

**STATE OF ILLINOIS**



# **HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-SEVENTH GENERAL ASSEMBLY**

**1ST LEGISLATIVE DAY**

**FIRST SPECIAL SESSION**

**FRIDAY, AUGUST 17, 2012**

**1:25 O'CLOCK P.M.**

NO. 1

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
1st Legislative Day**

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**NOTE:** Full text of Amendments will not be included in House Journals from the 97th GA forward; they can be viewed on the Illinois General Assembly website ([www.ilga.gov](http://www.ilga.gov)). For inquiries regarding this, please contact the House Clerk’s office.

The House met pursuant to a proclamation from the Governor to convene Special Session.  
 Speaker of the House Madigan in the chair.  
 Prayer by Rabbi Elliot Mathias.  
 Representative Mathias led the House in the Pledge of Allegiance.  
 By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:  
 110 present. (ROLL CALL 1)

The membership of the House was temporarily reduced to 117 as a result of the vacancy created by the expulsion and removal from office of Representative Smith on August 17, 2012.

By unanimous consent, Representatives Farnham, Feigenholtz, Jakobsson, Mell, Pihos, Sosnowski and Tryon were excused from attendance. At the hour of 3:54 o'clock p.m., Representative Reis was excused for the remainder of the day. At the hour of 3:55 o'clock p.m., Representative Coladipietro was excused for the remainder of the day.

### LETTERS OF TRANSMITTAL

#### OFFICE OF THE SECRETARY OF STATE JESSE WHITE – Secretary of State

July 30, 2012

Honorable Tim Mapes  
 Clerk of the House of Representatives  
 Room 300  
 Capitol Building  
 Springfield, IL 62706

Dear Clerk Mapes:

Enclosed please find a copy of Proclamation No. 2012-234, filed in my office on July 30, 2012, by Governor Pat Quinn, calling for a Special Session of the 97th General Assembly, to begin at 1:00 p.m. on August 17, 2012.

A notice and accompanying Proclamation have been mailed today to each Member's office.

Sincerely,

s/Jesse White  
 Secretary of State

### PROCLAMATION      2012-234

WHEREAS, on January 10, 2011, I took the Constitutional oath of office to become Governor of the State of Illinois, solemnly swearing to uphold both the Illinois Constitution and the Constitution of the United States, and promising to "faithfully discharge the duties of the office of Governor to the best of my abilities"; and

WHEREAS, I am committed to fulfilling my oath of office to serve the people of the State of Illinois by ensuring that government operates responsibly, and restoring fiscal stability to the State; and

WHEREAS, the State is currently facing an unprecedented pension crisis that, unchecked, compromises the State's credit rating and threatens the continued delivery of vital programs and services including education, public safety and human services; and

WHEREAS, the current unfunded pension liability of more than \$83 billion is unsustainable and costs taxpayers millions of dollars every day it goes unaddressed; and

WHEREAS, the State's fiscal year 2013 budget is \$33.7 billion, approximately 15 percent of which will go toward pensions alone; and

WHEREAS, on April 20, 2012, I proposed a Public Pension Stabilization Plan that would have eliminated the unfunded liability to secure 100 percent actuarial funding of the pension systems by 2042; and

WHEREAS, I have continued work with the leaders of all four legislative caucuses to introduce legislation that would eliminate the State's unfunded pension liability; stabilize and strengthen the pension system and ensure that the public employees who have faithfully contributed to the system receive benefits; and

WHEREAS, it is in the best interest of Illinois taxpayers that measures to strengthen and reform the State's pension systems be adopted and implemented without further delay; and

WHEREAS, Article IV, Section 5(b) of the Illinois Constitution empowers the Governor, as Chief Executive, to convene special session of the General Assembly;

THEREFORE, pursuant to Article IV, Section 5(b) of the Illinois Constitution of 1970, I, Governor Pat Quinn, hereby call and convene the 97th General Assembly in a special session to commence on August 17, 2012, at 1:00 p.m., for the purpose of considering any legislation, new or pending, which addresses pension reform.

s/Pat Quinn  
Governor

Dated: July 30, 2012

#### **REPORT FROM STANDING COMMITTEES**

Representative Nekritz, Chairperson, from the Committee on Personnel and Pensions to which the following were referred, action taken on August 17, 2012, reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 3 to SENATE BILL 3168.

The committee roll call vote on Amendment No. 3 to Senate Bill 3168 is as follows:  
5, Yeas; 4, Nays; 0, Answering Present.

Y Nekritz(D), Chairperson  
N Poe(R), Republican Spokesperson  
Y Currie(D)  
N Morrison(R)  
N Senger(R)

Y Burke, Daniel(D), Vice-Chairperson  
Y Biss(D)  
Y May(D)  
N Schmitz(R)

### **ACTION ON MOTIONS**

Representative Currie moved for the suspension of applicable House Rules to allow for the immediate consideration of HOUSE RESOLUTIONS 1 and 2.

A voice vote was taken on the motion.

The motion prevailed.

### **RESOLUTIONS**

Representative Currie offered the following resolutions:

#### **HOUSE RESOLUTION 1 FIRST SPECIAL SESSION**

**RESOLVED**, that the Rules of the House of Representatives of the Ninety-Seventh General Assembly be adopted as the Rules of this First Special Session, so far as the same may be applicable, and that the Committees of the House of Representatives of the Ninety-Seventh General Assembly, and their membership, shall constitute the Committees of the House during this First Special Session.

#### **HOUSE RESOLUTION 2 FIRST SPECIAL SESSION**

**RESOLVED**, that the Clerk inform the Senate that a majority of the House of Representatives has assembled, pursuant to the proclamation of the Governor, convening a First Special Session of the General Assembly, and are now ready for the transaction of business.

Representative Currie then moved the adoption of the resolutions.

The motion prevailed and the Resolutions were adopted.

#### **ADJOURNMENT RESOLUTION HOUSE JOINT RESOLUTION 1**

Representative Currie offered the following resolution:

**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, AT THE FIRST SPECIAL SESSION THEREOF, THE SENATE CONCURRING HEREIN**, that when the two houses adjourn on Friday, August 17, 2012, the House of Representatives stands adjourned until the call of the Speaker; and the Senate stands adjourned until the call of the President.

HOUSE JOINT RESOLUTION 1 was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

Ordered that the Clerk inform the Senate and ask their concurrence.

### **RECESS**

At the hour of 1:32 o'clock p.m., Speaker of the House Madigan moved that the House do now take a recess until the call of the Chair.

The motion prevailed.

At the hour of 3:54 o'clock p.m., the House resumed its session.

Speaker of the House Madigan in the Chair.

**DISTRIBUTION OF SUPPLEMENTAL CALENDAR**

Supplemental Calendar No. 1 was distributed to the Members at 3:46 o'clock p.m.

**SENATE BILL ON SECOND READING**

SENATE BILL 3168. Having been read by title a second time on May 23, 2012, and held on the order of Second Reading, the same was again taken up.

Representative Reboletti requested a verified roll call should this amendment receive the required number of votes for adoption.

Representative Currie offered Amendment No. 3 and moved its adoption.

And on that motion, a vote was taken resulting as follows:

54, Yeas; 53, Nays; 0, Answering Present.

(ROLL CALL 5)

The foregoing motion prevailed and the amendment was adopted.

Representative Reboletti withdrew his request for verification.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

At the hour of 5:05 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to First Special Session HOUSE JOINT RESOLUTION 1, the First Special Session stood adjourned.

STATE OF ILLINOIS  
 NINETY-SEVENTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 FIRST SPECIAL SESSION  
 QUORUM ROLL CALL FOR ATTENDANCE

August 17, 2012

0 YEAS

0 NAYS

110 PRESENT

P Acevedo	P DeLuca	P Krezwick	P Riley
P Arroyo	P du Buclet	P Lang	P Rita
P Barickman	P Dugan	P Leitch	P Rose
P Beiser	P Dunkin	P Lilly	P Rosenthal
P Bellock	P Durkin	P Lyons	P Roth
P Berrios	P Evans, Marcus	P Mathias	P Sacia
P Biss	P Evans, Paul	P Mautino	P Saviano
P Bost	E Farnham	P May	P Schmitz
P Bradley	E Feigenholtz	P Mayfield	P Senger
P Brady	P Flowers	P McAsey	P Sente
P Brauer	P Ford	P McAuliffe	P Sims
P Brown	P Fortner	E Mell	P Sommer
P Burke, Daniel	P Franks	P Mitchell, Bill	E Sosnowski
P Burke, Kelly	P Gabel	P Mitchell, Jerry	P Soto
P Cabello	P Gaffney	P Moffitt	P Sullivan
P Carli	P Golar	P Morrison	P Thapedi
P Cassidy	P Gordon	P Morthland	P Tracy
P Cavaletto	P Halbrook	P Mulligan	E Tryon
P Chapa LaVia	P Hammond	P Mussman	P Turner
P Coladipietro	P Harris, David	P Nekritz	P Unes
P Cole	P Harris, Greg	P Nybo	P Verschoore
P Connelly	P Hatcher	P Osmond	P Walsh
P Costello	P Hays	P Penny	P Watson
P Crespo	P Hernandez	P Phelps	P Williams
P Cross	P Jackson	E Pihos	P Yarbrough
P Cunningham	E Jakobsson	P Poe	P Zalewski
P Currie	P Jefferson	P Pritchard	P Mr. Speaker
P D'Amico	P Jones	P Ramey	
P Davis, Monique	P Kay	P Reboletti	
P Davis, William	P Kosel	P Reis	

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-SEVENTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 FIRST SPECIAL SESSION  
 SENATE BILL 3168  
 SCHOOL CD-PEN CD-EMPLOYEES  
 SECOND READING  
 FLOOR AMENDMENT NO. 3  
 ADOPTED

August 17, 2012

54 YEAS

53 NAYS

0 PRESENT

Y Acevedo	Y DeLuca	Y Krezwick	N Riley
Y Arroyo	Y du Buclet	Y Lang	N Rita
Y Barickman	Y Dugan	N Leitch	Y Rose
Y Beiser	Y Dunkin	Y Lilly	N Rosenthal
N Bellock	N Durkin	Y Lyons	N Roth
Y Berrios	Y Evans, Marcus	Y Mathias	N Sacia
Y Biss	N Evans, Paul	N Mautino	Y Saviano
N Bost	E Farnham	Y May	N Schmitz
Y Bradley	E Feigenholtz	N Mayfield	N Senger
N Brady	N Flowers	Y McAsey	Y Sente
N Brauer	Y Ford	N McAuliffe	N Sims
N Brown	N Fortner	E Mell	Y Sommer
Y Burke, Daniel	Y Franks	N Mitchell, Bill	E Sosnowski
Y Burke, Kelly	Y Gabel	N Mitchell, Jerry	Y Soto
N Cabello	N Gaffney	Y Moffitt	N Sullivan
Y Carli	N Golar	N Morrison	NV Thapedi
N Cassidy	Y Gordon	N Morthland	N Tracy
N Cavaletto	Y Halbrook	N Mulligan	E Tryon
Y Chapa LaVia	N Hammond	Y Mussman	Y Turner
E Coladipietro	N Harris, David	Y Nekritz	Y Unes
N Cole	N Harris, Greg	N Nybo	Y Verschoore
Y Connelly	N Hatcher	N Osmond	Y Walsh
Y Costello	N Hays	Y Penny	N Watson
Y Crespo	Y Hernandez	Y Phelps	N Williams
N Cross	Y Jackson	E Pihos	Y Yarbrough
Y Cunningham	E Jakobsson	N Poe	Y Zalewski
Y Currie	Y Jefferson	N Pritchard	Y Mr. Speaker
Y D'Amico	N Jones	N Ramey	
N Davis, Monique	N Kay	N Reboletti	
N Davis, William	N Kosel	E Reis	

E - Denotes Excused Absence