -- this is...

PRESIDING OFFICER: (SENATOR SULLIVAN)

Just a second, Senator Koehler. Hold on one second. Senator Righter.

SENATOR RIGHTER:

Mr. President, is there a mechanism in the Senate to rewind the tape? Okay, there's not. Then just let me try again. A school -- a school - is there a reason that we shouldn't allow the local boards of education to decide, when they're constructing a new school, whether or not to put a storm shelter in? Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

You're welcome. Senator Koehler.

SENATOR KOEHLER:

Well, this would really mean that an architect or a design firm would have to, as they're planning for the new construction, design shelters so that the -- the students and the faculty that actually use that building would have a safe place to go to. So we're not talking about designing things for retrofitting existing schools. We're talking about new construction and we're talking about making changes that are not all that profound when you're designing a building anyway. So I think that the idea would be that -- that going forward that parents and -- and communities that build new schools would at least have the assurance that those schools would protect those children and the -- and that staff, given that a -- say a F4 tornado would go through.

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Righter.

SENATOR RIGHTER:

Senator, I -- I have been approached by school management officials whose attorneys interpret the language that says that this requirement attaches to any new construction, as opposed to the construction of any new buildings, to mean that once you engage in any new construction, you -- the requirement to install a storm shelter becomes effective. Do you have a response for that?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes, I do. And I do have some language that's going to be read into the record for legislative intent and we'll get to that in just a second. But this is, again, for school buildings that would house children. This is not for a bus garage or administrative building or if you're adding a elevator to the -- to the school. This is for classrooms and places where people would -- would use.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Senator Koehler, what about, if this bill were to pass and become law, regardless of when the effective date might be, if there is a project that is in the design phase, in other words, no one's turned over a shovel of dirt - I mean, no one's put on a hard hat - but the design -- they are in the design phase. Will this mandate attach to them?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR KOEHLER:

I should actually give you the questions to ask me, 'cause that's -- you're going right down my list. No. This is only triggered when an entirely separate and distinctive new school building is constructed for use by public school students. No individual project -- that answers the other one. No, this means that -- that anything -- once this bill is signed, anything that then enters into the design phase would be included, but not things that are already being planned or being designed as we speak.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

To the bill, if I might, Mr. President. To the bill, if I might, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Righter.

SENATOR RIGHTER:

Thank you. Ladies and Gentlemen of the Senate, we are having conversations in different committees in the Capitol Building, as we have had in different committees and on the Senate Floor for years, on the issue of unfunded mandates. And I'll bet there's not a single Member in this Chamber, Republican or Democrat, upstate or downstate, who hasn't been back home and said, "I'm opposed to unfunded mandates on you people. I am opposed to Springfield telling you what to do and then not sending you any money in order to do that which we've commanded from the Capitol Building." This is an unfunded mandate. Putting aside for a moment the lack of clarity with regards to whether or not this is any new construction or just new buildings, this is an unfunded

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

mandate. The House budget, that is making its way over here at some point, prorates education funding. You are, once again, going to have to go home, if that budget becomes the law, and explain to your superintendents and your school boards and the parents of the students there why you couldn't come up with the money to fully fund the education formula in this State, but you are going to be able to tell 'em that you were able to find - whoa, sorry - find some of their money in order to pass more unfunded mandates. I would urge a No vote. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Bertino-Tarrant, for what purpose do you rise?

SENATOR BERTINO-TARRANT:

Thank you. Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield for questions. Senator Bertino-Tarrant.

SENATOR BERTINO-TARRANT:

I was going to call you Dr. Koehler. You can tell I'm in school more. Sorry. Senator Koehler, what constitutes a -- a school building, please?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes - and thank you for your questions - this is for the purpose of legislative intent. The Health/Life Safety Code, which this bill is addressing, defines a school building as a building occupied in whole or in part by public school students or intended for occupancy by such students.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bertino-Tarrant.

SENATOR BERTINO-TARRANT:

The bill says that this storm shelter requirement applies to all new school building construction governed by the Health/Life Safety Code. Does this mean all new construction projects at a school will trigger the requirement that a storm shelter be built?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes, and this addresses the previous question from Senator Righter. No. The requirement is only triggered when an entirely separate and distinct new school building is constructed for use by public school students - not individual projects in a school building, not additions, not renovations.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bertino-Tarrant.

SENATOR BERTINO-TARRANT:

And I believe you have mentioned this, but I will make sure it's clear. So this bill will not require that a school district building a new bus garage or administrative building or putting an elevator into an existing building add a storm shelter as well.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

No. Again, only new school buildings that house children will be required to include a storm shelter.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bertino-Tarrant.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR BERTINO-TARRANT:

And I know this was an important question I had in the Senate Education Committee. You said this requirement will not apply to projects that are already in progress. That is correct? There we go, I'm answering for you. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Correct. The storm shelter requirement does not apply to projects in process prior to the effective date of this Act. So, plans for a new school building that have already been approved by the school board or the voters prior to the effective date of this Act will not have to include a storm shelter.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bertino-Tarrant.

SENATOR BERTINO-TARRANT:

Thank you. To the bill. I know I may appear fickle here as why I support -- support this bill. And I understand the word "mandate" is a -- is a scary word and -- however, they're not always bad when they come to school safety. I'm not an alarmist, but unless you've been in situations -- quick situations, I think it's important that our teachers, our -- our administrators have a safe place to go. We forget that sometimes we have thirty kids in a classroom. These teachers are twenty-four/twenty-five years old and they're just as scared sometimes as the kids. So to have an area that teachers can go to without a second thought, I think is very critical. So I strongly support this bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Further discussion? Senator Luechtefeld, for

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

what purpose do you rise?

SENATOR LUECHTEFELD:

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

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield for question. Senator Luechtefeld.

SENATOR LUECHTEFELD:

Senator, is there anything in the bill that basically says how big this -- this area -- this safe area has to be?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes. It needs to be such that it can protect the people that use that building. In other words, the -- the faculty, the teachers and the students. So, if you've got a school of four hundred teachers and students, then it would need to be a space that could house that number of people.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

But -- but, Senator, that -- that's pretty broad. I -- I understand that it's five square feet per person. Is that a fact, or not?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

I've -- I've heard that, but I am -- am not sure that that... It -- it -- it's -- it's not in the bill. There -- there may be some thought that that's what architects determine. But, again -- and this does not have to be one big facility. It can be several

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

classrooms that -- that are able to house the population of that building.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Now, you said earlier that it -- it has to be for -- when you build a new building or part of a new building which houses students. Let's say that you have a school of -- and -- and this happens a lot. Let's say you have a school that's a, you know, a little older, maybe it has a thousand students in it. And you're going to add three classrooms to that building. Would you then have to have a safe area for those students?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

My information indicates that once you reach a threshold of ten classrooms that that's what is considered a -- a building.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

And that's -- that's in the legislation?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

That's -- that's not in this bill. That's elsewhere in the law. In...

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Let me just clarify that construction of a new school building is -- is defined by ten classrooms or more.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

You know, in -- in -- I was -- we did this -- we talked about this in committee, and in -- and in a very weak moment, I voted for it. I -- I -- again, I -- I -- I really go back -- and I think a question that was -- was asked by an earlier Senator, is that school boards can do this if they want to. You know, really, one of the safest places in -- in most communities is the school. It truly is -- has a pretty good record of being safe. You know, you're probably more at risk if you're in your home than you are in that school building already, because there are a lot of areas that -- you know, there are no windows that you can get to, hallways and so on, and they -- they -- they -- they certainly go through drill after drill to make that as safe as possible. Again, this can be a really great expense, because I understand that this has to -- has to withstand a twenty-hundred-and-fifty-mile {sic} wind. That's -- that's rare. I mean, that -- that's an awfully big tornado. And, again, schools can do this. And -- and, you know, I think some schools that are in sort of a tornado alley, you're going to see more and more of them do this. But, again, it is we're telling schools you have to do this. And if you were in Education Committee very much, you would find that we -- we -- it is just mindboggling how we know what's best and -- and the local boards don't. So, again, I -- I -- I did vote for it in committee. Will not vote for it on the Floor. And, you know, I think your intentions are great, but we -- we keep doing this. And I suspect

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

that since it sounds good, an awful lot of people are going to vote for this and it'll pass. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Brady, for what purpose do you rise?

SENATOR BRADY:

Thank you, Mr. President. The sponsor -- a question of the sponsor.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield. Senator Brady.

SENATOR BRADY:

Senator, we have something called a Mandate Waiver Act, which allows school districts to ask for a waiver of certain mandates. Are you familiar with that?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Brady.

SENATOR BRADY:

Is there anything in this legislation that would prohibit a school district, if this became too burdensome, from requesting that waiver?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

I would -- I would think they could, but I'll -- I'll find out for sure and let you know that. But I would think that that

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

-- if that's part of -- of how schools ask for waivers, that this would fit within. That'd be my opinion.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator McCarter, for what purpose do you rise?

SENATOR McCARTER:

Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield. Senator McCarter.

SENATOR McCARTER:

Senator, what -- what might the cost of this new mandate be?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

I've -- I'm going by memory here, but I've heard from the vice-president of the AIA, the -- American Association {sic} (Institute) of Architects indicate that it would add maybe twenty to forty cents a square foot, depending on what -- what the construction would -- would be. Here's what we're talking about, and -- and this is -- really, kind of what we're trying to change is the mindset of -- of school boards and of -- of designers and architects, to say that instead of using a eight-inch block, if you go to a twelve-inch block that's reinforced, all of a sudden then you give that added protection. And what we're talking about is -- is the -- to be able to withstand an F4 tornado. Now, F4 tornadoes, unfortunately, are not all that rare anymore. We -- we do see those coming through Illinois. So we're talking about using a -- a kind of a different mindset in terms of designing some safe spaces. It could be that your safe spaces will not only have the

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

twelve-inch blocks, but also be interior rooms away from the windows and things that could cause harm to somebody. And, again, that -- that adds a -- a safe place for -- for students and teachers to go. I don't think it's unreasonable for a community or for parents to think that when they send their kids to school that they would have some added protection, especially since we're seeing tornadoes more and more a part of our life.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator McCarter.

SENATOR McCARTER:

If someone's -- if a community was to build a new school, without this legislation, there's anything that would prohibit them from adding a structure like this to their current design?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Absolutely not.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator McCarter.

SENATOR McCARTER:

To the bill. The -- the cost of things sound very little when you say twenty to thirty, you know, forty cents a square foot. But the reality of this is, a new facility today, this could cost up -- upwards to a million dollars. And if a community feels that they are in an area where this is a high risk, they can do this at any time. So, for that reason, I think -- I -- I do believe this is one more mandate that we should not impose on our schools. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Further discussion? Senator Delgado, for what purpose do you rise?

SENATOR DELGADO:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield for a question. Senator Delgado.

SENATOR DELGADO:

Senator Koehler, good afternoon. On this legislation, as you brought it through Committee of Education, are you -- keeping in mind the weather patterns and not being able to dictate that, did this come off the cuff on you, or are you working in conjunction with the Health/Life Safety Code for Public Schools, which requires a survey every ten years to determine whether or not they meet the health and life safety codes of our schools? Is that correct? Is that what you're addressing here?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes. Exactly. And this has the full support of the American Institute of Architects, which, you know, are the folks that do this. And their recommendation is that with just a little bit of tweaking when you're in the design phase that our schools can be made safe to withstand F4 tornadoes, if we just kind of think and consciously plan that.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Delgado.

SENATOR DELGADO:

So, someone said earlier that we're telling schools what to do and -- and talking about the -- the -- the scary word around

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

this Capitol of "mandates" - this is about life and death. And so therefore we're not telling schools. This is based on a survey that would come back with recommendations, and then these life and death situations should be addressed. Is that how you think on this issue? Is that correct to think that way?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Koehler.

SENATOR KOEHLER:

Yes. I -- I think it's exactly correct. And, again, this is -- the -- the change is in our mindset of saying if we do things a little more consciously to be able to provide these protections for our students and -- and teachers, that we can do that without adding a lot of costs. I know the million-dollar figure has been -- been bantered about, but that's -- that's just picked out of the air.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Delgado.

SENATOR DELGADO:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Delgado.

SENATOR DELGADO:

As we know, I not only know about the bill a little bit, but we -- many of the Education Committee members were asking questions on this legislation. I chair the committee. And I invite knowing that with having weather patterns that are, oh, forever changing and for the fact that we have had tornadoes now in Illinois and floods of natures that have never been seen before, knowing that Senator Koehler had worked -- and knowing what had happened in

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Oklahoma, in the State of Oklahoma, our great friends out in Oklahoma, who lost children in a tornado in a school setting, and knowing that we can -- we can never address the climatic changes of nature, yet we try to do so, not in a off-the-cuff mandate-type approach, let's spend money. Well, there's about sixty-nine billion dollars under this dome in this next budget. Someone's getting it. A million? Well, I haven't seen a fiscal note. I don't know where they're getting these numbers from. But moving forward, any design, if it's our home, if it's our vehicle, if it's anything to do with the safety of a human being in the State of Illinois, then shouldn't we be adjusting to those climatic changes? We're not doing something to build stained glass windows in a school to let the sun shine in some form of direction. This is about strengthening the walls so they don't collapse on our loved ones. That's a mandate I can live with. I would ask for an Aye vote on that legislation.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Senator Koehler, to close.

SENATOR KOEHLER:

Thank you and thank you to everybody who engaged in the discussion. I do appreciate that. The -- the fact that this is a mandate is -- it's clear. But I -- I hesitate to call it an unfunded mandate, because, the State of Illinois, we do fund a lot of school construction. And so I think that -- that this is a bill in which we're saying let's be a little smarter about how we design buildings; let's calculate what we know to be an existing, you know, eventuality, and that is that we're going to have storms here; and let's make sure that the schools are the safest place in our community for our children and for our teachers. Thank you.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, the question is, shall House Bill 2513 pass. All those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 43 voting Aye, 14 voting Nay, 0 voting Present. House Bill 2513, having received the required constitutional majority, is declared passed. Next up on the Calendar, we have House Bill -- Senator McCann, before we go to that order, for what purpose do you rise?

SENATOR McCANN:

Thank you again, Mr. President. I will -- I will try to make this the last time that I rise on a -- point of personal privilege today. I -- again, I do thank you. I would like to introduce -- here in the President's Gallery on the Republican side, I have some visitors from Trinity Grade School, right here in Springfield. Mr. President, I hope you and the other Members of the Body will join me in welcoming them to the Senate. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Will Senator McCann's guests please rise? Welcome to the Illinois State Senate. Thanks for joining us today. Ladies and Gentlemen, on the Order of House Bills 3rd Reading, we have House Bill 2544. Senator Althoff. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 2544.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Althoff.

SENATOR ALTHOFF:

Thank you, Mr. President. House Bill 2544 creates the Accountable Care Organization Clinical Laboratory Testing Advisory Board (Act). Requires every accountable care organization that provides diagnosis and treatment for patients in the State to establish an advisory board to consider and recommend guidelines or protocols for clinical laboratory testing. The use of clinical laboratory advisory boards is an established and demonstrated medical best practice at medical institutions that we used for the development of the ACO practical -- or, excuse me, practice model. And this is really a patient benefit bill, because the mandated advisory board will help to ensure ACOs do not reduce or limit pathology services when medically necessary for optimal patient care. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 2544 pass. All those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 2544, having received the required constitutional majority, is declared passed. Next up, we have House Bill 2747. Leader Harmon. Let's go to the next bill. House Bill 2897. Leader Harmon. Next up, we have House Bill 2898. Senator Manar. Let's go to the next bill, which is House Bill 3092. Senator Link. Next up, we have House Bill 3635. Senator Sandoval. Next up, we have House Bill 3638. Senator Kotowski.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Let's see - next up, we have -- let's see - Ladies and Gentlemen, let's turn to the top of page 9 of your printed Calendar, again, still on the Order of House Bills 3rd Reading. We have House Bill 3659. Senator -- Senator Sandoval. Next up, we have House Bill 3672. Senator Hutchinson. Next up, we have House Bill 3681. Senator Raoul. Next up, we have House Bill 3685. Senator Tom Cullerton. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3685.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Cullerton.

SENATOR T. CULLERTON:

Thank you, Mr. President. House Bill 3685 is a very simple fix. It allows the Secretary of State discretion to issue a waiver for a lapse in the renewal of the driver's license in excess of thirty days to religious organization bus drivers, senior citizen transportation drivers, and for-profit ridesharing arrangement drivers. It expressly states that a lapse in renewal of the driver's license of thirty days or less shall not render the applicant ineligible. There is no opposition and this passed out of the House unanimously.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3685 pass. All those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

are 56 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3685, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3695. Senator Link. Next bill, House Bill 3700. Senator Bush. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3700.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bush.

SENATOR BUSH:

Thank you, Mr. President and Members of the Senate. I'm thrilled to have this bill on the Floor today. This is something that Representative Osmond and myself were both meeting with parents and members of the education community for the last year. And it's a bill that required a lot of work to get done. Some really important -- it's an important start and I would call it a start. It's legislation that deals with dyslexia. I think most of you know that one in five students today, one in five adults are affected by dyslexia. Again, this bill is a first step. It requires the State Board of Education to adopt rules that incorporate an international definition of dyslexia into the Administrative Code. The bill also requires the State Board to establish an advisory group to develop a training module to provide professional development to school professionals regarding multi-sensory, systematic, and sequential instructions in reading. The -- it requires the State Board, subject to appropriations, to establish an advisory group to develop a -- to develop this

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

training module. So, in other words, it won't be done until there are funds available. The work must be completed by July 31st, 2015, and it abolishes on July 31st, 2015. I urge an Aye vote. I'd also like to publicly thank the parents who came to me and to Representative Osmond. It just shows that when a couple of people work really hard for something they believe in, they can make a difference. And I'd like to thank those parents. I urge an Aye vote. And thank you very much.

PRESIDING OFFICER: (SENATOR SULLIVAN)

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

SENATOR ROSE:

I rise in support of the bill, if I may. I -- something most people don't know, twenty percent of all students in the State of Illinois are dyslexic. We have a reading curriculum that helps eighty percent of the kids and leaves twenty percent out. There are proven methodologies, proven academically, peer-reviewed methodologies that, if implemented at the kindergarten level, will teach all one hundred percent of students in Illinois to be successful readers. I don't know how in this country we got so far behind and leaving twenty percent of the kids out, but I appreciate the sponsor bringing this forward. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Seeing no further discussion, do you wish to close? Senator Bush.

SENATOR BUSH:

Thank you. I -- I have one more thing to say, because I think it's important - that we all know someone who has dyslexia, had it. I met my birth father in 2008 and it turns out that I have a

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

half-sister, who believed she was stupid. That's what she believed because she read letters backwards, and -- and those were the days, we thought, that that went on. It still happens today and it's really time, you know, for us to do more about dyslexia. So, thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, the question is, shall House Bill 3700 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3700, having received the required constitutional majority, is declared passed. Leader Harmon in the Chair.

PRESIDING OFFICER: (SENATOR HARMON)

Senator Bush, are you seeking recognition? Continuing on the Order of House Bills 3rd Reading, we are at House Bill 3724. Senator Mulroe. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3724.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

Thank you, Mr. President, Members of the Senate. We all know when we were born, but more important question is, why? Unfortunately, George and Mary Laman, who are seated in the President's Gallery right in front of the door to us today, found

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

out their why when their eighteen-year-old daughter, Lauren, tragically died on February 8, 2008. Lauren was a beautiful eighteen-year-old -- young lady. She was on the dance team at St. Charles High School. While at dance practice on February 8, 2008, she collapsed. There was a malfunction of her heart. The teachers ran to her aid. Thirteen minutes later, she was gone. An AED, or an automated external defibrillator, was about forty feet away, but it was never used. We currently do not require a standardized CPR training or an -- or AED training in our schools; yet, every school has an AED on their premises. Notwithstanding the fact that it's not required, about fifty percent -- or over fifty percent of our schools currently require training because it is so important, and it's so important because knowing how to use an AED can save lives. Lauren lost her life. That event sent her family on a mission to prevent future deaths like Lauren's. It is the Laman's mission that Lauren's death will not go in vain and will lead to saving lives of other children like Lauren. This bill provides our high school students with life-sustaining skills. Thank you to the twenty-nine or so other cosponsors that have signed on to the bill. Thank you to the Lamans and thank you to the Bell family for bringing this idea -- or the bill to our -- our Chambers in the House and to the -- and to the Senate. And thank you for your hard work and -- and seeing it through to the end. In Lauren's memory, in honor of George and Mary Laman, in honor of the Bell family, and their mission to make sure parents will -- be able to see their children graduate, to see their children at their weddings, to see and love their children's children, I'm asking you to support this bill. This bill will not bring Lauren back, but it has the potential to prevent future

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

mourning, or mournings, of -- of people, lives -- lives like Lauren's. Every life saved as a result of this bill will have Lauren's name attached to it or stamped on it. Please vote Yes in favor -- or in memory of Lauren's.

PRESIDING OFFICER: (SENATOR HARMON)

Thank you, Senator. Is there any discussion? Senator McCarter, for what purpose do you rise?

SENATOR McCARTER:

Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR HARMON)

Sponsor indicates he'll yield. Senator McCarter.

SENATOR McCARTER:

Senator, I apologize for not doing my homework before. This -- so this -- this will mandate training for everyone in the -- in the institution. Is that correct?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

It's -- it's actually the students in secondary schools, so high school. So currently we have the AEDs in the schools, but maybe one or two people might be trained on 'em. And to me, unless they're trained on 'em, they're useless. They're not paintings. They're not pictures. They're to be used in an attempt to save someone's life. So, I mean, currently there's -- over fifty percent of the schools, notwithstanding the fact that they're not required, do train people how to use 'em.

PRESIDING OFFICER: (SENATOR HARMON)

Senator McCarter.

SENATOR McCARTER:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

So the students -- we're mandating that the students learn how to use these, which I -- I -- you know, I don't think anyone here disagrees with you that they're -- they're great opportunities to save life and very much needed. But what about the teachers? Do we mandate that the teachers learn how to use these?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

That is not in the bill. This is one step in getting the students to learn. It's my hope that the teachers will -- will do it without us requiring them to do it. I would think that, you know, as the students are learning how to do it, the teachers will learn as well.

PRESIDING OFFICER: (SENATOR HARMON)

Senator McCarter.

SENATOR McCARTER:

Why wouldn't the teachers be in the bill?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

It complicates the bill to have teachers in the bill. We want to teach this -- it's -- we just tried to make it as simple as possible to give students life training skills {sic} that they will carry with them through the rest of their lives. Maybe when they become teachers, they'll -- they'll have been already taught the tool to -- to save lives.

PRESIDING OFFICER: (SENATOR HARMON)

Senator McCarter.

SENATOR McCARTER:



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

This is interesting. It complicates the bill? Is this -- did you hear from any -- anyone representing teachers that said, "Hey, this is too difficult for us, so we'd like you to leave us out"? Was there any indication given from any group that they wanted to not be mandated to be -- to -- to -- to -- to, you know, be able to use this?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

No. I'm -- I'm not aware of any objection, but that's the -- the sponsor in the House presented it to train students, not teachers, and I went with the bill the way -- it was presented to us.

PRESIDING OFFICER: (SENATOR HARMON)

Senator McCarter.

SENATOR McCARTER:

To the bill: Once again, Ladies and Gentlemen, this is an unfunded mandate. It -- you know, it's -- I think we've gone a long time mandating these units, not just in schools, but in churches and -- and airports and public facilities, and they've saved lives. We know that. And I don't think anyone here, you know, disagrees. But to -- it just seems a little strange that we'd mandate students and -- and -- and not pay to have them trained to use these devices, but we're not going to mandate teachers. Again, this is one more burden that we're adding on to schools. I encourage a No vote.

PRESIDING OFFICER: (SENATOR HARMON)

Senator Bivins, for what purpose do you seek recognition?

SENATOR BIVINS:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

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

PRESIDING OFFICER: (SENATOR HARMON)

The sponsor indicates that he will yield. Senator Bivins.

SENATOR BIVINS:

Thank you, Mr. President. Senator, who does the training?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

I believe in each -- every school now, there's at least one certified trainer required. The American Red Cross, the Heart Association, and others volunteer - fire departments - have volunteered to actually perform the training -- training if necessary.

PRESIDING OFFICER: (SENATOR HARMON)

Senator Bivins.

SENATOR BIVINS:

Senator, is that in the bill, that that -- who conducts the training?

PRESIDING OFFICER: (SENATOR HARMON)

Senator Mulroe.

SENATOR MULROE:

It's not specified in the bill who -- it's left to the discretion of the schools how they do the training. And I should mention that this training - and I was -- I actually have a resource fair in the summer and they brought a training module - it takes about five minutes to learn how to use it under a nice calm situation before some event occurs, where your adrenalin is flowing out your ears.

PRESIDING OFFICER: (SENATOR HARMON)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Bivins.

SENATOR BIVINS:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR HARMON)

...the bill. Senator Sullivan in the Chair.

SENATOR BIVINS:

Thank you, Mr. President. I have a concern about the training issue. I'm very familiar with CPR, very familiar with the -- the defibrillators. But as some who have been around here for a while may recall, a few years ago, there was an organization called Save-A-Life Foundation that was supposed to go around and train our children on CPR and the Heimlich maneuver. Spent about nine million dollars of taxpayer's money through Homeland Security and through the State of Illinois. And it turns out, we can't find hardly any children that were trained. So I have a real concern who's going to be doing the training and that we're not going to create a new entity or invest taxpayer dollars. This is something, as you stated, can be done by fire departments and Red Cross, literally free of charge. I -- I'm -- I'm just really concerned about that, that we're -- we're heading down that path. So maybe you can address those concerns, Senator. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Senator Mulroe.

SENATOR MULROE:

Sorry. Senator Bivins, actually, in the bill - this may or may not answer your question - but -- so, prior to the bill, we required CPR and other safety measures to be trained to students, not to the teachers. But it does say that the CPR, or the cardiopulmonary resuscitation, "which training must be in

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

accordance with standards of the American Red Cross, the American Heart Association, or another nationally recognized certifying organization".

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Syverson, for what purpose do you rise?

SENATOR SYVERSON:

Thank you, Mr. President. Couple questions of the sponsor.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicate he will yield for a couple questions. Senator Syverson.

SENATOR SYVERSON:

Thank you. And I appreciate you bringing this forward. This is something I have -- I've talked to the families with as well. And I just want to get a couple clarifications on a -- on -- on a couple of issues. You had mentioned that this was something that it's easy to do - and I've gone through the CPR training and the -- the AED training as well - and something that the AED machines are pretty easy. It takes you five minutes to learn how to do those. But the legislation says that it has to be trained to the standards of the Red Cross. So does that mean that you have to take -- you have to be -- to that standard, you have to take then the Red Cross standard, which is going to be a five- to an eight-hour training program. That is their requirements to meet that certification. So, under this training, are we -- is it requiring it that it meet the Red Cross certified guidelines, and if that's the case, wouldn't that be more than five minutes?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR MULROE:

Okay. The way I -- I read -- currently CPR is required in schools. And if -- before the -- the underlying language of the bill. But it says, beginning in 2014-15 school year, training on how to properly administer CPR, which training must be in accordance with the standards of the American Red Cross, Heart Association, or -- or another nationally recognized certifying organization. So that's with respect to CPR. And then the second part of that sentence is, and how to use an AED.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Syverson.

SENATOR SYVERSON:

I think to the first...

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Syverson.

SENATOR SYVERSON:

Thank you. To the first part of that, I think that the wording in the first part says "may" do that, not -- it's not mandated. So that first part that you mentioned now would become -- would be mandated too then. So -- so we're mandating the program. But I guess I'm trying to figure out, it's -- we can't just show people how to use that if -- if -- if we're saying that we have to be trained to the -- to the Red Cross CPR and AED standards, because that's going to -- I can't imagine they haven't said that their training is this -- is X and it's going to take that many hours, unless they've indicated to you that they can do that training in less period. Is there a -- have they talked to you about how much time is involved in that -- in -- in mandating both the CPR and in the AED? Have they given a time frame of how

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

much -- what it's going to take?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

No, not -- not really. I mean, I've heard it could be three hours of training over a four-year period. That -- that sticks out in my mind. But I will tell you that fifty percent of our schools currently do it. I don't know how they do it. I'm -- you know, I think it's within the discretion of the schools to -- how to train it. And it gets back to, what is this doing? It's saving lives. It's clearly saving lives. We currently require a lot of things in our curriculum to be taught, you know, from basic safe -- safety training down to abstinence for -- how to -- how to deal with sexual abuse or sexual assaults, and tobacco, nutrition, dental health. This will save lives. So I -- I think it's important enough that we -- we do mandate it.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Syverson.

SENATOR SYVERSON:

Thank you. And, again, not -- not to belabor the point, I'm just trying to make for a -- a clarification. Because I agree with you that, in schools now, they talk about -- they talk about these issues and they go through that and I think that's an important thing to do. I'm in favor of that. But when we're talking about this now has to be done to the standards of the Red Cross, now we're doing different from just the -- the fire department coming in or the -- the health teacher going over quickly, you know, this is how an AED machine works, versus the Red Cross saying, no, you have to be -- this says certified to our

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

requirements and that means you have to take a eight-hour course, and it has to entail all of that. So there's a big difference between showing somebody how you do CPR and how to do AED and requiring them to meet the -- the Red Cross standards. And so, is it spelled out in there? Does it -- do we have to meet the Red Cross standards, or is it just showing students how to use these -- this equipment and being -- learning how to do CPR?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

Okay. There's going to be a certified trainer and they're going to have to be trained in order to teach the kids how to -- to use -- or do CPR or use the AED. The bill says the training must be in accordance with the standards of the Red Cross or the Heart Association or some other -- another nationally recognized certifying organization.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Syverson.

SENATOR SYVERSON:

Okay. Thank you. And just -- this is the last -- last question. I'll leave it at that. It sounds like, based on that definition, then, it's an eight-hour course that -- that they would have to take, either at one time or over a period of time. Because if it says it has to be to Red Cross standards, my -- that is Red Cross -- at least when I took the class, they said this is the standard and you have to take this -- this course. And so maybe it's spread out over a period of time. But unless you want to do it for legislative intent on what you believe that -- if it's going to be by Red Cross standards or just the teacher who's trained or

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

the firefighter who's trained coming into show people how to do that. I guess I'm just trying to get understanding, is it -- is it the full eight-hour training course or is it an -- is it a training course designed by the school district? And with that, I'll -- I'll let you answer that and I'll -- I'll end it.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

Yeah. I -- to answer your question, it's one of three. So it's either the American Red Cross - so it's not mandating their requirements - it could be the Heart Association's standards or it could be some other nationally recognized certifying organization. And I think this sort of addresses the previous speaker as how -- who's going to teach it, under what standards. So we're trying to -- trying to put some standards in the bill so people are trained on 'em properly.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Hastings, for what purpose do you rise?

SENATOR HASTINGS:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Hastings.

SENATOR HASTINGS:

You know, nothing's worse than standing in front of somebody or standing over somebody and watching 'em die because people aren't trained to use certain equipment. And I -- I appreciate the debate in terms of whether or not this is a mandate, and what's it going to cost, and -- and how much training is required to do



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

this. And those are all very important questions. But it's not until it's your son or your daughter that's laying on the ground that you'll actually start caring about this bill. So, in 2002, Colleen O'Sullivan, in my district, in a health club, who was a highly educated young lady with an LL.M. in healthcare law from the John Marshall Law School, dropped straight on the floor, and because nobody knew how to operate a AED, or nobody knew how to perform CPR, she spent four to six minutes on the ground, where her mental capacity was diminished and she later died. So -- and this just isn't, you know, because of Colleen or because of the nice young lady that Senator Mulroe spoke of in -- in his -- in his comments, but we have all these machines, all these AED machines, in schools and you ask the teachers and you ask the students what it is and they can tell you it's a AED machine, but none of 'em know how to use it. So it's great to have all these machines in schools to save people's lives, but people still die in school. So I laud the sponsor for pushing this all the way through and I ask everyone in this Chamber for an Aye vote. Because it's just plain ignorant to have something in school and consider it a mandate, you don't even know how to use the machine. And when you son's on the ground dying, you're going to wish that everybody in that school was trained. So I urge an Aye vote. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Further discussion? Senator Silverstein, for what purpose do you rise?

SENATOR SILVERSTEIN:

To the bill, Mr. President. You know...

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

To the bill, Senator Silverstein.

SENATOR SILVERSTEIN:

Little perplexed by this debate. I've been here for sixteen years. I don't know how many bills I've voted on, named after individuals who have died, where we're trying to close a loophole. Do we have to have a situation where someone passes away 'cause they didn't know how to use a defibrillator or CPR? I commend the sponsor. And I agree with Senator Hastings' comments. A speaker said that this would be a burden. The only burden is if it saves one life - and that's not a burden to me. I don't understand what we're debating. We have a defibrillator in this room, thirty-five feet away from us. Many of us don't know how to use it. Thank God, people here know how to use it. But these individuals are going to be trained and that may -- may save other people outside of the school. I think this is an important bill. I don't understand the rationale behind the debate on the other side of the aisle, and I respectfully ask for an Aye vote. Again, I want to commend the speaker and the House sponsor.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Righter, for what purpose do you rise?

SENATOR RIGHTER:

Will the sponsor yield, please, Mr. President?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield for question. Senator Righter.

SENATOR RIGHTER:

Senator, there's been at least one person and maybe more, if I missed it, who asked about the curious absence of adults in this bill. I mean, walk through with me and the Chamber, if you would,

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

why -- why the teachers are not part of this mandate.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

We chose not to. And I -- I said before, it would have complicated the bill. We'd be happy to take it up next year.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Okay, I understand you chose not to, as evidenced by the fact that they're not in the bill. My question isn't what you did, it's why. Senator, tell me why the adults in the schools are not also going to be trained. Why did you make that choice? Because the arguments, the cogent arguments that are being made about having someone trained, well, I don't think that applies to just most of the people in the school; it should apply to all of the people in the school. Because what -- what would -- how sad would it be if you were in a position where the only person who was -- who was capable of administering the kind of assistance that -- that we're talking about here happened to be an adult nearby, but your bill didn't mandate them to be trained. So why are the teachers not in the bill?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Think that question's been asked and answered, but we'll try one more time. Senator Mulroe.

SENATOR MULROE:

One step at a time. All I can tell you, what we're changing in the Act addresses what we teach to children under the Comprehensive Health Education Program. It specifically addresses

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

what we teach children in the class regarding health care.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

I can tell by your previous comments, Mr. President, that -- that you may be growing a little weary of this line of questioning. But I would point out that the sponsor's answer was what was in the bill and I'm fishing for why the bill doesn't have teachers. So let's just try it one more time. Senator, one more time, why would the people, who arguably would be the most effective at administering the devices because they are adults, why are you not requiring them to be trained? Because in absence of an explanation, it starts to smell like politics. It starts to smell like someone didn't want to be in the bill and maybe the bill would get complicated because someone in the building or around the building doesn't want to be trained on how to use these devices. So, one last chance, Senator, can you give me a reason why the teachers aren't in the bill?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter, that question has been asked and answered. Do you have any other questions that you'd like? Senator Righter.

SENATOR RIGHTER:

...give him one last chance to articulate an answer, Mr. President. Okay.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Seeing none, Senator Mulroe, to close.  
SENATOR MULROE:

I would just ask for a Yes vote. This is going to save lives. That's undisputed. We have machines in schools. Unless we train

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

people how to use 'em, they're useless. Training them will save lives. There's no doubt about it. We will provide lifesaving skills to all our students, who will be lifesavers in the future to come, to prevent a death like Lauren Laman. Thank you very much.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, the question is, shall House Bill 3724 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? Mr. Secretary, take the record. On that question, there are 48 voting Aye, 4 voting Nay, 0 voting Present. House Bill 3724, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3744. Senator Althoff. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3744.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Althoff.

SENATOR ALTHOFF:

Was there a Floor amendment attached to this bill? Was there a Floor amendment attached to this bill?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Mr. Secretary, there any amendments, Floor amendments? We'll be checking. Just one minute. Mr. Secretary tells me there's one that is still in Criminal Law Committee. Out of the record? Mr. Secretary, take 3744 out of the record. Next up, we have House

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Bill 3748. Senator Jones, do you wish to proceed? Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3748.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President. House Bill 3748 moves back the date from which the Commission -- Commission to End (the) Disparities Facing the African-American Community shall submit its findings and recommendations to the General Assembly on {sic} December 31st, 2015 - the current date is December 31st, 2013 - and the repeal date from {sic} July 1st, 2016. Currently, the date is July 1st, 2014. I know of -- any opposition of this bill. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3748 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? Mr. Secretary, take the record. On that question, there are 54 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3748, having received the required constitutional majority, is declared passed. Senator Althoff, for what purpose do you rise?

SENATOR ALTHOFF:

Point of -- point of personal privilege, please, Mr. President.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your point, Senator Althoff.

SENATOR ALTHOFF:

Thank you very much, Mr. President. Tomorrow, I have some very special guests who will be here at the Capitol. It's the fifth-grade class from Alden-Hebron Elementary School. They'll be making a presentation on organ donation at 2 o'clock, again, tomorrow in Secretary Jesse White's Office. They decided that this is an extraordinarily important program, went around the State of Illinois, made a presentation directly to the Secretary of State, but they wanted to bring it down to the State Capitol to make that presentation directly to all of you. If you can come and hear their very brief fifteen/twenty-minute presentation, it would be greatly appreciated by this State Senator. Thank you very much, sir.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Next up on the board, we have House Bill 3754. Leader Lightford. Let's go to the next bill. House Bill 3765. Senator Mulroe. Senator Mulroe. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3765.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

Thank you, Mr. President, Members of the Senate. House Bill 3765 is a recommendation of the Illinois State Medical Society.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

It -- it amends the Department of Public Health Powers and Duties Law in the Civil Administrative Code of Illinois to declare that recommended follow-up tests or studies for dense breast tissue must be included in the summary that is published by the Department of Public Health. It's a clarification of previous bills.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3765 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3765, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3777. Senator Kotowski. Let's go to the next bill. House Bill 3819. Leader Hunter. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3819.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Hunter.

SENATOR HUNTER:

Thank you, Mr. President. House Bill 3819 is an -- initiative of the Department of {sic} (on) Aging. It adds language to the Illinois Act on (the) Aging to codify and to clarify the powers and duties of the Department to handle eligible determinants -- determinations for benefits administered by other governmental bodies to constituents who are found eligible to be served by these



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

programs. This is the -- the old Benefits {sic} (Benefit) Access Application for the -- the seniors, the Senior Citizens Disability {sic} (and Disabled) Persons Property Tax bill that was defunded in 2013. And so I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3819 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? Mr. Secretary, take the record. On that question, there are 56 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3819, having received the required constitutional majority, is declared passed. If you'll turn to the top of page 10 of the printed Calendar, again, on the Order of House Bills 3rd Reading, we have House Bill 3829. Senator Bush. Let's go to House Bill 3830. Senator Hunter. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3830.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hunter.

SENATOR HUNTER:

Thank you, Mr. President. This is a recommendation by the Department of Human Services and it -- it -- the Act includes financial exploitation for {sic} (of) persons in mental health, developmental disabilities, and community agencies operated by, licensed, funded or certified by DHS as a reporting -- reportable finding for the health care workers. I know of no opposition to

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

the bill and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3830 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3830, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3831. Senator Hutchinson. Let's go to the next bill. 3833. Senator Hastings. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 3833.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hastings.

SENATOR HASTINGS:

Thank you, Mr. President, Members of the Senate. House Bill 3833 is an initiative of the Department of Military Affairs that expands the qualifying criteria for the Illinois Military Family Relief Fund and clarifies the Adjutant General's role as the Commander of the Illinois National Guard. This bill is similar to Senate Bill 2931, which passed out the -- the Senate on -- in March 52 to nothing. I just ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3833 pass. All those

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3833, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3885. Senator Bertino-Tarrant. Let's go to the next bill. House Bill 3902. Senator Haine. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3902.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Haine.

SENATOR HAINE:

Mr. President, Ladies and Gentlemen of the Senate, this amends the Illinois Municipal Retirement Fund Article of the Illinois Pension Code. And it changes the definition of an "employee" to exclude employees that are hired after the effective date if the employee and the employer are required to make contributions to a Taft-Hartley pension plan on an employee's behalf. What happened: In Madison County, uniquely, members of the carpenters union are intermittent, but full-time county employees. And as such, IMRF is deducted from their pay. They don't want to be in IMRF, because they're intermittent full-time employees. They want to have a retirement system, which is actually pretty good, from the Carpenters' District Council of Greater St. Louis. The county doesn't want to pay the employer's share. So IMRF worked out an amendment, written by Mr. Kosiba. Everyone's happy. They want to

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

live together, but they don't want to get married.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 3902 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3902, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3912. Senator Rezin. No? Biss. Senator Biss, on 39 -- oh, I'm sorry, I had the wrong bill. Here we go. Mr. Secretary, which bill are we on? It's House Bill 3924. Senator Rezin. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3924.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Rezin.

SENATOR REZIN:

Thank you, Mr. President. Senate Bill -- or, House Bill 3924 extends the Ottawa TIF north of Interstate 80 from twenty-three to thirty-five years. That's an extension of twelve years, and all of the local governments have filed their letters of support.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3924 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

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

wish? Mr. Secretary, take the record. On that question, there are 56 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3924, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3948. Senator Martinez. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3948.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Mr. President and Members of the Senate. House Bill 3948 changes the traits that the Grow Your Own Teachers {sic} (Teacher Education) Initiative must consider when selecting candidates under the bill. Some of these changes are -- are things that have been worked out with some of the cohorts and I think it just makes it a much more stronger bill that will continue to grow more teachers in hard-to-staff areas, hard-to-staff schools. And I will be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and -- Senator Murphy, for what purpose do you rise?

SENATOR MURPHY:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates she will yield for a question. Senator Murphy.

SENATOR MURPHY:

Senator, as you know, we've had some questions about this

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

program over the years and I appreciate your willingness to work on it and try and improve it, and I guess the question becomes, does this adequately improve it to really address all of our concerns? So, I guess -- what I guess I would like to know from you is -- one of the major concerns we had was the cost per student in the Grow Your Own Teacher's program. In other words, we're spending a significant amount of money to get a relatively small number of teachers. So, the question is, how does your bill address that issue?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Senator, for the question. I believe that over the course of time -- you know, when you look at -- these neighborhoods are, especially the African-American and Latino areas, we have a lot of problems with staffing in our schools. I think that this program, while it had its problems at the very beginning trying to recruit parents and paraprofessionals that work during the day and are attending school at night, the fact that there was resource issues when it came to trying for them to go back to school, I think, over the course of time, we have been able to improve some of these traits by now requiring a little bit more from the people who are signing up for the programs. In the last four or five years, we've had now a fifty percent graduation rate that has taken place. So we have made improvements in the sense on how we're reaching out and how we are able to maintain some of these -- these individuals, who never went to college, who never went to a university, and just, you know, worked and have been, you know, full-time parents. So I really believe that, as

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

we continue to move forward, we're finally seeing the fruit of a lot of hard work, because many of these parents it took them five and six years to graduate. So now we're seeing a much more higher graduation rate among, you know, many of the parents that have signed up. But more important, that now we're seeing the commitment made by those -- those candidates, because those are people that live in the neighborhood that have vested -- you know, have vested their -- their -- their homes, their -- their time in the community, and want to stay there. And our biggest problem that we had was we have too -- so many turnarounds in our schools and we just cannot keep our -- our teachers there long enough to make a difference. So I think that this is a great program. We've made a -- like I said, a lot of improvements and I think that we're heading in the right direction and we're going to see that graduation rate continue to grow even higher.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Murphy.

SENATOR MURPHY:

And I -- I appreciate that you see momentum, but with all due respect, we've seen those numbers and we've been aware of those numbers, and the picture you just painted didn't include - at least not that I heard - the changes that this bill makes. Because, frankly, we haven't seen -- maybe within the last year, since the budget last year, some of this momentum has sprouted up and -- and we haven't focused on it yet, but through last year's budget process, none of the momentum that you just described was evident to us. So, I guess, I'll go back to, in this bill we're going to vote on right now, what changes do you see in the statute, that you're asking us to vote on, what changes are going to be made in

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

this bill that are going to translate into better results from the ones we have seen in the past?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Martinez.

SENATOR MARTINEZ:

I can read you the -- the -- the changes that we're making. We're -- we're -- there's a willingness to teach in hard-to-staff school; show interest in postsecondary education; be a teacher, a para educator, or be a member of the community with a hard-to-staff school; commit to completing and passing all State standards to be a teacher; set high standards of performance; demonstrate a commitment to the program by maintaining a cumulative GPA of at least 2.5, attending monthly cohort meetings, and applying for financial aid from all other financial and {sic} (aid) resources before applying for assistance from this program. So we're -- actually now have a criteria that's stronger, so we are attracting people that are really committed, that are really seeing it through all the way to the very end. I think that those are positive changes to the program.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Murphy.

SENATOR MURPHY:

...you -- do you have a sense, will this revised Grow Your Own Teacher's program be subject to the Budgeting For Results rubric of which we've heard so much and seen so little?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Martinez.

SENATOR MARTINEZ:

I can't predict that, but I always believe that finding highly



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

qualified individuals that really want to teach in these hard-to-staff school really takes a commitment, and I really believe that, you know, whatever changes come in the long run, I think people will adapt.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Murphy.

SENATOR MURPHY:

To the bill: I -- Senator, I do appreciate your -- your answers. I appreciate your work on this program. Being such a devotee to Budgeting For Results, though, and not seeing how this is going to be able to be analyzed adequately through that rubric, I continue to have significant questions about Grow Your Own. And while I -- I appreciate your optimism for the changes in the type of candidate we may get, at this point I continue to believe this program, unfortunately, while started with good intentions, is one that simply does not provide sufficient value to taxpayers. And I urge a No vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Luechtefeld, for what purpose do you rise?

SENATOR LUECHTEFELD:

Thank you, Mr. President. To the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Luechtefeld.

SENATOR LUECHTEFELD:

You know, it would -- it would be hard, I would think, for anyone in this Chamber to defend what has happened over the last several years with Grow Your Own Teacher. The results are devastating, as far as the amount of money spent compared to the success of the program. Now it is also very difficult to -- to

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

say to the sponsor that -- that what she's trying to do is -- is -- is bad. You know, certainly, in a lot of areas, not just in Chicago, but a lot of areas, it is difficult to find really qualified teachers to go -- who will stay there and who will go in and -- and do those jobs. It's -- it's difficult. There's no question. Now, you say you've made changes. I've listened to those changes and, basically, I -- I get -- I get the idea that we're going to make these changes and we're going to hope that this works and that it -- it -- the results are better. I certainly have not been convinced that it will be -- I -- I think it will be better. I -- I do believe you -- you have good intentions. But I am not convinced and I find it very hard for most people in this -- in this Body to say that they are convinced that it will be better and therefore they're willing to risk literally millions of dollars over the last several years on a program that has been notoriously unsuccessful. So, again, I -- I would -- I would actually recommend a -- a No vote on this. I'm certainly not convinced that it's going to be enough to make a real big difference, even though the intentions are good. So, thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Further discussion? Senator Kotowski, for what purpose do you rise?

SENATOR KOTOWSKI:

Thank you, Mr. President. To the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Kotowski.

SENATOR KOTOWSKI:

Thank you. Just wanted to point out a couple areas of clarification. Here was a program that it -- was initially funded

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

at a much higher amount a few years ago and it was cut by sixty percent based on the fact it was having some challenges in delivering on the performance that it had intended to deliver on. And we had -- had a lot of discussions about this program, about its challenges, about the fact that we needed to rework this program in this State and make sure that there is a greater level of accountability. So, actually, I think this is a really good example of examining a program and asking the right questions about how it can be improved. So one of the things I think that I -- I want commend the sponsor on is we sat down with the members who are connected to this program and these -- and the organizations and they wanted to come up with even higher standards, higher levels of accountability. They wanted to go that extra mile. And -- and I think that's important. And two areas I wanted to highlight within the program, which I think will lead to the program being more effective, more impactful, is that there needs to be at least a 2.50 to be in this program, to stay in this program, and also higher standards of performance and accountability within that. So this program, which was decreased and diminished significantly by sixty percent, received some funding last year as a result of the fact that it had made more changes and more alterations to the program. This is another step, another level of accountability, an increased standard to make sure it delivers on what it's -- intended. And the fact is, it's going to save taxpayers money. It's a wise investment. It's going to lead to better performance in the classroom and teachers teaching in the communities where they're needed the most. I commend the sponsor and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Martinez, to close.

SENATOR MARTINEZ:

Thank you very much. Thank you, Senator Kotowski. I think that this program had its glitches at the very beginning and, again, it was recruiting, you know, recruiting candidates that will stay with the program. I think we've learned a lot from some of the mistakes that we've made, but I really believe that, you know, as we see the graduation rate growing every single year, I know that the program is headed to the right direction. So I would thank you all and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. The question is, shall House Bill 3948 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? Mr. Secretary, take the record. On that question, there are 38 voting Aye, 16 voting Nay, 0 voting Present. House Bill 3948, having received the required constitutional majority, is declared passed. Next up, we have House Bill 3961. Senator Holmes. Let's go to the next bill. House Bill 4033. Senator Hunter. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4033.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Hunter.

SENATOR HUNTER:

Thank you, Mr. President. This is a medical patient rights bill and this legislation would basically remove the mandate for

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

employees to wear ID badges in residential programs for individuals with developmentally {sic} disabilities that are -- that are licensed under the ID/DD Community (Care) Act and integrated programs. Nonetheless, this legislation does not prohibit the facilities to use badges to access their facilities or payroll purposes. I know of no opposition to the bill and I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 4033 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? Mr. Secretary, take the record. On that question, there are 55 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4033, having received the required constitutional majority, is declared passed. Leader Lightford, for what purpose do you rise?

SENATOR LIGHTFORD:

Mr. President, on a point of an announcement.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your announcement, Leader Lightford.

SENATOR LIGHTFORD:

So, just about a week ago Senator Hutchinson was named the birthday guru of the month to congratulate everybody and say happy birthday to them, but I have the awesome task of letting everyone know that today is Senator Hutchinson's birthday. So it'd be really nice for us to send Senator Hutchinson a wonderful happy birthday. And Saturday, she's graduating law school at Northern Illinois University, and we also congratulate her on that endeavor. Happy birthday and congratulations, Senator.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Happy birthday, Toi Hutchinson, Senator Hutchinson. House Bill 4035. Senator Mulroe. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4035.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

Thank you, Mr. President, Members of the Senate. House Bill 4035 amends the Illinois Health Statistics Act to permit the Department of Public Health to collect and maintain health data linking the long-term effects of childhood cancer to the original cancer diagnosis and treatment.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4035 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4035, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4056. Senator Kotowski. Let's go to the next bill. House Bill 4082. Senator Mulroe. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4082.

(Secretary reads title of bill)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Mulroe.

SENATOR MULROE:

Thank you, Mr. President, Members of the Senate. House Bill 4082 amends the Juvenile Court Act's section addressing probation adjustment by allowing the State's Attorney to make a determination of whether or not to file a petition of delinquency if a minor fails to comply with any term or condition of a non-judicial probation adjustment. It also allows the court services or probation department to confer in a preliminary conference, when authorized or directed by the court and with the consent of the minor and the State's Attorney, with a view towards adjusting suitable cases without the filing of a petition of delinquency.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none, the question is, shall House Bill 4082 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4082, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4083. Senator Righter. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4083.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President, Ladies and Gentlemen of the Chamber. House Bill 4083 makes technical changes to the Juvenile Court Act and the Code of Corrections Act {sic} (Unified Code of Corrections), including it changes the definitions of "department" and the "director" so it's clear that, unless the context is specific to either the Department of Corrections or the Department of Juvenile Justice, the statutory provision applies to both departments. It also changes DOC and DJJ rulemaking processes for purposes of differentiating between the departments. I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4083 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4083, having received the required constitutional majority, is declared passed. Next up, House Bill 4093. Senator Haine. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4093.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Haine.

SENATOR HAINE:



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

...President, Ladies and Gentlemen of the Senate, this merely adds as a aggravation -- aggravated participation in methamphetamine manufacturing, the circumstance if someone is manufacturing this substance within one thousand feet of the real property of any school.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none, the question is, shall House Bill 4093 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4093, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4113. Senator Cunningham. Ladies and Gentlemen, with leave of the Body, we're going to return to the top of the page, which is House Bill 3829. Senator Bush, do you wish to proceed? Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3829.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Bush.

SENATOR BUSH:

Thank you, Mr. President, Members of the Senate. We saw this bill before as Senate Bill 2640. What this bill does is it basically codifies for the Illinois Business Development Council that they should use as part of their criteria -- it charges them to -- when {sic} assessing economic development practices of states

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

that border Illinois and providing recommendations to the Illinois counties that border other states with regard to the best practices for business retention, attraction, incentives, and economic development. It comes back to us from the House on concurrence {sic}, and I would urge an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3829 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3829, having received the required constitutional majority, is declared passed. Ladies and Gentlemen, with leave of the Body, we'll turn back to page 9 of the printed Calendar. Towards the bottom of the page, we have House Bill 3777. Senator Kotowski indicates he'd like to proceed. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 3777.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Kotowski.

SENATOR KOTOWSKI:

Thank you very much, Mr. President. House Bill 3777 amends the School Code and the School Construction Law to allow special education cooperatives to be eligible to receive school maintenance grants.

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3777 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 3777, having received the required constitutional majority, is declared passed. If you'll turn to the top of page 11 now, Ladies and Gentlemen. First up, we have House Bill 4123. Senator Kotowski. Next up, we have House Bill 4185. Senator Murphy. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4185.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Murphy.

SENATOR MURPHY:

Thank you, Mr. President. House Bill 4185 is a TIF extension for the Village of Arlington Heights. I'm aware of no opposition. All the letters are in order. Appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? The question is, shall House Bill 4185 pass. All 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? Mr. Secretary, take the record. On that question, there are 55 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4185, having received the required constitutional majority, is declared passed. Next up, House Bill 4205. Senator

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Forby. Let's go to House Bill 4207. Senator Silverstein. Please read the bill.

SECRETARY ANDERSON:

House Bill 4207.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

...you, Mr. President. Senate Bill 4207 prohibits bullying through the transmission of information from a computer accessed at a nonschool-related location or from the use of an electronic device not owned by the school if the bully causes substantial disruption in the educational process or orderly operation of a school.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none -- seeing -- one light just came on. Senator Righter, for what purpose do you rise?

SENATOR RIGHTER:

Will the sponsor yield, please, Mr. President?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield for a question. Senator Righter.

SENATOR RIGHTER:

Thank you. Senator Silverstein, this is the first I've seen of this bill and I thought that I heard you say in your opening that this applies to computers that are off campus as well. Is that correct?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR SILVERSTEIN:

That is correct, Senator Righter.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

The -- is there a -- surely, you have been confronted or asked about whether or not there is a constitutional question here with regards to free speech. Can you tell me, I mean, if you've been confronted with that, what your response to that has been?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

No one has ever confronted me with the free speech.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

The point in regulating computers that are off -- also off campus, Senator, can you walk through that for me, please?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

What do you need -- to explain?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Okay. If a student has a computer that is off campus, what are the school authorities supposed to do with that? If they're sitting in -- in the public library downtown, what -- what authority do the school administrators have over that student?

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

Firstly, it's within their discretion, and if you look at page 3 of the bill, they're not required to monitor any school-unrelated activity, function, or program. So I think that might control -- answer your free speech.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

I -- I'm sorry. I didn't hear you all the way through that, Senator. Can you repeat what you read out of the bill?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein, would you repeat that, please?

SENATOR SILVERSTEIN:

It's within their discretion, and on page 3, to quote, "does not require a district or school" -- "school to staff or monitor the {sic} (any) nonschool-related activity, function, or program."

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

But does it allow them to do that?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

It's in with -- it's within their discretion.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Thank you. So this bill would allow a school district to monitor and regulate the activity that a student engages in on a computer that is not on the school campus. Correct?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

It prohibits the -- bullying through the use of that.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Why are the schools in charge of regulating electronic bullying done on a computer that is not on the school campus and has nothing to do with a school-related activity?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

That was the intent of the bill. They wanted some authority over the child who is doing the bullying. So that's why the school got involved.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

The intent of the bill was to put schools in charge of what a kid does on a computer that's not on the school campus that has nothing to do with a school activity?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

If it comes to the level of -- bullying, yes, they do.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Is this -- can -- at least tell me that this is confined to just bullying another student. I mean, if they're bullying someone's grandmother, the school board's not coming down on 'em - right?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

This is confined to bullying the student to student, not anyone's grandmother, Senator Righter.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Can you read for me in the bill where it regulates them only in cases where the person being bullied is also a student?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

It doesn't specifically say that, but if you look at page 4 {sic}, applies to cases in schools, administrators or -- or a school teacher receives a report that bullying through the use -- means has occurred. So it has to do -- the -- the -- the bullying would have to be reported to the school.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Who -- is there a mandated reporter system in this bill? I



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

mean, when you say it has to be reported to the school, who has to report it to the school?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

No one has to report it. It's within the discretion.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

So if -- if a student is in a coffee shop in downtown Mattoon and they are on a laptop that is not owned by the school and they are sending an electronic communication to someone who is not a student at the school, the school, nevertheless, has the authority to punish that student for engaging in an off-campus, not school-related, and not on a school computer act?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

...you read the bill, it would have to -- have to cause extensive {sic} -- disruption to the educational process or orderly operation of a school.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

You know, since so much of this activity, Senator Silverstein, is happening outside of the school context - I mean, and if you think about it, the only connection between the school and the incident is the student - isn't this more appropriately a matter, if you want to -- if you really want to be -- if you want to

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

regulate it at all, isn't this more appropriately a matter for a law enforcement authority, or, I don't know, a parent?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

It may be, but the bill is drafted to deal -- the school deal with it.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

So you think the law enforcement authorities may be a better context in which to take up this conduct than a school district?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

It -- it may be, but I don't know if it's that severe to get law enforcement involved in -- in this situation. So, we're just leaving it to the schools.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

The bill requires that in order to trigger the school district's authority, severe disruptive harm. Tell me what that looks like, Senator.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

I guess that would be a subjective situation on a -- on a case-by-case basis.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

So, who is going to make that call whether or not that kind of damage was wreaked upon the person being bullied by the student who is sending the communication on a private computer not -- not on the school campus? Who makes that call?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

That would be up to the school administrator.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

And what -- what options are there for punishment? I mean, what can a school administrator do to a student who sends a impolite email to their uncle?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

First of all, it's to a student to a student. So let's -- let's -- you're -- you're -- you're -- you're deviating through the bill and the intent of the bill. I think it would be up to the administration to take whatever action they want.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Well, no, Senator, I'm -- I'm actually looking at the black and white language on the paper, as opposed to the intent, which

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

is a word that we throw around here and often disappears like a wisp of steam in the air, because no one can divine what's in your mind, particularly when this thing is challenged in court. But, let's go back to what the school authority is. You said the school can do pretty much anything it wants to do? Could it -- could it expel a student for sending an -- an angry email to a relative in another state because that student, I don't know, has an emotional problem or maybe that relative in another state upset them because they sent them an email first? Could a student be expelled from that under this bill?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

Would be within the discretion of the school how they wanted to handle it. This is student to student, not to student to uncle or a grandmother.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Senator, the bill doesn't say student to student. And with all due respect, I would think that if we are trying to deal with student-to-student bullying, one of the first things we would have done would actually have been to put that in the proposal. So, with that, Senator, you're telling me that a student, under the scenario that I described, could literally be expelled from a school in Chicago or Mattoon or Peoria for doing that, having nothing to do with anything they did on the school campus, having nothing to do with their grades or their conduct in a class?

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Senator Silverstein.

SENATOR SILVERSTEIN:

They would have the discretion, but if they're going to expel a child, there's a certain procedure, Senator Righter.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Are those procedures set forth in House Bill 4207?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

No. They're set through -- for -- through another statute.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Well, what -- in -- in all sincerity, Senator, what would those procedures be or do those differ from district to district?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein.

SENATOR SILVERSTEIN:

You'd have to look at the statute. I'm not an expert on educational expulsion.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

To the bill, if I might. ...a uncle. This -- this bill - and I appreciate Senator Silverstein's forthright honesty, as always on proposals like this - this bill is so far outside the realm of what a school district should be doing. Okay. Again, the words

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

floating around in this building, like unfunded mandates and proration. There are proposals coming from the House that are going to prorate the education budget to ninety percent. There are some proposals that prorate that and bring that number even down lower. But we're okay, because we're going to give the school cops the opportunity to regulate Internet activity engaged in by a student on a private computer not on the school campus, having absolutely nothing to do with school activity. Now we all have our differences of opinion on what education should be and shouldn't be, but maybe here we can get all on the same page that we shouldn't put school boards and school administrators in charge of emails that students are sending to other people that has nothing to do with school and is nowhere near the school, and subject them to potentially severe penalties for doing that. I'd urge a No vote. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Further discussion? Senator Luechtefeld, for what purpose do you rise?

SENATOR LUECHTEFELD:

You know, we -- we -- we get up and we talk about bills that -- and I -- and I've -- and I've watched this one go through the committee and it's changed and it's changed, and I -- and I even get the feeling that the sponsor is not that excited about this bill. You know, this is something that is happening off campus. Keep that in mind. It is something that really administrators would rather not be involved with in the first place. If these sorts of things are happening off campus, then go to the -- and - - and they're wrong and they're illegal, go to the local police and let them deal with it. You know, it's always hard to vote --

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

none of us want -- like bullying. We hate bullying. And -- and it's become a popular thing to vote for any bill that has a term "bullying" in it. And -- and -- I guess I just hope that there's -- this is one that we can -- that we can defeat and that we can take a look at and say this is not something the schools want. This is an overreach of -- of school authority. It should be handled by the local authority. Why don't we let that happen and let one of these bills on bullying go down? It is -- it's something that we should -- you know, I -- I can't imagine that you'd really want to let this happen. Think it's wrong. Hopefully, we can rise up and, one time, we can vote a bill down that we really believe is going too far. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Further discussion? Senator Haine, for what purpose do you rise?

SENATOR HAINE:

To the bill, and I...

PRESIDING OFFICER: (SENATOR SULLIVAN)

To the bill, Senator Haine.

SENATOR HAINE:

I don't want to ask the sponsor any questions, because it looks like we're bullying him on this bill. I -- I just have some doubts about the bill, Senator Silverstein. The questions raised, I thought were to the point. You have out-of-school conflicts being brought into school. The -- the only thing that brings 'em into school is the so-called cyber aspect. If this was 1955 and two students were engaged in a -- an argument in which words were exchanged, which could be construed as bullying, but they were at the local dance hall or the soda shop, it's the same principle.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

We're bringing non-school conflicts into the school. The ACLU, of all people, I'm -- is opposed to the bill. The Library Association is opposed to the bill. And I think they raise valid questions. Schools are "in loco parentis", in the place of parents. This bill assumes the schools are the functioning parental authority in every aspect. I mean, I just can't vote for the bill. I -- we're all -- we deal with bullying in our own way, but I -- I think it's overreaching. I have to agree, Senator, with all due respect, and I do love you and respect you and would never dream of voting against any of your bills, but this bill is over the top. I would urge a No vote. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Thank you. Senator Silverstein, to close.

SENATOR SILVERSTEIN:

Thank you for that spirited debate. And I don't feel bullied. The only bullying, I hope, happens tomorrow when we beat the House. Let me just say who's -- you know, Senator Luechtefeld said I'm not excited about this bill. Let's see who else is excited about this bill: ISBE, IEA, IFTA {sic} (IFT), Illinois Public Health Association, Illinois Association of Young -- of -- Education for Young Children. All these concerns have been addressed. If these organizations, especially the Illinois Education Association, had any doubts, they would be opposing it. I think this is a good bill. It's something that we have to tackle. I understand the concerns and I understand there's -- I respect the reviews of my colleagues, but I think it's something that we have to do, and I ask for -- appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, the question is, shall House



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Bill 4207 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? Mr. Secretary, take the record. On that question, there are 29 voting Aye, 20 voting Nay, 1 voting Present. House Bill 4207, having not received the required constitutional majority, is declared failed. Senator Silverstein, for what purpose do you rise?

SENATOR SILVERSTEIN:

...on Postponed Consideration, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Silverstein requests that House Bill -- excuse me... Senator Silverstein requests that House Bill 4207 be postponed. The bill will -- will be placed on the Order of Postponed Consideration. Next up, we have House Bill 4208. Senator Biss. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4208.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Biss.

SENATOR BISS:

Thank you, Mr. President, Members of the Senate. House Bill 4208 is a -- kind of a follow-up on a bill we passed last year. The bill we passed last year required that county ethics ordinances apply to officials appointed by presidents or board chairs of counties, and this expands that to apply to officials appointed by county board members. I'd appreciate your support and I'm happy to take any questions.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none, the question is, shall House Bill 4208 pass. All those in favor will vote Aye. Nay -- those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4208, having received the required constitutional majority, is declared passed. Next up, House Bill 4216. Leader Haine. Let's go to House Bill 4223. Senator Forby. Next bill, House Bill 4227. Senator Morrison. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4227.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Morrison.

SENATOR MORRISON:

...Mr. -- thank you, Mr. President. House Bill 4227 amends the Electronic Products Recycling and Reuse Act. It makes changes concerning the responsibilities of the IEPA, manufacturers, and collectors under the Act. The IEPA will be required to post on its website the mailing address of each collection site and the total EEDs collected at various sites. It also modifies the reporting data by category. I know of no opposition to this bill. I would appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4227 pass. All those in favor will

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4227, having received the required constitutional majority, is declared passed. Next up, House Bill 4235. Senator Connelly. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4235.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Connelly.

SENATOR CONNELLY:

Thank you, Mr. President, Members of the Senate. House Bill 4235 amends the Civil Administration {sic} (Administrative) Code of Illinois by essentially codifying Supreme Court Rule 707 to allow out-of-state attorneys to appear before the Commerce Commission. It's an initiative of the Commerce Commission. I'm aware of no opposition and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4235 pass. All those in favor will say {sic} Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Secretary, take the record. On that question, there are 55 voting Aye, 2 voting Nay, 0 voting Present. House Bill 4235, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4236. Senator McGuire. Mr. Secretary,

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

please read the gentleman's bill.

SECRETARY ANDERSON:

House Bill 4236.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator McGuire.

SENATOR McGUIRE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 4236 adds the offense of stalking to the list of convicted crimes which would make an individual ineligible to elect treatment under a licensed program designated by the Department of Human Services, also known as TASC, Treatment Alternatives for Safe Communities. I know of no opposition and I ask for a Yes vote, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4236 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4236, having received the required constitutional majority, is declared passed. Next up, House Bill 4244. Senator Connelly. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4244.

(Secretary reads title of bill)

3rd Reading of the bill.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Connelly.

SENATOR CONNELLY:

Thank you, Mr. President and Members of the Senate. House Bill 4244 amends the Private Colleges and Universities Capital Distribution Formula Act and provides that if an independent college no longer qualifies as an independent college under the Fiscal Year '10 capital program private colleges grant Act, the entire balance of the grant shall be transferred to a qualifying independent college that begins to operate in the facilities of the previous college. This bill is supported by the Federation of Independent Illinois Colleges and Universities and I know of no opposition. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4244 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4244, having received the required constitutional majority, is declared passed. Next up, House Bill 4262. Senator Delgado. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4262.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Delgado.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

SENATOR DELGADO:

Thank you, Mr. President and Members of the Senate. House Bill 4262 states that any new or existing school employee may be subject to additional health examinations, including screening for tuberculosis, as required by rules adopted by the Department of Public Health or by order of a local public health official. It's an initiative of ISBE, Illinois Department of Public Health, and the Catholic Conference of Illinois. And I would ask for your Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4262 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4262, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4264. Senator Haine. Let's go to House Bill 4266. Senator Haine. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4266.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Haine.

SENATOR HAINE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This mandates two things that will ensure the privacy of crime

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

victims when they are involved in the Prisoner Review Board proceedings and when they are involved when the Attorney General notifies them as to the release of people on parole. It exempts any of these files from FOIA requests. They've had a number of efforts by people in prison to find out the victims' names, addresses, emails, et cetera, and this would clarify that's out of bounds.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4266 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? Mr. Secretary, take the record. On that question, there are 56 voting Aye, 1 voting Nay, 0 voting Present. House Bill 4266, having received the required constitutional majority, is declared passed. Next up, House Bill 4269. Senator Haine. Please read the bill, Mr. Secretary.

SECRETARY ANDERSON:

House Bill 4269.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Haine.

SENATOR HAINE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is an initiative of the State Police, the City of Chicago, the Attorney General's Office, and the Chiefs of Police. It -- it defines a criminal fortification of a residence and provides penalties, defining what a criminal fortification is, when it is

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

a fortified condition, including video surveillance, booby traps, et cetera, in the -- with the intent to willfully obstruct law enforcement officers who are trying to stop the illegal manufacture of drugs, similar to the methamphetamine fortified provisions that we passed some years ago.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4269 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4269, having received the required constitutional majority, is declared passed. Senator Silverstein, for what purpose do you rise?

SENATOR SILVERSTEIN:

Purpose of an announcement.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your announcement, Senator Silverstein.

SENATOR SILVERSTEIN:

And this has nothing to do with bullying. There is some pending legislation in the Illinois Senate regarding Google Glass, or Google Glasses, and there is going to be a demonstration of these Google Glass -- Google Glasses today at -- between 4:30 and 6:30 in the Senate Conference Room 116. I urge the Members to attend and take a look. Thank you very much.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you, Senator Silverstein. Ladies and Gentlemen, if you'll turn to the top of page 12 on the printed Calendar. We're still on the Order of House Bills 3rd Reading. We have House Bill



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

4277. Senator Morrison. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 4277.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Morrison.

SENATOR MORRISON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a cleanup bill from legislation that we passed last spring with DNR. It amends the Fish and Aquatic -- Aquatic Life Code. It provides that commercial fishermen and crew holding a Class 2 Disability ID Card issued under the Illinois Identification Card Act, a veteran who suffers from a service-related disability or in receipt of a total disability pension will be exempt from the requirement of obtaining a sport fishing license. I would appreciate your Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 4277 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 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4277, having received the required constitutional majority, is declared passed. House Bill 4283. Senator Cunningham. Let's go to House Bill 4286. Senator Stadelman. Let's go to House Bill 4290. Senator Connelly. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

House Bill 4290.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Connelly.

SENATOR CONNELLY:

Thank you, Mr. President, Members of the Senate. House Bill 4290 amends the Firearm Concealed Carry Act. It makes it a Class A misdemeanor for a certified firearms instructor to knowingly provide or offer to provide a false certification that an applicant has completed firearms training as required by the Act. It also provides that a person guilty of this violation is not eligible for court supervision and requires the State Department -- the State Police to permanently revoke the firearms instructor certification of a person convicted of this violation. I'll answer any questions and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 4290 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? Mr. Secretary, take the record. On that question, there are 55 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4290, having received the required constitutional majority, is declared passed. House Bill 4304. Senator Emil Jones. Let's go to House Bill 4329. Senator Forby. Let's go to House Bill 4336. Senator Frerichs. Let's go to House Bill 4340. Senator Frerichs. House Bill 4360. Senator Tom Cullerton. Mr. Secretary, please read the bill.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

ACTING SECRETARY KAISER:

House Bill 4360.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Cullerton.

SENATOR T. CULLERTON:

Thank you, Mr. President, Members of the Senate. This bill is an initiative of the Secretary of State. It's just a cleanup bill that clears up some discretion -- some discrepancies between the Business Corporation Act and the Limited Liability Company Act. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4360 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4360, having received the required constitutional majority, is declared passed. Next up's House Bill 4381. Senator Link. Let's go to House Bill 4385. Senator Hastings. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 4385.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hastings.

SENATOR HASTINGS:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Thank you, Mr. President, Members of the Senate. This bill allows IDOT to sell any self-propelled motorized equipment in excess of twenty-five horsepower and attachments to units of local government. I have no opponents to this bill and I'll answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4385 pass. All 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? Mr. Secretary, take the record. On that question, there are 55 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4385, having received the required constitutional majority, is declared passed. Next up, House Bill 4386. Senator Harris. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 4386.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hastings -- excuse me, Senator Harris. Senator Harris.

SENATOR HARRIS:

Thank you, Mr. President, Members of the Senate. House Bill 4386 is a initiative of the Secretary of State. The bill implements the following changes to commercial driver's license law to comply with the federal -- law and Federal Motor Carrier Safety Administration Rules {sic} (Regulations). And I request an Aye vote. Thank you.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4386 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4386, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4405. Senator Syverson. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 4405.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Syverson.

SENATOR SYVERSON:

...Mr. -- thank you, Mr. President. This amends the Mental Health and Developmental Disabilities Code to define "clinical professional counselor". It is language that is initiative of the Illinois Department of Human Services and is supported by the Illinois Mental Health Counselors. Know of no opposition. Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4405 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? Mr. Secretary, take the record. On that question, there are 56 voting

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Aye, 0 voting Nay, 0 voting Present. House Bill 4405, having received the required constitutional majority, is declared passed. House Bill 4407. Senator Morrison. Mr. Secretary, please read the lady's bill.

ACTING SECRETARY KAISER:

House Bill 4407.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Morrison.

SENATOR MORRISON:

Thank you, Mr. President, Members of the Senate. House Bill 4407 simply codifies a practice already in place. It requires that children will continue to receive their current early intervention services during any State complaint procedure, due process hearing, or mediation involving a complaint. I'm happy to answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4407 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 55 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4407, having received the required constitutional majority, is declared passed. At the bottom of page 12, Ladies and Gentlemen, we have House Bill 4410. Senator Althoff. Let's turn to the top of page 13. We're still on the Order of House Bills 3rd Reading. We have House Bill 4417. Senator Mulroe. Let's go to House Bill 4422. Senator Stadelman.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Let's go to House Bill 4440. Senator Lightford. Mr. Secretary, please read Leader Lightford's bill.

ACTING SECRETARY KAISER:

House Bill 4440.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Leader Lightford.

SENATOR LIGHTFORD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 4440 is a set-aside currently in the Early Childhood Block Grant. This program would be exclusively for serving at-risk families with children from birth to age three. Currently, the percent is set at eleven percent. We would like to put the floor at fourteen percent and extend the year until Fiscal Year 2016. I know of no opposition and I'd be happy to answer questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 4440 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4440, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4442. Senator Raoul. Let's go to House Bill 4486. Senator Kotowski. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 4486.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Kotowski.

SENATOR KOTOWSKI:

Good afternoon, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Good afternoon, Senator Kotowski. You ready to present your bill?

SENATOR KOTOWSKI:

Thank you. Thank you for your leadership. House Bill 4486 is a recommendation of the Department of Human Services. It amends the Mental Health and Developmental Disabilities Administrative Act to expand the -- the list of medications that may be administered by direct care staff to individuals with developmental disabilities in settings of sixteen or fewer people that are funded or licensed by the Department of Human Services to include oral and topical medication, insulin in an injectable form, epinephrine auto-injectors, and inhalants, among others.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Senator Raoul, for what purpose do you rise?

SENATOR RAOUL:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Indicates he will yield. Senator Raoul.

SENATOR RAOUL:

Would the sponsor like a -- a glass of water?

PRESIDING OFFICER: (SENATOR SULLIVAN)



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Indicates he does not need a glass of water. Is there any other discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 4486 pass. All 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4486, having received the required constitutional majority, is declared passed. Next up, we have House Bill 4491. Senator Morrison. Mr. Secretary, please read the bill.

ACTING SECRETARY KAISER:

House Bill 4491.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Morrison.

SENATOR MORRISON:

Thank you, Mr. President, Members of the Senate. This bill states that an individual eligible for the Purple Heart license plate does not have to pay a registration fee or renewal fee for the plate on one vehicle. I'm happy to answer questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4491 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4491, having received the required constitutional majority, is declared passed.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Next up, we have House Bill 4501. Senator Steans. Ladies and Gentlemen, we're going to return to the top... Ladies and Gentlemen, we're going to continue on page 13. We have House Bill 4516. Senator Cunningham. Mr. Secretary, read the bill.

ACTING SECRETARY KAISER:

House Bill 4516.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Cunningham.

SENATOR CUNNINGHAM:

Thank you, Mr. President, Members of the Senate. House Bill 4516 amends the Criminal Code. It's an initiative of the Cook County State's Attorney's Office. Essentially, it's a cleanup bill that clarifies what constitutes criminal intent for the charge of predatory sexual assault of a child. I know of no opposition. Would be happy to answer any questions and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion? Seeing none, the question is, shall House Bill 4516 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? Mr. Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4516, having received the required constitutional majority, is declared passed. Ladies and Gentlemen, with leave of the Body, we will return to page 8 of the printed Calendar. At the top of the Order of House Bills 3rd Reading, we have House Bill 8. Senator Hutchinson, do

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

you wish to proceed? Senator Hutchinson seeks leave of the Body to return House Bill 8 to the Order of 2nd Reading. Seeing no objection, leave is granted. Now on the Order of 2nd Reading, we have House Bill 8. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY ANDERSON:

Floor Amendment No. 1, offered by Senator Hutchinson.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson, to explain Floor Amendment 1.

SENATOR HUTCHINSON:

Thank you, Mr. President. Floor Amendment 1 becomes the bill. I'll explain it on 3rd.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Is there any discussion on the amendment? Seeing none, all those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Mr. Secretary, are there any further Floor amendments approved for consideration?

SECRETARY ANDERSON:

No further amendments reported.

PRESIDING OFFICER: (SENATOR SULLIVAN)

3rd Reading. Now on the Order of 3rd Reading, we have House Bill 8. Mr. Secretary, please read the bill.

SECRETARY ANDERSON:

House Bill 8.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Thank you, Mr. President and Members of the Senate. House Bill 8 amends the Illinois Human Rights Act to require employers to provide reasonable accommodations for pregnant women. Under House Bill 8, an employer commits a civil rights violation if it: if requested by a job applicant or employee, fails to make reasonable accommodations for any condition of -- related to pregnancy or childbirth, unless the employer can demonstrate that the accommodation would impose an undue hardship on the regular operation of business; denies employment opportunities or benefits to or takes adverse action against a qualified applicant or employee because the employer is required to make a reasonable accommodation; requires an applicant or employee to accept an accommodation that she did not request and chooses not to accept; or requires an employee to take leave if another reasonable accommodation can be provided to her. For the purposes of legislative intent, House Bill 8, as amended, does not apply to religious employers, as defined in Section 2-101(B)(2) of the Illinois Human Rights Act. In any event, the term "reasonable accommodations" only applies to a pregnant woman's ability to perform the work or job functions for her position. We had robust conversation about this bill in the House. We, I believe, removed all opposition in the Senate and I'm looking forward to your support, but I'm happy to answer any questions.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Discussion? Senator Righter, for what purpose do you rise?

SENATOR RIGHTER:

Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR SULLIVAN)

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Indicates she will yield. Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Senator Hutchinson, first, I want to rise, and so that we're in the right context here, I'm going to vote for your bill. Okay? But I have some -- I have some concerns about some of the terms and how we define those terms that are in the bill, and I just kind of want to take our time and I want to walk through that a little bit, recognizing that you have already done a good deal of work to try to modify the bill so as to reach a consensus and kind of dull off some of the sharp edges. But let's go through just a couple things. The expansion of protections includes medical or common conditions. I want you to -- I mean, medical or common conditions. So I get what a medical condition is, but, in this context, what do you mean by common condition?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

Thank you, Senator Righter. A common condition are those things that are commonly known to be a condition of pregnancy, such as the need to go to the bathroom more frequently or the need to drink water more frequently.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

And I can assume, because -- and -- and I think we've had this conversation before. I mean, my questions are designed to help the employers in my district have clarity on what the expectations are of them and how they're going to comply with the

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

law. So, can I safely assume on that issue that it is going to be incumbent upon the employee to let the employer know the need of the reasonable accommodation because of the common condition? Other words, I know I -- we normally wouldn't have a bottle of water sitting right here next to whatever I'm doing, but I need this because, or I know that I wouldn't normally be going to the -- need to go to the restroom this often, but I need to because of this. I mean, that -- the onus for explaining why the need is and what the need is, is going to be on the employee. Correct?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

That is correct. We actually added clarifying language to the bill to make sure that we -- we discuss the terms, an employee needing to have this discussion with the employer, so there's open lines of communications and that employers aren't taking -- you know, taken off guard or not understanding what's happening. If the employee comes and says, "This is what I need to have; this would be a reasonable accommodation for me", that's what sets this -- the language of this bill off.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Senator, there is -- there is some difference between federal law and -- and what your bill is with regards to reasonable accommodation. I mean, there -- it's mostly aligned, but it's not entirely aligned. And I'd like you to go through with me the -- what the difference -- first, what the difference is, where -- where you're departing from federal law in

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

House Bill 8.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

The reason or the impetus for the bill in the first place is that pregnancy is not considered a disability under federal law. So the reason for this bill is to take into consideration those conditions that happen even in a -- in a healthy pregnancy. It's designed to keep women in a position to be able to continue working, if they're able to, with reasonable accommodations. Pregnancy is not listed as a disability under the ADA, largely because it's a temporary condition. So we want to capture the temporary conditions that, with reasonable accommodations, aligned with any other disability that was temporary in nature, a pregnant woman would be in line to -- to receive at her place of employment.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Senator, going a little bit further with that, the -- the definition of "undue hardship" under House Bill 8 differs than federal law. And -- and specifically, under federal law, in order to demonstrate an undue hardship, the employer would have to prove - and I'm using the words out of the law now - significant difficulty or expense, as opposed to House Bill 8, which says that in order to prove undue hardship, the employer has to demonstrate that the action is prohibitively expensive or disruptive when considered in light of the following factors. One, my -- my first concern is whether or not employers -- because now -- because you're using new language, now we're going to embark on a at least

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

somewhat different trail of court decisions. In other words, I'm worried that employers are not going to be able to rely on the body of case law that already exists about what they can and can't do, or should or shouldn't do, because the terms have been changed. I'd like you to -- to -- to elaborate, one, on how the employers -- how -- can the employers rely on that case law, if they can at all, to what degree, and what is the difference between significant difficulty or expense, as opposed to your definition of prohibitively expensive.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

I would contend that this is not new language. This is language that's modeled after the Illinois Human Rights Act. So employers right now have to follow this. Under Section 2500.4, under Reasonable Accommodation, of the Administrative Code, "Employers and labor organizations must make reasonable accommodation of the known physical or mental limitations of otherwise qualified disabled applicants or employees, unless the employer or labor organization can demonstrate that the accommodation would be prohibitively expensive or would unduly disrupt the ordinary conduct of business." It would seem that employers in the State of Illinois right now can follow a body of case law that would -- would be in line with our Illinois Human Rights Act.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

What -- is there a change in House Bill 8 with relation to



STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

the burden of proof, who carries the burden of proving undue hardship, compared to what employers rely upon now according to the established federal case law?

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Hutchinson.

SENATOR HUTCHINSON:

The employee has the burden of proving the need for the -- the reasonable accommodation. The employer has the burden of proof for the undue hardship portion.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Righter.

SENATOR RIGHTER:

Just to the bill, if I might. First of all, thank you, Senator Hutchinson, for your responses. I do give the sponsor immense credit for not just diving in and taking on this issue, but then working with all the interested parties in order to come up with what appears to be a work -- workable solution. I stand in support of the bill. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Seeing no further discussion, Senator Hutchinson, do you wish to close? Senator Hutchinson.

SENATOR HUTCHINSON:

Thank you, Mr. President. And thank you, Members of the Senate. This is actually very interesting that we need to do something like this in 2014. We don't want to be in a situation where women have to choose between having a healthy pregnancy and being able to go to work. This is to keep women working, so that they can continue to support their families. And I appreciate the conversation and the debate, as well as the wonderful handling of

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

this bill in the House by Representative Mary Flowers. So with that, I ask for your support. Thank you, again.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, the question is, shall House Bill 8 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? Mr. Secretary, take the record. On that question, there are 57 voting Aye, 0 voting Nay, 0 voting Present. House Bill 8, having received the required constitutional majority, is declared passed. Will all members of the Committee on Assignments please come to the President's Anteroom? All members of the Committee on the -- on Assignments to the President's Anteroom immediately. Senate will stand at ease. (at ease) Senator Kotowski, for what purpose do you rise?

SENATOR KOTOWSKI:

For point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please state your point, Senator Kotowski.

SENATOR KOTOWSKI:

I would just like to announce that the jerseys for the softball game are in my office right now, so you can please go get one. It's office M118, for those of you who've never been there. It's quite an inspirational place to visit. But please go by, get a jersey. I need not tell you how important this game is tomorrow. We don't need any fancy inspirational speeches. It's a big deal. Matt Murphy's coming out of retirement. It's going to be a big day. We haven't told his wife that he's playing, but he is going to play. And we're -- we expect -- we expect to have -- to have a victory this year and I'm looking forward to it. I'm not -- not

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

getting -- we're not getting too excited, but we had a great practice yesterday. The guys are looking good. And we -- we -- I just feel like -- you know what, for those of you who've always felt and have experienced victory before against the House, you know it's an extraordinary feeling, and it needs to be replicated. It -- so, we will be there tomorrow at the park at 4:30 for batting practice. The game starts at 5:30. We promise not to spend any more money before the revenue gets there for the softball game. Please come to my office today and pick up your jersey - M118. Thank you very much.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you, Senator Kotowski. Senator Murphy, for what purpose do you rise?

SENATOR MURPHY:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please state your point, Senator Murphy.

SENATOR MURPHY:

I -- you know, I'm really encouraged. I heard that Coach Kotowski had the squad in fine form yesterday, looking good at practice. I'm -- I'm looking forward to getting back out there and leaving the field of my own accord after -- whenever I'm done. But I was going to ask - I may not be able to make it to M118 - could you get me maybe a -- a men's medium? Maybe about a men's medium. If you could drop it off in 309. You know, slender fit. I'll cut the sleeves myself. Don't worry about that. We'll be ready to go get the House tomorrow. Thanks, Coach.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Senator Murphy, you let us know who that uniform's for, would

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

you, please? Senator McConnaughay, for what purpose do you rise?  
SENATOR McCONNAUGHAY:

Thank you, Mr. President. May I ask that the record reflect my intention to vote Yes on House Bill 4266? Thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. The record will so indicate your intent. Senator Rose, for what purpose do you rise?

SENATOR ROSE:

Thank you, Mr. President. Ladies and Gentlemen, if I may, our -- the doormen and women that watch out for us every day, you may have noticed Bill Kelley, who's normally at the front door, has not been there for some time. He hopes to be back. We got an update. He hopes to be back for Veto Session, but he could probably use some prayers for -- for quicker and speedier healing. And so, we talked to some of the folks out front, and reminds me to say thank you to these men and women who -- who watch out for us every day. And if you can, join me in saying a couple prayers for Bill. So, thank you.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. We'll keep him in our thoughts and prayers. Senator Hastings, for what purpose do you rise?

SENATOR HASTINGS:

Thank you, Mr. President. Purpose of introduction, please.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Please make your introduction, Senator Hastings.

SENATOR HASTINGS:

I have the distinct honor and privilege of introducing one of my great friends and friends of the family. Her name is Miss Grace Donovan. Grace is what they call a "Double Domer". She graduated

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

undergrad from Notre Dame and got her law degree from Notre Dame recently, and was sworn into the Bar. And I was just hoping we can give her a warm Springfield welcome.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Grace, welcome to the Illinois Senate. Nice to have you joining us here today. Thank you. Congratulations. Mr. Secretary -- Senate will come to order. Mr. Secretary, Committee Reports.

SECRETARY ANDERSON:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Re-refer from Judiciary Committee to Criminal Law Committee - Committee Amendment 1 to House Bill 802 and Committee Amendment 2 to House Bill 802; Be Approved for Consideration - Senate Bill 214.

Signed, Senator James F. Clayborne, Chairman.

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to Executive Committee - Floor Amendment 1 to Senate Bill 214, Motion to Concur on House Amendment 1 to Senate Bill 2202; refer to Judiciary Committee - Floor Amendment 2 to House Bill 4123.

Signed, Senator James F. Clayborne, Chairman.

PRESIDING OFFICER: (SENATOR SULLIVAN)

Thank you. Ladies and Gentlemen, can I have your attention for an announcement? The following committees will meet tomorrow morning to take up Floor amendments: Local Government will meet in Room 212 at 9 a.m. and Human Services will meet in Room 409 at 9:30 a.m. Those are, tomorrow morning, committees meeting to take up Floor amendments. Local Government at 9 o'clock in Room 212.

STATE OF ILLINOIS  
98th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

124th Legislative Day

5/20/2014

Human Services at 9:30 in Room 409. Ladies and Gentlemen, there being no further business to come before the Senate, the Senate stands adjourned until the hour of 11 a.m. on the 21st day of May, 2014. The Senate stands adjourned.