

STATE OF ILLINOIS
97th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

20th Legislative Day

2/24/2011

Speaker Lang: "The House shall be in order. Members will be at their desks. We shall be led in prayer today by Pastor Shaun Lewis, who's the Illinois State Director of Capitol Commission serving the political Leaders of Illinois. He's the guest of Representative Morrison. Members and guests are asked to refrain from starting their laptop, please turn off all cell phones and pagers and rise for the invocation and Pledge of Allegiance."

Pastor Lewis: "Let us bow in prayer. Father in heaven, each Member of the House has been given the right to represent the interest of over a hundred thousand constituents and You, oh Lord, gave each one here this right through a democratic process and someday You will replace each one here with another. Help us to remember that as frail men and women our time is so very short. I pray for our Legislators that they would use their time wisely, selflessly, and ultimately to bring You glory. Lord, not a week goes by where I don't see a tired Legislator; amidst travel, late nights, long meetings, complaints, insults, their job can become so very disheartening and wearisome. I pray that You would uphold these men and women that serve our state, watch over their families, use the trials they face each day to turn their eyes to Your Son. You are a sovereign God. Even the strongest of us are but dust. Our names will pass away; Your name will remain forever. Be gracious to the men and women of this chamber, give humility to them that they may work together, give wisdom that they might accomplish much. In Jesus' name we pray, Amen."

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Speaker Lang: "We shall be led in the Pledge today by Representative Farnham."

Farnham - et al: "I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

Speaker Lang: "Roll Call for Attendance. Representative Bost."

Bost: "Thank you, Mr... thank you, Mr. Speaker. Let the record reflect that Representative Cross and Mulligan are excused on the Republican side of the aisle today."

Speaker Lang: "After you catch your breath, Representative Currie."

Currie: "Thank you, Speaker. Please let the record show that Representatives Acevedo, Golar, and Soto are excused today."

Speaker Lang: "110 Members answering the Roll, there is a quorum present. The Chair recognizes Representative Tryon."

Tryon: "Thank you, Mr. Speaker. I rise for a point of personal privilege."

Speaker Lang: "State... state your point, Sir."

Tryon: "Mr. Speaker, as you're aware, because you were here in the year 2007, one of the recommendations to take care of our budget deficit was to close corporate loopholes, which we did by passing laws that say if you come to this state to work you're going to pay your income tax. If you're a movie star and you film a movie here, you're going to be paying your income tax. If you're a football team and you're the New York Giants or you're the New England Patriots and you come here on the day of the game, you pay

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your income tax. If you're the Green Bay Packers and you come here, you have to pay your income tax. Today a Bill is going to be filed, and I ask you to join with me on fair and equitable taxation that says that nonresident Legislators, who come to work in this state, have to pay income taxes just like the Green Bay Packers have to pay income taxes. If it's good enough for the Green Bay Packers, it should be good enough for the citizens of Illinois to request that Legislators from Wisconsin be treated like the Green Bay Packers. And I'm looking for cosponsors of that Bill. Thank you."

Speaker Lang: "The Chair recognizes Representative Moffitt."

Moffitt: "Thank you, Mr. Speaker. An announcement regarding a meeting next week, if we could have your attention."

Speaker Lang: "Please give Mr. Moffitt your attention, Ladies and Gentlemen."

Moffitt: "We're going to have our annual Fire Caucus breakfast next Wednesday, 7:30 a.m. Your office will get a letter on it. Next Wednesday, 7:30 a.m., the Fire Caucus breakfast. Go over Bills and then we need to elect a cochair to replace Representative Smith. Representative Dugan has been helping in that capacity. Hope you can come. Thank you."

Speaker Lang: "Mr. Clerk, Committee Reports."

Clerk Bolin: "Committee Reports. Representative Franks, Chairperson from the Committee on State Government Administration reports the following committee action taken on February 23, 2011: do pass Short Debate for House Bill 1076, House Bill 1084, House Bill 1157, House Bill 1224, and House Bill 1277; do pass as amended Short Debate for

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House Bill 222 and House Bill 1298. Representative Jakobsson, Chairperson from the Committee on Higher Education reports the following committee action taken on February 23, 2011: do pass Short Debate for House Bill 1503; do pass as amended Short Debate for House Bill 166. Representative Howard, Chairperson from the Committee on Judiciary II-Criminal Law reports the following committee action taken on February 24, 2011: do pass Short Debate for House Bill 102, House Bill 160, House Bill 180, House Bill 233, House Bill 1161, and House Bill 1263; do pass Standard Debate for House Bill 78; do pass as amended Short Debate for House Bill 277; do pass as amended Standard Debate for House Bill 1139. Representative Verschoore, Chairperson from the Committee on Counties & Townships reports the following committee action taken on February 24, 2011: do pass Short Debate for House Bill 1127 and House Bill 1359; do pass as amended Short Debate for House Bill 242. Representative Jackson, Chairperson from the Committee on Armed Forces & Military Affairs reports the following committee action taken on February 24, 2011: do pass Short Debate for House Bill 1260. Introduction of Resolutions. House Resolution 106, offered by Representative Feigenholtz. House Resolution 107, offered by Representative Rose. House Resolution 108, offered by Representative Flowers. House Resolution 111, offered by Representative Nekritz. House Resolution 112, offered by Representative Senger. House Resolution 113, offered by Representative Poe. And House Resolution... House Joint Resolution 15, offered by Representative Pritchard."

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Speaker Lang: "Members, we're going to run Third Reading Bills starting on page 4 of the Calendar and we'll do as many as we can do before adjournment. So, pay attention to the Chair and to each other. We can start to remove Bills from the Calendar. On page 4 of the Calendar, under House Bills-Third Reading, appears House Bill 21. Representative Sacia. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 21, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lang: "Mr. Sacia."

Sacia: "Thank you, Speaker. Ladies and Gentlemen of the House, this is a very simple and logical piece of legislation that was brought to me by the Illinois State Police. Apparently, drug gangs feuding with one another have found that a good way to terminate someone is by using a Fentanyl Patch, cutting it in half and placing it on the person's body when they're being held down. It will create irregularities in the heartbeat, and all this Bill is doing is simply adding the word 'absorption' to the homicide statute. I ask for your concurrence and I welcome your questions."

Speaker Lang: "The Gentleman's moved for the passage of the Bill. The Chair recognizes Representative Reboletti."

Reboletti: "Thank you, Speaker. Will the Sponsor yield?"

Speaker Lang: "Gentleman yields."

Reboletti: "Representative Sacia, has there been any instances of this situation where a prosecutor's office could not a file a case because we didn't have this in our statute?"

Sacia: "Representative Reboletti, I can't specifically answer that. What I can specifically answer is that had we had

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'absorption' in Stevenson County it would have certainly made logical prosecution far more... far simpler and more sensible."

Reboletti: "Representative, I think you have a good piece of legislation. I'd like you to add me as a chief cosponsor and I would urge an 'aye' vote."

Sacia: "Thank you."

Speaker Lang: "There being no further debate, those in favor of the Bill shall vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Dan Burke, Representative Feigenholtz. Mr. Clerk, please take the record. On this question, there are 107 voting 'yes', 1 voting 'no', 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 93, Representative Franks. Please read the Bill."

Clerk Bolin: "House Bill 93, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Franks."

Franks: "Thank you, Mr. Speaker. This Bill would establish a toll-free fraud hot line under the office of the Auditor General. We'd have one central repository for fraud allegations and that way the Auditor General can refer it to the proper jurisdiction. I've spoken with the Auditor General, who as you know, is neutral on all Bills, but he said that it would not cost him any additionally. He has the folks to do the work, but I think it's proper to put it

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in front of the Auditor General as he is apolitical. I'd be happy to answer any questions."

Speaker Lang: "The Gentleman has moved for the passage of the Bill. There being no debate, those in favor shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Feigenholtz, Saviano. Please take the record. On this question, there are 110 voting 'yes', 0 voting 'no', and 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 103, Representative Franks. Mr. Franks. Please read the Bill."

Clerk Bolin: "House Bill 103, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lang: "Mr. Franks."

Franks: "Thank you, Mr. Speaker. This Bill has been long time in the making. What we're trying to do is to show how much money that pharmaceutical companies would give to physicians and we're... and to determine whether there's a correlation between giving and the prescriptions that are prescribed. Since we started on this Bill a few years ago, the Federal Government has passed the Physician Payment Sunshine Provision which will do exactly this. So, what this Bill will require is that when the Federal Government has this information that it will be put up on a Web site hosted by the State of Illinois. So, it will not require any further work by the companies, but it will provide the sunshine that we seek. Be happy to answer any questions."

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Speaker Lang: "The Gentleman has moved for the passage of the Bill. There being no discussion, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Saviano. Please take the record. On this question, 110 voting 'yes', 0 voting 'no', 0 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 105, Representative Flowers. Representative Flowers. Out of the record. House Bill 111, Representative Unes. Please read the Bill."

Clerk Bolin: "House Bill 111, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Unes."

Unes: "Thank you..."

Speaker Lang: "This your first Bill, Sir?"

Unes: "It is, Mr. Speaker."

Speaker Lang: "It's the Gentleman's first Bill and I'm stuck in the Chair. Please proceed, Sir."

Unes: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. This Bill very simply states that if a Public Act requires additional spending that before appropriations are made adequate de... until adequate decreases are met to offset that additional spending, appropriations will not be made. It's a very good Bill. It's the concept of pay-as-you-go budgeting, PAYGO budgeting. And I move for its passage."

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Speaker Lang: "The Gentleman has moved for the passage of his first Bill and there's no one who wishes to speak? Ah, much better. The Chair recognizes Representative Eddy."

Eddy: "Thank you, Mr. Speaker, and another way to look at it is we're stuck with you in the Chair."

Speaker Lang: "Thank you, Sir."

Eddy: "Just a different perspective I... Representative..."

Speaker Lang: "I assume the Gentleman wishes to yield. We normally ask, Sir."

Eddy: "It's his first Bill. Is it necessary? Yeah."

Speaker Lang: "All right. Then he's not entitled to that respect."

Eddy: "That's what I thought."

Speaker Lang: "Go right ahead."

Eddy: "He'll earn that, perhaps. Representative, what was the genesis of this Bill? Where did this come from?"

Unes: "Representative, I wouldn't be able to pinpoint exactly where it has come from. I know that it has received vast bipartisan support. For example, I know that President Obama has very much approved the concept of this Bill, and many Democrats and Republicans on both sides have approved the concept of this Bill."

Eddy: "Representative, are you suggesting that you got your first Bill from President Obama?"

Unes: "Representative, I'm suggesting that my first Bill..."

Eddy: "When did you meet with him?"

Unes: "I did not meet with him."

Eddy: "Were you in Wisconsin?"

Unes: "No, Sir."

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Eddy: "Or did you meet with him in Indiana? Or have you met with him yet? Or you're just not dropping his name?"

Unes: "I did not meet with him."

Eddy: "So, you're dropping his name? You're using the President of the United States as the basis for the genesis of your first Bill in the Illinois House of Representatives. Okay. That... we've established the fact that this Bill is not your own idea. It's something that you picked up from the current President. Can you tell us, again, in your words and if you could kind of leave the Oval Office out of the next explanation, why you think this is important."

Unes: "Thank you, Representative. Again, I think it's a great Bill."

Speaker Lang: "Can we give the Gentleman the respect to which he's entitled on his first Bill. Please proceed, Sir."

Unes: "Thank you, Mr. Speaker. Representative, I see this not unlike what you or I or many individuals would do in their own household budgets. If they want to make a purchase, they first, number one, need to figure out how much something is going to cost; and number two, figure out a way to pay for it. And that's essentially what this Bill is doing."

Eddy: "Representative, have you met my wife and my children or are you sure that's the way it works? Is that actually how it works in your house? That's pretty... that's pretty impressive. And by the way, Chairman Lang... Speaker Lang, I think we were giving him the respect that he deserved earlier and I'm not sure why you interrupted that, but very quickly, to the Bill. Late..."

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Speaker Lang: "It's too late for very quickly, Sir. Please proceed."

Eddy: "Thank you. Ladies and Gentlemen of the House, first of all, I would be remiss at this point if I didn't mention something that was brought up yesterday by another Representative on the floor related to the Gentleman's attire. He clearly lacks the proper attire for a first Bill. There is no red jacket, so there should be red votes. No red jacket, all red votes. That's how this works. Secondly, he brings to us an idea that self-admittedly he has heisted. He has taken someone else's idea. He's brought it here to the House Floor as his own, and he is also dropping names. He's using President Obama's name as the genesis for his first Bill. For those reasons and many others, I urge this Body to vote 'no', send him back to the closet to get a red jacket, bring the Bill back after he's had a chance to talk with President Obama about the Bill. And until that time, pull it out of the record or let's vote 'no'."

Speaker Lang: "Mr. Reboletti."

Reboletti: "Thank you, Speaker. Will my seatmate yield?"

Speaker Lang: "Why don't you just ask him? Yes, he will, Sir."

Reboletti: "Thank you. Representative, I look at it, you have some cosponsors. I was talking to the Italian-American Caucus and I didn't see any Italian Sponsors. Was there a reason for that? Representative D'Amico was just over here and he was asking about that as well."

Unes: "Representative, I would welcome any cosponsors on this Bill. I think it's an excellent Bill and urge its passage."

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Reboletti: "Well, I appreciate that, but I didn't even know this was your first Bill. You never had talked to me and I'm sitting right next to you and I... and I don't know if Representative Rose was aware of that as well. But I would ask you to take it out of the record so that our caucus could review it, give you some ideas and then maybe come back with a much better Bill."

Unes: "Again, Mr. Speaker, Representative, I think this is an excellent Bill, and I'd like to see it move forward and be passed."

Reboletti: "What was the vote in committee?"

Unes: "I'm sorry, I didn't hear."

Reboletti: "What was the vote in committee? Was it unanimous?"

Unes: "It was, yes."

Reboletti: "Who were the... who were the opponents of the Bill?"

Unes: "To my knowledge there is one opponent of the Bill and..."

Reboletti: "Do you know what the basis of their opposition was? I'll withdraw that question. What is your second Bill going to be?"

Unes: "I have several Bills right now in committee, so I don't know exactly which one will be my second Bill, Representative."

Reboletti: "And I was wondering what made you think this one should be the first Bill. Is it the first one you got out of committee?"

Unes: "I think, with this... this is a... because this is an excellent Bill and I'm very proud to bring it to the floor. And I think now more than ever, especially when we have

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newly imposed spending caps, it's even more reason to pass a Bill like this one. It makes a lot of sense."

Reboletti: "Hasn't any other prior General Assembly tried to pass this Bill?"

Unes: "I don't know the number, Representative."

Reboletti: "I thought we tried this excellent idea last year. Do you know what happened to it?"

Unes: "I... I do not."

Reboletti: "Mr. Speaker, he's not aware of what happened last year. Again, I'm going to renew my request to have him take it out of the record."

Speaker Lang: "Well, Sir, we have people who were actually here last year that aren't aware of what happened here last year. The Chair recognizes Representative Fortner."

Fortner: "Thank you, Speaker. Will the Sponsor yield?"

Speaker Lang: "Of course he does."

Unes: "Yes."

Fortner: "I would hope so and for a first Bill it's certainly the proper procedure. When I look at the board and look at your Bill, I see something which, I guess, is a word. Is there such a word as 'PAYGO'?"

Unes: "Is there such a word as 'PAYGO'?"

Fortner: "Yeah. It's written like it's a word. It's up there on the board."

Unes: "Right."

Fortner: "Is there such a word?"

Unes: "I think it's... it is a word in this instance, more of a concept, I guess, pay-as-you-go budgeting, yes."

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Fortner: "Well, did you check with the dictionary to see if this was a word that you could use? I mean, there's... the English language has hundreds of thousands of words to choose from. I'm sure we could have found one. Did you check to see if this was a word?"

Unes: "I did not, Representative."

Fortner: "Well, you know, I did. I looked under dictionary.com; it's not a word."

Unes: "It's not..."

Fortner: "It's not a word. In fact, it's just that perhaps... I mean, it gives some other choices. Did you mean page? Did you mean pogo? Did you mean paygo? Did you mean paygo like... like without the 'y' in it? Did you mean pager? You could have meant pager. That's what dictionary.com thinks. You know, it just seems to me we have enough trouble keeping track of all the words that are used in our Bills, as they are, that some care should be taken to use words that we all know and understand. So, you know, I'm going to have to think about this very carefully before we go creating new language... new words for our English language here."

Speaker Lang: "Mr. Rose."

Rose: "Thank you. Will Representative Unes yield for a question, please?"

Speaker Lang: "Yes, I believe he will."

Rose: "Thank you. Representative, did you clear this little foray in the legislation with your row. Did you clear this with your row before you decided to call your Bill this morning?"

Unes: "No, I did not."

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Rose: "And we're supposed to back you up here, Representative. We didn't know anything about it. I mean, look at Reboletti, he was a blathering fool on the phone there a minute ago. He didn't know what was going on. Now, to the good professor's comments, I would note that Wikipedia is not a primary source, but I am missing my Payday bar. Have you seen my Payday bar, Representative? And how does PAYGO relate to Payday?"

Unes: "There's no relation."

Rose: "No, okay. So... so, if we vote for this Bill... I don't... I can't... I still can't... I won't have a Payday bar."

Unes: "Representative, again, there's no relation. If... I deserve your support of this Bill."

Rose: "Outstanding, Representative. Thank you very much."

Speaker Lang: "Mr. Connelly."

Connelly: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "I'm certain he will, Sir."

Connelly: "Representative, it's Unes, correct?"

Unes: "The correct pronunciation is Unes, Representative."

Connelly: "Unes, Unes. Now, it's your understanding that this is an idea from President Obama. Is that correct?"

Unes: "It's an idea and a concept that has been supported by many. That is correct."

Connelly: "Now, you understand that this idea actually came from the Illinois House Republican Caucus before President Obama. Do you know that? Do you know that this identical Bill was brought in the 96th General Assembly?"

Unes: "Yes."

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Connelly: "Do you know who the Chief Sponsor of that Bill was, Representative Unes? Whatever..."

Unes: "No, I do not."

Connelly: "Have you read the analysis to this Bill?"

Unes: "Yes."

Connelly: "And did you happen to see that this Bill was filed last Session?"

Unes: "Yes, I did."

Connelly: "Who filed that Bill?"

Unes: "You did."

Connelly: "I did. Why no respect then when you gave President Obama credit when, in fact, President Obama got the idea from me."

Unes: "There was no disrespect intended, and as you know full... firsthand, as you sponsored it last year, it's an excellent Bill."

Connelly: "Make this pledge to me, Representative, that going forward, when you talk about this Bill, this is an idea from Representative Connelly and not an idea from President Obama."

Unes: "So noted."

Connelly: "Appreciate it."

Speaker Lang: "Representative Will Davis."

Davis, W.: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Yes."

Davis, W.: "Representative Unes?"

Unes: "That's correct."

Davis, W.: "Unes."

Unes: "That's correct."

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Davis, W.: "All right. I don't want to mispronounce your name. Thank you very much, Representative. As I was reading the board here, it says PAYGO budget. What is PAYGO?"

Unes: "PAYGO is a concept, Representative. Think of it as pay-as-you-go, pay-as-you-go budgeting."

Davis, W.: "Oh, pay-as-you-go budgeting. Okay. Thank you very much for explaining that because I was reading that, and I even took the time to look at the actual text of the legislation. And you may not know, but nowhere in the legislation does it say pay-as-you-go budgeting because I thought you were talking about a board game or something like that, like Monopoly or something like that, you know. So... so this is actual real stuff you're talking about here, right?"

Unes: "That's correct."

Davis, W.: "That we should pay as we go. So, do you go before you pay or do you pay before you go?"

Unes: "Again, Representative, I see it not unlike what most households have to do. Is buy... you know, when you want to make a purchase, you first must find out how much something costs and then you... you must adjust your budgets and figure out a way to pay for it."

Davis, W.: "Okay. So, you figure out what you pay before you go? So, it shouldn't be figure out pay as you go instead of just pay as you go?"

Unes: "Representative, I'm not sure I understand your question."

Davis, W.: "Come on, Representative, this is real stuff here, now, come on. You got... you got to be a little quicker now,

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come on. So, we got to figure it out first? So, do we figure it out with calculators or you know, a pencil and paper. How do we figure it out first?"

Unes: "We have to have a... we have to figure out a cost, Representative, and especially when we're looking at the times that we're in with a nearly \$15 billion deficit that we're facing with... faced with, I think this is an excellent measure and makes a whole lot of sense for this Body to look at. Especially, Representative, with the newly imposed caps in placed on the Body."

Davis, W.: "Okay. So... so, is there a Bill actually that we... you said have passed before this because you're saying pay as you go, but if you don't know what you're supposed to pay before you go and you got to figure it out, where is the first Bill that you figure it out first, before you pay as you go? Where's that Bill at?"

Unes: "Representative, it's when a Public Act is newly introduced. If a Public Act is introduced that requires additional spending that before appropriations can be made, the off... those that... offsets to that additional spending has to be made to offset the additional spending."

Davis, W.: "Oh, so, you got to offset things first. So, you figure it out, you offset it, then you pay before you go?"

Unes: "It's just a budgeting concept that I wish to adopt, Representative."

Davis, W.: "Oh, so, now it's a concept. So, this isn't really real. It's something you just thought of that you thought would be a good idea to maybe put in legislation that

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that's how we should do budgeting now. So, it's something you just thought of out of the clear blue sky."

Unes: "No, Representative. It's not something I thought of out of the clear blue sky. It's definitely a concept that has been around for many years and has had vast support from many different people, very vast bipartisan support."

Davis, W.: "Oh, so, it's been around for a while, but it's never been done here in Illinois, correct?"

Unes: "It's never been passed in this House, and I think now is the best time to pass this Bill."

Davis, W.: "Oh, so, you're suggesting that we now be more responsible about how we pay before we go?"

Unes: "Representative, again, I think this is an excellent Bill that makes a whole lot of sense and I urge it's passage."

Davis, W.: "Okay. You said it's an excellent Bill. Okay. Why not, every... Ladies and Gentlemen. Let's pay before we go. That's how we should do budgeting here in the State of Illinois. Thank you very much, Representative."

Speaker Lang: "Mr. Winters."

Winters: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Unes: "Yes."

Speaker Lang: "Sponsor yields."

Winters: "Representative Unes, I have one line of attack on this and I'm wondering with a name like Unes, if you have been approached and have paid your dues to the organization in Springfield known as COWL. Have you paid your dues yet?"

Unes: "I'm sorry. Known as what, Representative?"

Winters: "It's known as COWL. It's the Council of Women Legislators and anyone with a name of Unes I would assume

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would be eligible for the COWL membership. Have you paid your dues? I see a negative shake of your head. So, if that is the case, I would urge every woman on this floor to vote against this Bill. You have somebody named Unes that won't join COWL. He probably hasn't been recruited to be in the Capitol Capers this spring. And I will vote 'no' also in support of our women Legislators. Representative Unes, make sure that you check the spelling on your name and make sure that you have it correct. Thank you."

Speaker Lang: "Representative Osmond."

Osmond: "Move the previous question."

Speaker Lang: "No need, you were the last speaker. The Gentleman moves for the pass... Would you like to close, Sir? I... you don't even know how to pronounce your own name, apparently, but we're interested in knowing if you want to close."

Unes: "Thank you, Mr. Speaker. I move for an 'aye' vote... vote."

Speaker Lang: "That was a good close, Sir."

Unes: "Thank you."

Speaker Lang: "Those in favor of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Your Bill's going down, Sir. Have all voted who wish? Have all voted who wish? Jakobsson, Mussman, Riley. Please take the record. On this Bill, there are 106 voting 'yes', 4 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 143, Representative Reitz. Please read the Bill."

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Clerk Bolin: "House Bill 143, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lang: "Mr. Reitz."

Reitz: "Thank you, Mr. Speaker. House Bill 143 has an exemption for active members of a bona fide, nationally recognized military reenactment group for vintage rifles or reproductions a barrel less than 15... or 16 inches. And the exemption is only for the purpose of using such rifles during historical reenactments. And I'd be happy to answer any questions."

Speaker Lang: "The Gentleman moves for the passage of the Bill. On that question, the Chair recognizes Representative Stephens."

Stephens: "Like the record to reflect that on House Bill 111 I intended to vote 'aye'."

Speaker Lang: "Record will so reflect. There being no one wishing to debate this Bill, those in favor of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Harris, Lilly. Representative Lilly. Please take the record. On this question, 110 voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Members, by way of announcement, you probably all know today is the last day to file a Bill, to introduce a Bill. I'm not sure when we're going to adjourn. The Clerk's Office will be open, I believe, until 4:30 today to accept your legislation. After today, do not approach the Clerk with a Bill. He will not accept it. Four-thirty today,

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Members. The next Bill on the Calendar is House Bill 156, Representative Osmond. Please read the Bill."

Clerk Bolin: "House Bill 156, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Representative Osmond."

Osmond: "Thank you, Mr. Speaker. House Bill 156 is a refile from last year. It's agreed with all parties for notice to be given as to seeking a permit for a cell tower. I'd be happy to answer any questions."

Speaker Lang: "Lady moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Chapa LaVia, Jefferson, Rita. Representative Rita. Please take the record. On this question, 110 voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 167, Representative Winters. Please read the Bill."

Clerk Bolin: "House Bill 167, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Lang: "Mr. Winters."

Clerk Bolin: "Thank you, Mr. Speaker. House Bill 167 deals with lasers used against aircraft. If I could make a very quick demonstration. You can see a flashlight over on the walnut panel, a very diffused light, but one of the most powerful flashlights available. A laser up to three miles away, a green laser, can blind a pilot, cause in-flight danger to, not only the pilot, but also to the people on the ground."

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This would make it a Class A misdemeanor. And I would be happy to answer any questions."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Cavaletto, Collins, Verschoore. Collins. Representative Collins. Please take the record. On this question, there are 110 voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 177, Representative Lyons. Please read the Bill."

Clerk Bolin: "House Bill 177, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Leader Lyons."

Lyons: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 177 amends the Local Records Act. It excludes library card application materials from the definition of public record. In effect, libraries won't have to keep the paperwork once the thing is entered into the computer. It's been brought to me by the Illinois Library Association on behalf of Mary Dempsey and the Chicago Public Library. It can actually save some money for the library, keep some people working. I ask for your favorable consideration."

Speaker Lang: "The Gentleman's moved for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Brady, Hays, Mitchell. Mr. Brady, Mr. Mitchell. Please take the

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record. On this question, 108 voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 179, Representative Reitz. Please read the Bill."

Clerk Bolin: "House Bill 179, a Bill for an Act concerning libraries. Third Reading of this House Bill."

Speaker Lang: "Mr. Reitz."

Reitz: "Thank you, Mr. Speaker. This is an initiative, again, of the Illinois Library Association. It's mostly cleanup language. First, it amends the standard for... by which reimbursement for TIF districts are calculated by removing the University of Illinois report that no longer exists. Second, it allows libraries to report with the Secretary of State in 60 days instead of 30 days. And third, it allows libraries to secure insurance coverage for anyone in the lib... on their board, not just the treasurer."

Speaker Lang: "The Gentleman's moved for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Reboletti, Rose. Mr. Clerk, please take the record. On this question, 109 voting 'yes', 1 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 236, Representative Cross. This Bill will be handled by Representative Bellock. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 236, a Bill for an Act concerning DARE programs. Third Reading of this House Bill."

Speaker Lang: "Representative Bellock."

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Bellock: "Thank you very much, Mr. Speaker. House Bill 236 is the Bill that designates the second Thursday of April to be DARE Day in Illinois. And it also amends the Illinois Vehicle Code. It does not create a new program, but it reactivates the program of provisions regarding DARE's special registration plates. And in this Bill, what this does is, and I think it's really good, is it allocates the money to go to the local agencies, grants to your local DARE agencies to provide drug education for the children in our schools. So, I highly endorse this Bill. I think DARE is one of the good organizations that we have educating our kids against the use of drugs, and we really need to do more than this in our high schools, also, to continue that education. So, I ask for your support. Thank you."

Speaker Lang: "Lady moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representatives Kay, Pihos, Senger. Mr. Clerk, please take the record. On this question, there are 108 voting 'yes', 2 voting 'no, 0 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 267, Representative Franks. Please read the Bill."

Clerk Bolin: "House Bill 267, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Mr. Franks."

Franks: "Thank you, Mr. Speaker. This Bill is identical to a Bill we passed last year in the House of Representatives unanimously. Unfortunately, it did not get a hearing in the

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Senate. So, I'd ask for your support again. And what it does is it really gives local control. And when I... I had this in committee, and I don't think I explained it well enough there, and I apologize to Members of the committee for not explaining it fully. But what this Bill will do is allow local control for a county over its finances and its taxing authority. And what it does, it will not affect at all anything that was done in the RTA Bill that we passed three years ago. All those projects are... are safe. What this would do would allows locals, if they did not wish to continue to tax their citizens for that small portion of the tax that was increased for local projects, public safety projects, that they could then on their own take away this tax. So, it's a way to allow locals to reduce their own sales tax if they... if they so choose. Be happy to answer any questions."

Speaker Lang: "The Chair recognizes Representative Eddy."

Eddy: "Thank you. Will the Sponsor yield?"

Speaker Lang: "Gentleman yields."

Eddy: "Representative Franks, I think... doesn't this Bill kind of have a genesis in the increase that was passed from .25 to .75 percent. I think it was in the 95th General Assembly that sales tax increase that went into effect..."

Franks: "Yes."

Eddy: "...in April of '08?"

Franks: "Yes."

Eddy: "And what affect would your legislation have on the... on the revenue that's collected as a result of that increase?"

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Franks: "It would have no effect, whatsoever, on the funds that go to the RTA. And actually, the RTA came to testify and said it wouldn't affect it at all and actually, Metro counties is also neutral on the Bill because it will not affect those funds whatsoever."

Eddy: "So, if there's no effect, what happens under your legislation then?"

Franks: "What it... what would happen... what this legislation would do is, you recall when we passed that Bill a few years ago, there was two separate increases rolled into one. It was broken into point... I forget what the exact... I think it was .50 going to the RTA and then the additional .25 sweetener, which would go to the locals to spend how they wish, wouldn't be part of the RTA projects. It'd be an extra .25 if they wanted to spend it. Now, what this Bill would do would say if you don't want that extra tax, you can take it away if you want. That's all it does."

Eddy: "Well, that generates revenue for those affected areas. I think the... the amount projected for FY11 include about 39 million for DuPage, 13 for Kane, maybe 24 for Lake, McHenry 8, and Will 17.6. Wouldn't you be giving them the ability to opt out of that levy and collecting that money to support the system?"

Franks: "No, not at all. The system will not be affect... you cannot opt out of the system. Everything of that .5 tax increase would still remain. And this is no mandate either, Representative. This is just giving them the option, if that additional money... for instance, let's use McHenry County for an example, which Representative Tryon spoke on

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this in committee. It would allow the county, if they so chose, not to continue to levy the money if they weren't going to use it. However, if the moneys were... have already been bonded, then you would not be able to opt out. But this would just give governments in the future, if they chose, to say, you know what, we don't... we don't need to continue to levy this because we're not going to do any further public projects through this fund that we're going to actually cut the sales tax."

Eddy: "Well, you brought up an important point and that has to do with the bonding. How many of the counties already have bonds pledged to this quarter cent... twenty... .25?"

Franks: "I think they all do, so they would not be able to do it immediately. So, if you look at the language, the last paragraph says the county may not opt out of any tax increase under this Section if the proceeds are pledged to make principal or interest payments on bonds or other long-term debt. But in the future, they may not have those bonds, and they may wish to say, you know what, we don't need to continue the bonds. There's nothing to pay for, so why would we continue to tax our citizens needlessly. There's always ways we find, Representative, to continue to tax our citizens, but there's never really a way to get out of these taxes."

Eddy: "Well, I understand that..."

Franks: "So, I'm not sure whether this would be used, but it would certainly be something that they ought to be able to opt out if they wish because..."

Eddy: "How long are..."

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Franks: "...they did not ask for this tax increase, nor did they vote on it."

Eddy: "How long, generally speaking, are those bonds? What... what could be the potential effect of this? How long would it take for any of these counties to... most of these bonds are 20 years, aren't they? If they're..."

Franks: "It's a pact... I mean, it'll oftentimes... they'll refinance them for a shorter period depending on the interest rate."

Eddy: "So, but... but if for practical purposes we're talking about something here that the intended effect of could take place likely after bonds, which probably have a 20-year life. We're talking about way down the road here, giving a local government an option to continue something rather than not having that option at some point in time?"

Franks: "Right. I think we need to. We've done that in other cases too. I know we, for instance, allowed the buyer referendum if folks would like to reduce the size of the county board or whether they'd like to have their conservation districts elected rather than appointed. Those laws are on the books for people to take advantage of if they see fit in the future. But I think this is a necessary protection so we don't always have government self-perpetuating, that we don't always continue to tax and spend, and it gives people an option if they don't wish to continue along those lines to actually reduce it back on their citizens."

Eddy: "Now, our analysis shows a number of opponents. The Regional Transit Authority, CMAP, United Transportation

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Union, AFL-CIO, they're opposed. Have they... they contacted you regarding their opposition?"

Franks: "Yes. And RTA is the only one who actually came and testified, and they said that this would not affect them. They, just on principle, were against it."

Eddy: "They're against co... supporting the revenue that may support their..."

Franks: "But it wouldn't affect... but it..."

Eddy: "...capital needs in the future."

Franks: "No. They just... a principle they were against it."

Eddy: "Okay."

Franks: "It didn't make any sense 'cause it does not affect them whatsoever."

Eddy: "Okay. Representative, thank you for answering the questions. I... I know there's going to be additional debate on this. It just seems like something that is such a long way off with any practical effect that it's more of a statement than it is a practical application. But I'm going to listen... I'm going to listen to the... to the debate."

Franks: "Well, you voted for it last time, actually, Representative. Everybody who was here, last year, voted on this Bill. It hasn't changed. It hasn't gotten worse, I promise you."

Eddy: "All right."

Franks: "It's gotten... it's still as good as it was."

Eddy: "Thank you, Representative."

Speaker Lang: "Mr. Mathias."

Mathias: "Could we have a little order, please."

Speaker Lang: "You have a little order, Sir."

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Mathias: "Yeah, we have very little order."

Speaker Lang: "Please give Mr. Mathias your attention. Thank you. Please proceed, Sir."

Mathias: "Will the Sponsor yield?"

Speaker Lang: "Gentleman yields."

Mathias: "Representative Franks, you know, we discussed this in committee, and as an individual Bill and concept, I'm not against this. You know, if you want to change a tax certainly I'll be the first one to say we should give counties an opportunity to decrease a tax liability, but this is really a different situation where, as you remember, this is a very, very contentious Bill. It barely passed the House; it barely passed the Senate. We.. the Governor, as you remember at the time, Governor Blagojevich added to the Bill. We had to have another vote, again, another close vote. You recall that, don't you?"

Franks: "I remember voting 'no' on all those, yes."

Mathias: "Yes."

Franks: "But I do remember you voting 'yes' on this Bill last year, Representative."

Mathias: "Yes, I.. I remember voting 'yes' on the initial Bill, and that was a Bill that really.."

Franks: "And this Bill, Representative, you voted 'yes' on."

Mathias: "...really took a long time, several years, even to pass. In the meantime, the transit systems were at the brink of disaster, and in order to pass it, we had to pull together a lot of different coalitions. We had to deal with a lot of different issues in changing and reforming the RTA Act, and all of those I don't think were divisible. In

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other words, we'll never know what Representative or Senator voted for that original Bill because this provision was in it. And my only objection is that when we make such a landmark important decision based on getting support from many organizations, putting it all together, I think we need to give that an opportunity to stay together. While you say rightfully the county boards did not oppose this measure, there was a lot of discussion even on that measure at the time. I know I had a lot of discussion with the chairman of the commit... committee at the time, Rep... at the time, former Representative Hamos, and there were discussion maybe we should do it where just the opposite. We should have the chairman or the county boards opt in before they could get this provision. But again, after much discussion, the Bill passed based on all these provisions. And I guess what I'm against is trying to now pick and choose provisions that you don't like and say, okay, let's take this out, knowing that it might not have passed in the first place, and I think somehow that's fundamentally unfair to do that. So, that's my big concern as we..."

Franks: "May I respond?"

Mathias: "...had a major Bill. There were a lot of elements to it. We passed it based on all those elements, barely, and now we shouldn't go back and unravel it. Thank you."

Franks: "My response to that, Representative, would be that also what you had alluded to was the fact that the Governor put in free rides for seniors. Now, did you vote to repeal free rides for seniors, Representative?"

Mathias: "Yes, I did."

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Franks: "Okay. But that was part of this deal and you didn't like that and then you voted to repeal it, correct?"

Mathias: "It was not part of the deal that the Legislature wanted."

Franks: "That's not my question. That was the legislation."

Mathias: "It was something imposed by the Governor."

Franks: "That was the legislation, correct?"

Mathias: "That's how it ultimately, after the Governor's..."

Franks: "Right."

Mathias: "...Amendatory Veto."

Franks: "But you voted to repeal something that you didn't agree with, correct?"

Mathias: "Yes."

Franks: "Which was part of a deal because the Governor did veto it and then you had to... oh, then you had to agree with that veto... on the Amendatory Veto for the Bill to pass, correct? So, you did agree with this because you voted for the Amendatory Veto."

Mathias: "I... I agree, yes."

Franks: "Okay. I'd ask you to be correct on this instead of inconsistent."

Mathias: "Well, I think it's consistent when the Legislature proposes something, and unfortunately, it got in this case I would say, almost blackmailed to vote for something and the alternative was to let the system collapse, and I guess that was the priority. But again, we had all of these groups put together; all of the provisions that the Legislature originally passed, it passed for a reason, and

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the Bill, initially, may not have passed had this not be a part of it. Thank you."

Speaker Lang: "Mr. Franks to close."

Franks: "Thank you. Thank you. I appreciate my colleagues' questions. And so I said, this Bill did pass unanimously before. This is a Bill... it's a good government Bill. It allows governments to actually cut taxes. You know, we talk a lot about having to cut the size of government and being fiscally responsible and letting... and we're talking about local control. This Bill is all of that. I ask for your support."

Speaker Lang: "The Gentleman moves for the passage of the Bill. Those in favor shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representatives DeLuca, May. Representative May. Please take the record. On this question, there are 90 voting 'yes', 20 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 268, Representative Franks. Please read the Bill."

Clerk Bolin: "House Bill 268, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lang: "Mr. Franks."

Franks: "I stole this idea from Speaker Lang. I'd be happy to answer any... No. What this Bill does is creates the Local Government Consolidation Commission. We had one previously. This will reconstitute that Commission and will look at ways to consolidate local governments to save... to save money at that level. I'd be happy to answer any questions."

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Speaker Lang: "I'm not sure the announcement you made is going to help you pass the Bill, Sir. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Collins. Please take the record. On this question, 110 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 275, Representative Reboletti. Please read the Bill."

Clerk Bolin: "House Bill 275, a Bill for an Act concerning State Government. Third Reading of this House Bill."

Speaker Lang: "Out of the record, Sir. House Bill 276, Representative Cunningham. Please read the Bill."

Clerk Bolin: "House Bill 276, a Bill for an Act concerning Corrections. Third Reading of this House Bill."

Speaker Lang: "Mr. Cunningham on your first Bill, Sir?"

Cunningham: "That is correct, Mr. Speaker."

Speaker Lang: "You are so lucky I'm up here, Sir."

Cunningham: "That's what I've been told."

Speaker Lang: "Mr. Cunningham."

Cunningham: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise to present House Bill 276. This Bill amends the County Jail Act and is intended to give county jail wardens throughout the state the authority to temporarily transfer inmates to other jails for security purposes. I believe that's against the law now. This is basically an effort to clarify existing law and codify a very common occurrence in the State of Illinois. It'll help make our county jails safer for both the staff and inmates

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by making it easier for wardens to transfer predatory inmates as well as gang leaders who often organize inmates... inmate on inmate attacks behind bars. When gang leadership can no longer communicate with their gang members in a given jail, the violence that they often order comes to a stop. Further, Corrections experts will tell you that the mere threat of being transferred often acts to deter gang leadership from ordering acts of violence. I believe this practice has and will save lives of jail inmates as well as staff at facilities throughout the state. And I ask for a favorable Roll Call on this Bill."

Speaker Lang: "The Gentleman's moved for the passage of his first Bill. And on that question, the Chair recognizes Representative Durkin, who is smiling."

Durkin: "Good morning... good afternoon. Representative Cunningham..."

Speaker Lang: "Yes, the Gentleman yields, Sir."

Durkin: "Oh, well, thank you for reading my mind. I appreciate it. The way I read the Bill is that the... you will allow these individual prisoners or a group to be removed to some suitable place within the county or to a jail of some convenient county. Now, for purposes of legislative intent, what would be a suitable place within the county? Let's use Cook County or Sangamon County. What would be suitable places other than the county lockup would you believe..."

Cunningham: "Well, I would..."

Durkin: "...would be consistent with your endeavors?"

Cunningham: "I would point out that that is existing legislation in the Bill not anything I'm proposing to

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amend. As far as suitable, what would qualify as suitable, I believe the statute gives the local sheriff discretion to determine what is suitable and what isn't."

Durkin: "Would the Rathskeller Restaurant be a suitable location for the... these individuals?"

Cunningham: "I..."

Durkin: "How about the..."

Cunningham: "That may qualify as cruel and unusual punishment."

Durkin: "I agree. How about the... would the sheriff of Cook County consider the Art Institute a suitable location?"

Cunningham: "Maybe after closing time."

Durkin: "Okay. How about your basement?"

Cunningham: "I'd have to clear it with my wife. I can't..."

Durkin: "All right. Well, this is just trying to get some legislative intent. As part of this process, as you know, that courts often look to the dialogue on the floor and laugh at it, but I'm trying to ask some serious questions. So, when this situation does arise..."

Cunningham: "Yeah."

Durkin: "...with your former employer, I want to make sure that if he does have a suitable location that we've identified some locations perhaps like the Art Institute, not suitable, the Rathskeller, not suitable, Comiskey Park, not suitable, Wrigley Field, suitable. Correct?"

Cunningham: "Well, again, it would... the statute gives discretion to the sheriff. The sheriff would have to evaluate the facility, make sure he could secure it, and make sure the inmates could be properly cared for. So, it's hard to deal in hypotheticals, but assuming that the

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facility met all those standards then, yes, it would qualify as being suitable."

Durkin: "Well, you've certainly done your research, and I truly have enjoyed your responses. It's given me a better understanding of your Bill, and you know, I'm going to go to bed and I'm going to sleep well tonight knowing that you've given me some straight.. some straight talk. Thank you."

Cunningham: "Thank you, Representative."

Speaker Lang: "Representative Eddy."

Eddy: "Thank you. Would the Sponsor yield?"

Speaker Lang: "I believe he will."

Eddy: "Yes, Sir, how are you?"

Cunningham: "Good, thank you."

Eddy: "Representative, what's your background?"

Cunningham: "I worked for 20 years in the Cook County sheriff's office..."

Eddy: "Have you..."

Cunningham: "...prior to being elected to the Legislature."

Eddy: "So, you were... what did you do there?"

Cunningham: "I worked for 16 years in the communications department, dealt with media affairs, community relations and then the last 4 years as the Chief of Staff."

Eddy: "So, your entire association with the Cook County... is it with the Cook County jail... sheriff's off..."

Cunningham: "Cook... Yeah, Cook County jail is part of the sheriff's office."

Eddy: "So, you were on the right side of the bars?"

Cunningham: "That's correct."

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Eddy: "The entire time?"

Cunningham: "Yes."

Eddy: "Okay. So, let me... let me ask you what personal experience you have related to this that might make you think there's a problem with the existing law related to transport? Because I think the County Jail Act currently allows, in the opinion of the warden, the lives or health of a prisoner is endangered that they can transfer that prisoner."

Cunningham: "Yes. Some could interpret... and you're correct, that's the way most sheriffs and most wardens interpret the current statute. However, some had indicated that it could be read to mean that the inmates who are in danger can be moved, but the inmate who is perpetuating the violence may not be able to be moved."

Eddy: "Has there ever been an actual case, to your knowledge, where a sheriff has moved an inmate under the existing Act where somebody has said you have to go back?"

Cunningham: "Not that I'm aware of, no."

Eddy: "So, you're trying to solve a problem that doesn't exist?"

Cunningham: "Well, I can't say that there are inmates who are moved who object to it. And..."

Eddy: "Well..."

Cunningham: "...obviously, one inmate does not often appreciate being moved from one jail to another jail."

Eddy: "Well, Representative, if you come to this Body with no background at all from the si... except for one side. You

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have a one-sided view of this and that is you've never been an inmate."

Cunningham: "That's correct."

Eddy: "So, you have a one-sided view of the issue and you have no background at all or research to show us we even have a problem, but we're trying to solve that problem with a piece of legislation that, quite frankly, seems at this point to be a little unnecessary because you can't cite one single example of when this would have been applied."

Cunningham: "Well, I can cite examples where, as I said, inmates have objected to it. Under the Jails Standards Act, any time an inmate is moved or disciplined in any way that inmate can grieve that movement. They have done that and they could cite this stat..."

Eddy: "Well, don't you think they'll object to this?"

Cunningham: "...and they could cite this statute..."

Eddy: "Ahh, well."

Cunningham: "...for being unclear and not permitting their movements."

Eddy: "Is this for Cook County only?"

Cunningham: "No, it's not. This is a practice that is followed by jails throughout the state."

Eddy: "In... in the Bill there's a term called 'convenient county'. Could you define what a 'convenient county' is? For example, do you know where Crawford County is?"

Cunningham: "I'm not sure."

Eddy: "Well... Do you know where Scott County is, Morgan County is, Bond County, St. Clair County? Do you know where any of those are?"

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Cunningham: "Yes."

Eddy: "You do."

Cunningham: "Yes."

Eddy: "Which ones?"

Cunningham: "I know where St. Clair County is."

Eddy: "Okay. Well, let me ask you a question. In your opinion, would it be convenient for the sheriff of Jasper County to relocate a prisoner to St. Clair County?"

Cunningham: "It would depend on the circumstances."

Eddy: "So, you don't know."

Cunningham: "Well, it would depend whether there were closer jails that were available that were willing to enter into an agreement which is also required by State Law..."

Eddy: "I don't know, Representative."

Cunningham: "...to enter into an agreement with the other... the other sheriff to accept their inmates. All that would figure into whether or not it's convenient."

Eddy: "Well, Representative, it seems..."

Speaker Lang: "Mr. Eddy, can you bring your remarks to a close."

Eddy: "Yeah. I could."

Speaker Lang: "Permanently, Sir."

Eddy: "Very quickly to the Bill. Ladies and Gentlemen of the House, obviously, there needs to be more work on this Bill. The Gentleman has an idea here that he's trying to pawn off on all of us related to moving prisoners around some way that he can't even define, at this point. Doesn't even know the county map of the State of Illinois, and until he can

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identify at least half the counties on a state map, we should vote 'no'."

Speaker Lang: "Ladies and Gentlemen, could we lower the volume in here for the Gentleman's first Bill. Thank you. The Chair recognizes Representative Riley."

Riley: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Cunningham: "Yes."

Speaker Lang: "Sponsor yields."

Riley: "Is this your first Bill, Representative Cunningham?"

Cunningham: "It is."

Riley: "It's a very serious measure and I... I say that seriously, very serious measure that you're dealing with. But in a nonserious vein, don't you know that one of the things about your first Bill you're supposed to pick something frivolous?"

Cunningham: "I didn't... I'm sorry."

Riley: "Didn't you get that memo?"

Cunningham: "At the risk of sounding immodest, I didn't have any frivolous re... legislation."

Riley: "Oh, good answer, good answer. Well, thank you for your expert testimony, Sir."

Cunningham: "Thank you."

Speaker Lang: "That's it, Sir. That's the best you got. The Chair recognizes Representative Monique Davis."

Davis, M.: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Gentleman yields."

Davis, M.: "Representative, is the warden elected?"

Cunningham: "Under State Law, Representative, the warden and the sheriff are interchangeable terms. A sheriff can't..."

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Davis, M.: "Oh, so you're speaking of the sheriff."

Cunningham: "Yes."

Davis, M.: "Okay."

Cunningham: "Yes."

Davis, M.: "So, if a prisoner comes in and he's drunk and unruly, uncooperative, the warden would have the option of moving him far, far down the road perhaps where his family might not know where he is or being able to go and see him. Is that correct?"

Cunningham: "No, no. And that's a good question. What this Bill would require is that the warden would have to... the inmate's who's causing the problem would have to threaten the security of the facility, threaten the lives and safety of other inmates in the facility. A drunk and disorderly inmate, which hap... which is a daily occurrence at jails throughout the state, would not qualify. Further, it's important to note that under the Jail Standards Act any movement of the inmates has to... that inmate has to be given a hearing and has to be given an opportunity to contest his movement. And even with... even if this becomes law, all jail administrators would still have to file the provisions of the Jail Standards Act."

Davis, M.: "Well, Representative, my concern is currently I get lots of letters from inmates, who are from Chicago, who are moved long, long distance from their homes, and their relatives can't come and see them. So, the punishment is issued by the judge and that punishment is to keep you away from home and... but to say that you're going to be moved so

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far away that your family can't come and see you, I just think that's an additional punishment."

Cunningham: "Well, there's no question that it wo... that does place a hardship on family members, but what the statute, as its presently written as I attempt to amend it, the intent of the statute is to put the security of the institution and the safety of the inmates and staff ahead of the convenience of the family. I hasten to point out that 90 percent of the cases we're talking about, these instances of violence in any jail; we're talking about inmate-on-inmate violence. This is going to protect fellow inmates really more than anyone else. But that's true, it does create an inconvenience, does create a hardship for family members, but the idea is that the safety and security of the institution take top priority."

Davis, M.: "You know, Representative, I've met you; I know you, and I do believe that you have the best interests of all the inmates at heart. And I will probably support your Bill, but I'll be honest and tell you I think... I think this is a bad step to make because we've lived through a period where people were incarcerated and their families can't even find them. You know, where are you? We can't even get a lawyer to you 'cause we don't know where you are. And I've heard how some of them are being treated in the facilities in which they are. So, it really does cause me great concern. Thank you."

Cunningham: "Thank you."

Speaker Lang: "Representative Rose."

Rose: "Thank you. Will the Sponsor yield?"

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Speaker Lang: "Sponsor yields."

Rose: "Representative, how do you determine a convenient county as opposed to an inconvenient county?"

Cunningham: "Well, that... that's a term that is in the existing legislation not one that... or the existing law and not part of the legislation I'm proposing. In practice, I can tell you that the word 'convenient' has... it basically gives a lot of discretion to the sheriff who's doing the transfer as well as the sheriff who's accepting the transfer. So, obviously, proximity is part of it but availability of jail cells is also an important part."

Rose: "Now, will you be able to cross state lines on this?"

Cunningham: "No."

Rose: "So, we couldn't trade, say, the State of Wisconsin or Indiana..."

Cunningham: "No."

Rose: "...a couple of our guys for a couple fleeing Legislators. I mean, they're all fugitives at some level, right?"

Cunningham: "I don't believe..."

Rose: "Oh."

Cunningham: "...any of the Wisconsin Legislators have been charged with any crime."

Rose: "No, I don't believe so either, but they are running. Okay. Thank you."

Speaker Lang: "Mr. Reboletti."

Reboletti: "Thank you, Speaker. Will the Sponsor yield?"

Speaker Lang: "Gentleman yields."

Reboletti: "Representative, this seems like a decent piece of legislation. I was wondering why you're the only person

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who's sponsoring it. Why is it? Did you walk from seat to seat and nobody else would sign on?"

Cunningham: "Representative Franks has just raised his hand and has agreed to cosponsor the legislation."

Reboletti: "Oh, he did that just now. Did you talk to Representative Franks before you called this Bill?"

Cunningham: "I have spoken to Representative Franks before, yes."

Reboletti: "What about Representative Zalewski? I know he's put some of those inmates into the county jail. Did you confer with him on this?"

Cunningham: "Although he is not a Sponsor, he's offered me technical support and advice."

Reboletti: "Is he charging you for the technical support? I don't know..."

Cunningham: "He... I don't think I can afford him."

Reboletti: "Is that true? I didn't... I'm going to talk to you about that later, Representative. What is considered a convenient county for Cook County?"

Cunningham: "Well, I can tell you that Cook County's used, as a matter of practice, counties all over the state. And it's most... it's mostly been predicated on not necessarily being close, but the receiving county having jail space available. Cook County shifts inmates as far as Jefferson County, as far as Saline County. I do know the location of those counties as well as Kankakee County. I believe there is a contract with LaSalle County, but I don't know of any inmates who've been shipped there."

Reboletti: "What about DuPage County?"

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Cunningham: "There is not a contract in place with DuPage County. I don't believe there is."

Reboletti: "Does Sheriff Dart not like Sheriff Zaruba over in DuPage County? We're not that far away."

Cunningham: "No. My understanding is the sheriffs have a good relationship, but I don't know that there's room in the DuPage County jail."

Reboletti: "Thank you."

Speaker Lang: "The last speaker is Representative Flowers."

Flowers: "Thank you, Mr. Speaker. Will the Gentleman yield?"

Speaker Lang: "Gentleman will yield."

Flowers: "Representative, you have a very interesting first Bill, but my concern is, are we talking about the Cook County jail... Cook County, not the state institutions?"

Cunningham: "It... Yes. We're talking about county jails, all 102 county jails, not just Cook County but all the jails in the state."

Flowers: "Oh, okay. So, we're talking about 100... Okay. So, now let me ask this. When you're in the county jail, I didn't think that you were found guilty."

Cunningham: "The population of different varies... of different jails vary, but the majority... overwhelming majority of inmates in county jails, you're correct, have not been found guilty yet. They're in a pretrial status."

Flowers: "So, if it... and so, if a person has not been found guilty, you would still want to transfer them to another county?"

Cunningham: "Yes. This would be based on their conduct while behind bars and gives the wardens or sheriff the

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discretion, based on that conduct and with the safety and security of the institution in mind, gives them the ability to transfer that inmate on a temporary basis to another jail. As I pointed out before, this is not for an undetermined amount of time. First of all, if they are pretrial defendants, they have to be brought back for trial usually within 30 days. Secondly, under the Jails Standards Act any inmate who is transferred has the ability to contest that transfer and consult an attorney."

Flowers: "So, if I'm... if an inmate is transferred and they contest it because they have not been found guilty, you know..."

Cunningham: "Well, if they... I don't think it would depend, but I don't think they can contest it on the grounds of not being guilty. They would have to contest it on the grounds that they do not represent a threat to the safety and security of the institution."

Flowers: "Okay. Now, as far as how much will this cost the county and would... would we... would we be responsible for paying the other counties for..."

Cunningham: "Yes. Under... under existing State Law, for... if one county transfers an inmate to another county, they may enter into an agreement and pay a fee. I can tell you, Cook County's fees vary from county to county. I mentioned some of the counties earlier. It could be anywhere from \$50 a day to, I believe on the high end, about \$70 a day that the receiving county pays the transferring county."

Flowers: "My final question. You said under current law. Can we do this now?"

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Cunningham: "Well, yes. I believe we can with the point is that... that's been made to me and it is done. This is... practice is done throughout the state, but the reason I'm bringing this legislation is to clarify the law and to let sheriffs know and make it clear that they can transfer individuals who are creating the threat, who are preying upon fellow inmates. The way the legislation is drawn now is open to interpretation that some could claim that the warden could only move the inmates who are threatened by the violence."

Flowers: "Does the family have to be notified of the move?"

Cunningham: "There is no provision for the notification of the movement of inmates to the family."

Flowers: "How will the lawyer know where to contact the inmate?"

Cunningham: "He would be informed by the jail that he's been shipped to a... the attorney will be informed, but there's no... it's a matter of policy. I can... and I can only speak for the Cook County jail, the attorney's informed, but I do not believe there's any provision to notify the family. I can tell you, the Cook County jail... the county social work... the jail's social workers who are assigned to individual inmates may give them that information, but that's not contemplated in my legislation."

Flowers: "And who's ultimately responsible for that inmate once he leaves Cook County jail and go to another jail?"

Cunningham: "The other jail has him in his custody, but he can be pulled back at any time."

Flowers: "Thank you."

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Speaker Lang: "Representative Cunningham to close on his first Bill. Please give the Gentleman your attention."

Cunningham: "Thank you, Mr. Speaker. I appreciate all the questions. And I ask for a favorable vote on this matter."

Speaker Lang: "Those in favor of the Bill shall vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Cavaletto, Flowers. Please take the record. On this question, there are 103 voting 'yes', 5 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Congratulations, Representative. The Chair recognizes Representative Hays."

Hays: "Thank you, Mr. Speaker. A point of personal privilege."

Speaker Lang: "Please state your point, Sir."

Hays: "I would like the record to reflect that I meant to vote 'yes' on House Bill 267."

Speaker Lang: "The record will so reflect, Sir."

Hays: "Thank you."

Speaker Lang: "The next Bill on the Calendar is House Bill 288, Representative Flowers. Please read the Bill."

Clerk Bolin: "House Bill 288, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Representative Flowers."

Flowers: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 288 merely calls for students from kindergarten through eighth grade to be allowed to have 10 minutes of recess. Studies have proven for the students that have recess during the course of the school day, the grades go up and crime goes down. The grades go up and

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crime goes down. And often, we are very concerned about what's going on in our schools and what's going on in our children's lives. And so, if we really have the best interests of the children, we would allow all schools that are not on the failing list to allow their children... all schools to have the opportunity to give their students 10 minutes of recess. And I'll be more than happy to answer any questions you may have."

Speaker Lang: "The Lady's moved for the passage of the Bill. And on that question, the Chair recognizes Representative Cavaletto."

Cavaletto: "Mr. Speaker, I wish to be recorded a 'yes' vote on..."

Speaker Lang: "Sir, we'll... we'll get to that on the next..."

Cavaletto: "Thank you."

Speaker Lang: "...after this Bill. Please leave your light on and I'll get back to you. The Chair recognizes Representative Eddy."

Eddy: "Thank you. Would the Sponsor yield?"

Speaker Lang: "Lady yields."

Eddy: "Representative Flowers, by your, at least maybe not a survey, but estimate or knowledge, by the way, this is only for the City of Chicago, correct?"

Flowers: "Yes. This is only for the City of Chicago."

Eddy: "This is only for Article 34, so it only affects Chicago."

Flowers: "Yes."

Eddy: "What... How many schools do you think are not doing recess now?"

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Flowers: "Oh, Sir, I could not begin to tell you, but there is quite a few because the parents have come down and complained that they wanted their children to have recess."

Eddy: "And..."

Flowers: "So, but is it 20 schools, 30 schools, I have..."

Eddy: "What percent? Like out of... is it 1 out of every 10? Do you think it's less than that? Do you think it's a pervasive problem in the city schools?"

Flowers: "I think it's a pervasive problem because the vast majority of the schools are on the failing list in the City of Chicago."

Eddy: "Okay, okay. So, you're... you're kind of putting together those... those issues related to the poor performing schools and some of them may be related to research that may show that the... this recess will enhance student concentration and performance. I get that now. Have we tried to make this change through the local school councils and through the Chicago Public School system itself?"

Flowers: "Well, for some reason, Representative, certain schools are allowed to have recess and for some reason the failing schools are not allowed. And so, in order... if we have one school system in the City of Chicago, one would think that the rules would be applicable to all, but it's not. And so, that's the reason why in order to give all the children an equal opportunity to have their grades to go up and crime to go down in the schools..."

Eddy: "Okay."

Flowers: "...let's give them the same 10 minutes of recess."

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Eddy: "Has this evidence been presented to the... is this decision made at the local school council level in the City of Chicago or is it made on Clark Street? I mean, does this... does this come from the Chicago Public Schools administration or are these local decisions?"

Flowers: "I think it comes from downtown City of Chicago."

Eddy: "Okay. Has someone approached the city administration and school board requesting that they adopt this as a local requirement through their school system?"

Flowers: "Sir, you know how long I've been bringing this Bill before the committee."

Eddy: "Yes."

Flowers: "You know that people from the board has been down..."

Eddy: "Yes."

Flowers: "...and so, you know the answer to that question."

Eddy: "So, they understand that there's a... Do they give any reasons why they're not able to... has it got to do with neighborhood violence, going outside, concerns about student safety? Have you heard those concerns?"

Flowers: "In the beginning, the reason why recess was halted, back in the late '80s and the early '90s, was because of the school violence. But as you may know, the violence has gone down in the City of Chicago and more importantly, the research has shown that it's in the best interest of the student that they have 10 minutes of recess. In inclement weather they can... they don't have to go outside. They can..."

Eddy: "Okay."

Flowers: "...do exercise right by their desk."

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Eddy: "Representative, I know why you're doing this and there are... and there's a pretty good body of research that shows that purposeless, just play, is important to a student's day and it helps energize their mind.."

Flowers: "Absolutely."

Eddy: "...and helps them think creatively and I agree with that. My concern is not with your intent it's with the fact that we're circumventing what should be taking place at a local level and the City of Chicago Public School system should address this for all of their schools through a local policy. I'm going to listen to the rest of the debate. I understand what you're doing; I respect it. I'm just very also... very respectful of local school districts' authority."

Flowers: "This is a cost savings to the people of the State of Illinois and the Chicago Public School system and this is in the best interest of the children, and oftentimes, for some reason, certain schools are overlooked because all things are not equal in the Chicago Public School system. And as a Legislator, I have a responsibility to represent my district and that's exactly what it is that I'm doing. And..."

Eddy: "I respect that responsibility. Thank you."

Flowers: "Thank you."

Speaker Lang: "Representative Jerry Mitchell."

Mitchell, J.: "Thank you, Mr. Speaker. The Sponsor yield?"

Speaker Lang: "The Lady yields."

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Mitchell, J.: "Representative, you keep referring to research that shows that grades go up and crime goes down. Who... what research is that from?"

Flowers: "I don't have the... the information right in front of me, but you know the group that comes down to Springfield every year that promotes recess in the schools. They disseminate that information to all of us and studies are out there. You can feel free to Google one and if you would like, I'll do it for you. And to show that recess causes grades to go up and crime to go down. That's the reason why most schools in the state have recess."

Mitchell, J.: "Well, I certainly have seen research from AAHPER, which is the Health and Physical Education, but I've never seen research that proves that crime goes down because of 10 minutes of recess. In none of the information that I've ever received from them has that been a part of the study that they've done. Now, there have been many studies that show that time away from academics rejuvenates students and that they can probably study better or do a little better job and that's usually used on the local level to determine whether or not recess is within the purview of that particular school. Again, as the former speaker spoke, this is something that a local level usually is... it's their decision to make. I think, you know, we've got to be very careful that we don't turn ourselves into a massive school board to make those kind of decisions for each individual school or for a school district. I..."

Flowers: "Representative, I agree with you 100 percent and to answer your question, February 1, 2009, the Science Daily

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says, all work and no play may impede the learning, health, and social development. And it shows that school children who've received recess are much better. And also, January 28, 2009, there's an article in the Chica... in the New York Times that talks about recess improving the behavior. And then there's another article, February 23, 2009, Should School Make Recess an Outdoor Time Bigger, and again, it talks about improving the benefit of recess and it gives... And there's another article that talks that there is seven reasons why kids need recess. Four times in the past month I've heard parents and teachers who are upset by school policies that allow teachers or administrators to withhold recess as a form of punishment. The children in fact... infractions range from tardiness to failure to complete homework to acting out in the class which covers a wide range of behavior problem and ensure that any children or... children will go without recess on any given day. The research, however, is clear. Children need recess, the benefit of which range across development domains. The following are just seven reasons: everyone benefits from a break; recess increase on-task time; children need outside light; unstructured physical play reduces stress; children need to learn to be social creatures; our children's health is at risk; physical activity feeds the brains. Our children need recess."

Mitchell, J.: "Representative, I don't doubt for one instant that recess or a break from academics is needed every now and then. The problem I have is for us as a Body taking up this particular matter saying that Mr. school

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superintendent or Miss principal, you must do this no matter what, and that's basically what this law says. I think we need to give some flexibility within our schools, within our school administrators, and hope that they have the best interest of students involved. If they don't then they should be replaced. So..."

Flowers: "In the..."

Mitchell, J.: "...in that regard, I think... I think this is a slippery slope. I really don't think this deserves a 'yes' vote, and I would urge a 'no' vote. Thank you."

Speaker Lang: "Representative Sullivan will be the last speaker on this matter."

Sullivan: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lang: "Lady yields."

Sullivan: "Representative, this 10 minutes that you want to have for recess is that going to be added to the end of the day or is it going to be part of the minimum hours required within a school district?"

Flowers: "It will be a part of the school day."

Sullivan: "Okay. So, we're not going to add 10 minutes to the overall school day."

Flowers: "No, Sir."

Sullivan: "Okay. Thank... thank you very much. To the Bill. Ladies and Gentlemen, there's another group meeting at this point to talk about education reform and we had an organization that is seeking reform in Illinois to speak to our group in an open committee, and they talked about the amount of time that Chicago students are taught in the classroom compared to different parts of the country. One

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of the most startling facts, and I'm reading it right here, is that in Texas their students on average go to minimum hours per year is 1260 hours of instruction and in Chicago it's 880. The most startling fact that I heard from this group is that over a K-12 period, students in Texas go to school almost three years longer than students in Chicago. Think about that for a second. They get three years more of instruction because of the hours of the day than the students in Chicago and now we want to take 10 minutes more away. This is not what should be legislated from the General Assembly. If the CPS and the unions want to negotiate that, let them, but not from Springfield. Thank you."

Speaker Lang: "Representative Flowers to close."

Flowers: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'm glad the Gentleman brought that to everyone's attention how Chicago is being short-changed... their children are being short-changed from a good education. And further, the National Association for the Education of Young Children recommends the unstructured physical play as a developmental appropriate means of reducing stress in children's lives. And studies show that the stress has a negative impact on learning as well as health. For many children, especially those who are hyperactive or potentially so, recess is an opportunity to blow off steam. Ladies and Gentlemen, please, please allow our children to engage in the things that children do, go out to play and have recess. I would appreciate an 'aye' vote. Thank you."

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Speaker Lang: "Those in favor of the Bill shall vote 'yes'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Moffitt, Sente. Mr. Clerk, please take the record. On this question, there are 56 voting 'yes', 54 voting 'no'. And the Lady moves for Postponed Consideration. The Chair recognizes Representative Morthland, for what reason do you rise?"

Morthland: "Thank you, Mr. Speaker. I rise for a point of personal privilege."

Speaker Lang: "Please state your point, Sir."

Morthland: "Mr. Speaker and Members of the House, I'd like to welcome to the gallery some students from my district, the 71st, also the 72nd and the 74th and perhaps the 90th District. They are students from Blackhawk College down here for Model Illinois Government. I'd like to have them stand and have the House recognize them."

Speaker Lang: "Thank you very much. The Chair recognizes Representative Cavaletto, Sir."

Cavaletto: "Thank you, Mr. Speaker. I wish to be reco... record a 'yes' vote on the Bill 276."

Speaker Lang: "How do you want to be re... what..."

Cavaletto: "A 'yes' vote on Bill 276."

Speaker Lang: "The record will reflect your intention, Sir."

Cavaletto: "Thank you, thank you."

Speaker Lang: "Moving down the Calendar, House Bill 295, Representative DeLuca. Please read the Bill."

Clerk Bolin: "House Bill 295, a Bill for an Act concerning sex offenders. Third Reading of this House Bill."

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Speaker Lang: "Mr. DeLuca."

DeLuca: "Thank you, Mr. Speaker, Ladies and Gentlemen. House Bill 295, this amends the Sex Offender Registration Act. This requires a sex offender or a sexual predator to register with an institution of higher education if the sex offender attends or is employed at the institution. The registration fee shall only apply to the municipality or county which is the primary registration. This is an initiative of the Illinois Association of Chiefs of Police. I ask for a 'yes' vote. Thank you."

Speaker Lang: "The Gentleman moves for the passage of the Bill. There being no debate, those in favor vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Bellock, Currie, Mitchell, Tryon. Please take the record. On this question, there are 107 voting 'yes', 3 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes Representative Jerry Mitchell. For what reason do you rise, Sir? Mr. Mitchell. The Gentleman has changed his mind apparently. Moving to page 6 on the Calendar under Motions in Writing, on House Bill 164, Representative Rose has moved to table House Bill 164. Is there leave? There being no objection, leave is granted. And the Gentleman's Motion is adopted. Representative Feigenholtz has moved to table House Bill 1696. Is there leave for the Lady to table her Bill? There being no objection, leave is granted, and the Motion is adopted. Ladies and Gentlemen, we are now moving to page 2 of the Calendar, House Bills-Second Reading.

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We'll try to move as many of these Bills to Third as we can. Page 2 of the Calendar, House Bill 3, Mr. Clerk."

Clerk Bolin: "House Bill 3, a Bill for an Act concerning safety. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4. Please read the Bill."

Clerk Bolin: "House Bill 4, a Bill for an Act concerning safety. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5. Please read the Bill."

Clerk Bolin: "House Bill 5, a Bill for an Act concerning wildlife. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 8, Representative Ramey. Please read the Bill."

Clerk Bolin: "House Bill 8, a Bill for an Act concerning firearms. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 12, Representative Cole. Please read the Bill."

Clerk Bolin: "House Bill 12, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 142, Representative Reitz. Please read the Bill."

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Clerk Bolin: "House Bill 142, a Bill for an Act concerning safety. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 173, Representative Tryon. Please read the Bill."

Clerk Bolin: "House Bill 173, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 196, Representative McAuliffe. Please read the Bill."

Clerk Bolin: "House Bill 196, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 200, Representative Cross. Please read the Bill."

Clerk Bolin: "House Bill 200, a Bill for an Act concerning education. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 204, Representative Ford. Please read the Bill."

Clerk Bolin: "House Bill 204, a Bill for an Act concerning HIV testing. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 264, Representative Bradley. Out of the record. House Bill 265. Out of the

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record. House Bill 274, Representative Reitz. Out of the record. House Bill 299, Representative Ford. Mr. Ford, House Bill 299, Sir. Out of the record. House Bill 1091, Representative Nekritz. Out of the record. House Bill 1128, Representative Osmond. Out of the record. House Bill 1129, Representative Osmond. Please read the Bill."

Clerk Bolin: "House Bill 1129, a Bill for an Act concerning insurance. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1162, Representative Morthland. Please read the Bill."

Clerk Bolin: "House Bill 1162, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1192. Please read the Bill."

Clerk Bolin: "House Bill 1192, a Bill for an Act concerning liquor. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1222, Representative Zalewski. Please read the Bill."

Clerk Bolin: "House Bill 1222, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1240, Representative Franks. Mr. Franks. Out of the record. All right. The Chair

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apologizes, Sir, you were not in your chair. Please read House Bill 1240."

Clerk Bolin: "House Bill 1240, a Bill for an Act concerning education. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "House Bill 1259, Mr. Farnham. Please read the Bill. Mr. Clerk, what is the status of House Bill 1240?"

Clerk Bolin: "House Bill 1240 was read for a second time today and is on the Order of Second Reading still."

Speaker Lang: "Third Reading. House Bill 1259, Mr. Farnham. Please read that Bill."

Clerk Bolin: "House Bill 1259, a Bill for an Act concerning public health. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1292. Please read the Bill."

Clerk Bolin: "House Bill 1292, a Bill for an Act concerning business. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. Notes have been requested on the Bill and have not been filed."

Speaker Lang: "Please hold the Bill on the Order of Second Reading. House Bill 1295, Mr. Phelps. Please read the Bill."

Clerk Bolin: "House Bill 1295, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

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Speaker Lang: "Third Reading. House Bill 1311, Mr. DeLuca.
Please read the Bill."

Clerk Bolin: "House Bill 1311, a Bill for an Act concerning
local government. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments. No Motions are
filed."

Speaker Lang: "Third Reading. House Bill 1320, Mr. Ramey. Mr.
Ramey in the chamber? Please read the Bill."

Clerk Bolin: "House Bill 1320, a Bill for an Act concerning
local government. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments. No Motions are
filed."

Speaker Lang: "Third Reading. House Bill 1337, Mr. Phelps. Read
the Bill."

Clerk Bolin: "House Bill 1337, a Bill for an Act concerning
civil law. Second Reading of this House Bill. No Committee
Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1339, Mr. Holbrook.
Read the Bill."

Clerk Bolin: "House Bill 1339, a Bill for an Act concerning
local government. Second Reading of this House Bill. No
Committee Amendments. No Floor Amendments. No Motions are
filed."

Speaker Lang: "Third Reading. House Bill 1466, Representative
McAsey. Please read the Bill."

Clerk Bolin: "House Bill 1466, a Bill for an Act concerning
education. Second Reading of this House Bill. No Committee
Amendments. No Floor Amendments. No Motions are filed."

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Speaker Lang: "Third Reading. House Bill 1478, Representative Flowers. Representative Flowers. Out of the record. House Bill 1485, Mr. Rose. Please read the Bill."

Clerk Bolin: "House Bill 1485, a Bill for an Act concerning State Government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 1488. Please read the Bill."

Clerk Bolin: "House Bill 1488, a Bill for an Act concerning State Government. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. The Chair recognizes Representative Pritchard."

Pritchard: "Thank you, Mr. Speaker. I'd like the record to show that I should've voted 'yes' on House Bill 295."

Speaker Lang: "The record will so reflect. The Chair recognizes Representative Colvin. We'll get back to Representative Colvin. Mr. Clerk, Agreed Resolutions."

Clerk Bolin: "Agreed Resolutions. House Resolution 109, offered by Representative Jakobsson. House Resolution 114, offered by Representative Ramey. House Resolution 118, offered by Representative Watson."

Speaker Lang: "Representative Currie moves for the adoption of the Agreed Resolutions. Those in favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. Members, one additional reminder, today is the deadline for filing new Bills. Today

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is the deadline for filing new Bills. The Clerk's Office will be open 'til 4:30 for those of you who will still be here at 4:30. And they would be more than happy to take your Bills off your hands until 4:30. So, that was your second reminder. I'm to give you another one yet. Is Mr. Colvin in the chamber? And now Representative Jefferson moves that the House stand adjourn until Tuesday, March 1 at 12 noon, allowing perfunctory time for the... for the Clerk. Those in favor say 'yes'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the House is adjourned 'til Tuesday, March 1 at 12 noon. Drive safely."

Clerk Bolin: "House Perfunctory Session will come to order. Introduction and First Reading of House Bills. House Bill 3151, offered by Representative Stephens, a Bill for an Act concerning revenue. House Bill 3152, offered by Representative Ramey, a Bill for an Act concerning local government. House Bill 3153, offered by Representative Kay, a Bill for an Act concerning civil law. House Bill 3154, offered by Representative Kay, a Bill for an Act concerning local government. House Bill 3155, offered by Representative Mell, a Bill for an Act concerning public health. House Bill 3156, offered by Representative Senger, a Bill for an Act concerning health facilities. House Bill 3157, offered by Representative Lang, a Bill for an Act concerning criminal law. House Bill 3158, offered by Representative Lang, a Bill for an Act concerning finance. House Bill 3159, offered by Representative Feigenholtz, a Bill for an Act concerning safety. House Bill 3160, offered by Representative Feigenholtz, a Bill for an Act concerning

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public aid. House Bill 3161, offered by Representative Feigenholtz, a Bill for an Act concerning public aid. House Bill 3162, offered by Representative Feigenholtz, a Bill for an Act concerning regulation. House Bill 3163, offered by Representative Feigenholtz, a Bill for an Act concerning regulation. House Bill 3164, offered by Representative Feigenholtz, a Bill for an Act concerning government. House Bill 3165, offered by Representative Feigenholtz, a Bill for an Act concerning government. House Bill 3166, offered by Representative Connelly, a Bill for an Act concerning health courts. House Bill 3167, offered by Representative Brauer, a Bill for an Act concerning education. House Bill 3168, offered by Representative Brauer, a Bill for an Act concerning transportation. House Bill 3169, offered by Representative Brauer, a Bill for an Act concerning health. House Bill 3170, offered by Representative Hammond, a Bill for an Act concerning health (sic-regulation). House Bill 3171, offered by Representative Cavaletto, a Bill for an Act concerning education. House Bill 3172, offered by Representative Cavaletto, a Bill for an Act concerning transportation. House Bill 3173, offered by Representative Cavaletto, a Bill for an Act concerning public aid. House Bill 3174, offered by Representative Brauer, a Bill for an Act concerning transportation. House Bill 3175, offered by Representative Brauer, a Bill for an Act concerning finance. House Bill 3176, offered by Representative Cavaletto, a Bill for an Act concerning gaming. House Bill 3177, offered by Representative Tryon, a Bill for an Act concerning local government. House Bill 3178, offered by

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Representative Hammond, a Bill for an Act concerning wildlife. House Bill 3179, offered by Representative Cavaletto, a Bill for an Act concerning education. House Bill 3180, offered by Representative Cavaletto, a Bill for an Act concerning family law. House Bill 3181, offered by Representative Brauer, a Bill for an Act concerning revenue. House Bill 3182, offered by Representative Fortner, a Bill for an Act concerning State Government. House Bill 3183, offered by Representative Mell, a Bill for an Act concerning civil law. House Bill 3184, offered by Representative Mell, a Bill for an Act concerning government. House Bill 3185, offered by Representative Schmitz, a Bill for an Act concerning education. House Bill 3186, offered by Representative Ford, a Bill for an Act concerning State Government. House Bill 3187, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 3188, offered by Representative Gabel, a Bill for an Act concerning State Government. House Bill 3189, offered by Representative Verschoore, a Bill for an Act concerning transportation. House Bill 3190, offered by Representative Verschoore, a Bill for an Act concerning employment. House Bill 3191, offered by Representative Verschoore, a Bill for an Act concerning government. House Bill 3192, offered by Representative Golar, a Bill for an Act concerning criminal law. House Bill 3193, offered by Representative Golar, a Bill for an Act concerning education. House Bill 3194, offered by Representative Golar, a Bill for an Act concerning education. House Bill 3195, offered by Representative Golar, a Bill for an Act

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concerning education. House Bill 3196, offered by Representative Golar, a Bill for an Act concerning child visitation, which may be referred to as the Steven Watkins Memorial Act. House Bill 3197, offered by Representative Golar, a Bill for an Act concerning health. House Bill 3198, offered by Representative Golar, a Bill for an Act concerning criminal law. House Bill 3199, offered by Representative Golar, a Bill for an Act concerning revenue. House Bill 3200, offered by Representative Golar, a Bill for an Act concerning appropriations. House Bill 3201, offered by Representative Golar, a Bill for an Act concerning human rights. House Bill 3202, offered by Representative Golar, a Bill for an Act concerning transportation. House Bill 3203, offered by Representative Golar, a Bill for an Act concerning appropriations. House Bill 3204, offered by Representative Mayfield, a Bill for an Act concerning State Government. House Bill 3205, offered by Representative Verschoore, a Bill for an Act concerning State Government. House Bill 3206, offered by Representative Thapedi, a Bill for an Act concerning civil law. House Bill 3207, offered by Representative Feigenholtz, a Bill for an Act concerning public aid. House Bill 3208, offered by Representative Feigenholtz, a Bill for an Act concerning civil law. House Bill 3209, offered by Representative Feigenholtz, a Bill for an Act concerning civil law. House Bill 3210, offered by Representative Feigenholtz, a Bill for an Act concerning civil law. House Bill 3211, offered by Representative Feigenholtz, a Bill for an Act concerning civil law. House Bill 3212, offered

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by Representative Sacia, a Bill for an Act concerning inspectors general. House Bill 3213, offered by Representative Roth, a Bill for an Act concerning government. House Bill 3214, offered by Representative Saviano, a Bill for an Act concerning local government. House Bill 3215, offered by Representative Saviano, a Bill for an Act concerning local government. House Bill 3216, offered by Representative Saviano, a Bill for an Act concerning public employee benefits. House Bill 3217, offered by Representative Saviano, a Bill for an Act concerning public employee benefits. House Bill 3218, offered by Representative Saviano, a Bill for an Act concerning regulation. House Bill 3219, offered by Representative Pihos, a Bill for an Act concerning education. House Bill 3220, offered by Representative Pritchard, a Bill for an Act concerning education. House Bill 3221, offered by Representative Hammond, a Bill for an Act concerning education. House Bill 3222, offered by Representative Stephens, a Bill for an Act concerning education. House Bill 3223, offered by Representative Senger, a Bill for an Act concerning education. House Bill 3224, offered by Representative Mulligan, a Bill for an Act concerning insurance. House Bill 3225, offered by Representative Osmond, a Bill for an Act concerning State Government. House Bill 3226, offered by Representative Brady, a Bill for an Act concerning elections. House Bill 3227, offered by Representative Brady, a Bill for an Act concerning regulation. House Bill 3228, offered by Representative Brady, a Bill for an Act concerning public

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employee benefits. House Bill 3229, offered by Representative Brady, a Bill for an Act concerning regulation. House Bill 3230, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3231, offered by Representative Tryon, a Bill for an Act concerning State Government. House Bill 3232, offered by Representative Howard, a Bill for an Act concerning employment. House Bill 3233, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 3234, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 3235, offered by Representative Acevedo, a Bill for an Act concerning domestic violence. House Bill 3236, offered by Representative May, a Bill for an Act concerning business. House Bill 3237, offered by Representative Phelps, a Bill for an Act concerning employment. House Bill 3238, offered by Representative Lang, a Bill for an Act concerning criminal law. House Bill 3239, offered by Representative Hays, a Bill for an Act concerning revenue. House Bill 3240, offered by Representative Barickman, a Bill for an Act concerning revenue. House Bill 3241, offered by Representative Cavaletto, a Bill for an Act concerning State Government. House Bill 3242, offered by Representative Morthland, a Bill for an Act concerning safety. House Bill 3243, offered by Representative Rosenthal, a Bill for an Act concerning finance. House Bill 3244, offered by Representative Hatcher, a Bill for an Act concerning State Government. House Bill 3245, offered by Representative Jerry Mitchell, a Bill for an Act concerning

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revenue. House Bill 3246, offered by Representative Hammond, a Bill for an Act in relation to vehicles. House Bill 3247, offered by Representative Kosel, a Bill for an Act concerning revenue. House Bill 3248, offered by Representative Morthland, a Bill for an Act concerning State Government. House Bill 3249, offered by Representative Brady, a Bill for an Act concerning wildlife. House Bill 3250, offered by Representative Unes, a Bill for an Act concerning wildlife. House Bill 3251, offered by Representative Tryon, a Bill for an Act concerning State Government. House Bill 3252, offered by Representative Tryon, a Bill for an Act concerning civil law. House Bill 3253, offered by Representative May, a Bill for an Act concerning public employee benefits. House Bill 3254, offered by Representative Verschoore, a Bill for an Act concerning transportation. House Bill 3255, offered by Representative Moffitt, a Bill for an Act concerning health facilities. House Bill 3256, offered by Representative Moffitt, a Bill for an Act concerning transportation. House Bill 3257, offered by Representative Pritchard, a Bill for an Act concerning business. House Bill 3258, offered by Representative Pritchard, a Bill for an Act concerning regulation. House Bill 3259, offered by Representative Tracy, a Bill for an Act concerning insurance. House Bill 3260, offered by Representative Tryon, a Bill for an Act concerning insurance. House Bill 3261, offered by Representative Bellock, a Bill for an Act concerning revenue. House Bill 3262, offered by Representative Bellock, a Bill for an Act concerning public aid. House

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Bill 3263, offered by Representative Bellock, a Bill for an Act concerning State Government. House Bill 3264, offered by Representative Jakobsson, a Bill for an Act concerning safety. House Bill 3265, offered by Representative Golar, a Bill for an Act concerning criminal law. House Bill 3266, offered by Representative Rosenthal, a Bill for an Act concerning revenue. House Bill 3267, offered by Representative Hatcher, a Bill for an Act concerning revenue. House Bill 3268, offered by Representative Cavaletto, a Bill for an Act concerning veterans. House Bill 3269, offered by Representative Rosenthal, a Bill for an Act concerning education. House Bill 3270, offered by Representative David Harris, a Bill for an Act concerning State Government. House Bill 3271, offered by Representative Morthland, a Bill for an Act concerning State Government. House Bill 3272, offered by Representative Osmond, a Bill for an Act concerning veterans. House Bill 3273, offered by Representative Bellock, a Bill for an Act concerning business. House Bill 3274, offered by Representative Rosenthal, a Bill for an Act concerning wildlife. House Bill 3275, offered by Representative Barickman, a Bill for an Act concerning finance. House Bill 3276, offered by Representative Hatcher, a Bill for an Act concerning veterans. House Bill 3277, offered by Representative Roth, a Bill for an Act concerning State Government. House Bill 3278, offered by Representative Tracy, a Bill for an Act concerning State Government. House Bill 3279, offered by Representative Stephens, a Bill for an Act concerning revenue. House Bill

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3280, offered by Representative Bellock, a Bill for an Act concerning utilities. House Bill 3281, offered by Representative Mathias, a Bill for an Act concerning education. House Bill 3282, offered by Representative Kay, a Bill for an Act concerning criminal law. House Bill 3283, offered by Representative Mathias, a Bill for an Act concerning criminal law. House Bill 3284, offered by Representative Mathias, a Bill for an Act concerning criminal law. House Bill 3285, offered by Representative David Harris, a Bill for an Act concerning criminal law. House Bill 3286, offered by Representative Cole, a Bill for an Act concerning sex offenders. House Bill 3287, offered by Representative Cavaletto, a Bill for an Act concerning criminal law. House Bill 3288, offered by Representative Bellock, a Bill for an Act concerning criminal law. House Bill 3289, offered by Representative Mathias, a Bill for an Act concerning the Internet. House Bill 3290, offered by Representative Moffitt, a Bill for an Act concerning regulation. House Bill 3291, offered by Representative Sosnowski, a Bill for an Act concerning local government. House Bill 3292, offered by Representative McAsey, a Bill for an Act concerning criminal law. House Bill 3293, offered by Representative McAsey, a Bill for an Act concerning criminal law. House Bill 3294, offered by Representative Nybo, a Bill for an Act concerning schools. House Bill 3295, offered by Representative Moffitt, a Bill for an Act concerning local government. House Bill 3296, offered by Representative Moffitt, a Bill for an Act concerning local government. House Bill 3297, offered by

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Representative Moffitt, a Bill for an Act concerning revenue. House Bill 3298, offered by Representative Bellock, a Bill for an Act concerning civil law. House Bill 3299, offered by Representative McAsey, a Bill for an Act concerning criminal law. House Bill 3300, offered by Representative McAsey, a Bill for an Act concerning criminal law. House Bill 3301, offered by Representative Williams, a Bill for an Act concerning corrections. House Bill 3302, offered by Representative Williams, a Bill for an Act concerning criminal law. House Bill 3303, offered by Representative Williams, a Bill for an Act concerning safety. House Bill 3304, offered by Representative Moffitt, a Bill for an Act concerning public employee benefits. House Bill 3305, offered by Representative Hays, a Bill for an Act concerning State Government. House Bill 3306, offered by Representative Nybo, a Bill for an Act concerning revenue. House Bill 3307, offered by Representative Tracy, a Bill for an Act concerning State Government. House Bill 3308, offered by Representative Hatcher, a Bill for an Act concerning State Government. House Bill 3309, offered by Representative May, a Bill for an Act concerning local government. House Bill 3310, offered by Representative Tryon, a Bill for an Act concerning revenue. House Bill 3311, offered by Representative Cavaletto, a Bill for an Act concerning public employee benefits. House Bill 3312, offered by Representative Brauer, a Bill for an Act concerning education. House Bill 3313, offered by Representative Bill Mitchell, a Bill for an Act concerning finance. House Bill

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3314, offered by Representative Bill Mitchell, a Bill for an Act concerning local government. House Bill 3315, offered by Representative Mulligan, a Bill for an Act concerning State Government. House Bill 3316, offered by Representative Cunningham, a Bill for an Act concerning civil law. House Bill 3317, offered by Representative Bill Mitchell, a Bill for an Act concerning revenue. House Bill 3318, offered by Representative Bill Mitchell, a Bill for an Act concerning first degree murder. House Bill 3319, offered by Representative McAuliffe, a Bill for an Act concerning regulation. House Bill 3320, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 3321, offered by Representative McAuliffe, a Bill for an Act concerning employment. House Bill 3322, offered by Representative McAuliffe, a Bill for an Act concerning public employee benefits. House Bill 3323, offered by Representative Jones, a Bill for an Act concerning public aid. House Bill 3324, offered by Representative Jones, a Bill for an Act concerning appropriations. House Bill 3325, offered by Representative Lyons, a Bill for an Act concerning public employee benefits. House Bill 3326, offered by Representative Saviano, a Bill for an Act concerning civil law. House Bill 3327, offered by Representative Saviano, a Bill for an Act concerning civil law. House Bill 3328, offered by Representative Saviano, a Bill for an Act concerning education. House Bill 3329, offered by Representative Schmitz, a Bill for an Act concerning liquor. House Bill 3330, offered by Representative Poe, a

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Bill for an Act concerning regulation. House Bill 3331, offered by Representative Jackson, a Bill for an Act concerning transportation. House Bill 3332, offered by Representative Poe, a Bill for an Act concerning public employee benefits. House Bill 3333, offered by Representative Jackson, a Bill for an Act concerning revenue. House Bill 3334, offered by Representative Poe, a Bill for an Act concerning public employee benefits. House Bill 3335, offered by Representative Nekritz, a Bill for an Act concerning civil law. House Bill 3336, offered by Representative Nekritz, a Bill for an Act concerning local government. House Bill 3337, offered by Representative Nekritz, a Bill for an Act concerning civil law. House Bill 3338, offered by Representative Beiser, a Bill for an Act concerning revenue. House Bill 3339, offered by Representative Nekritz, a Bill for an Act concerning government. House Bill 3340, offered by Representative Beiser, a Bill for an Act concerning transportation. House Bill 3341, offered by Representative Bellock, a Bill for an Act concerning revenue. House Bill 3342, offered by Representative Kelly Burke, a Bill for an Act concerning transportation. House Bill 3343, offered by Representative Biss, a Bill for an Act concerning government. House Bill 3344, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3345, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3346, offered by Representative Dugan, a Bill for an Act concerning finance. House Bill 3347, offered by

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Representative Dugan, a Bill for an Act concerning public employee benefits. House Bill 3348, offered by Representative Reitz, a Bill for an Act concerning public aid. House Bill 3349, offered by Representative Dugan, a Bill for an Act concerning education. House Bill 3350, offered by Representative Reitz, a Bill for an Act concerning regulation. House Bill 3351, offered by Representative Dugan, a Bill for an Act concerning elections. House Bill 3352, offered by Representative Reitz, a Bill for an Act concerning professional regulation. House Bill 3353, offered by Representative Dugan, a Bill for an Act concerning health. House Bill 3354, offered by Representative Zalewski, a Bill for an Act concerning criminal law. House Bill 3355, offered by Representative Dugan, a Bill for an Act concerning local government. House Bill 3356, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 3357, offered by Representative Zalewski, a Bill for an Act concerning revenue. House Bill 3358, offered by Representative Kelly Burke, a Bill for an Act concerning insurance. House Bill 3359, offered by Representative Riley, a Bill for an Act concerning transportation. House Bill 3360, offered by Representative Ramey, a Bill for an Act concerning State Government. House Bill 3361, offered by Representative McCarthy, a Bill for an Act concerning State Government. House Bill 3362, offered by Representative Mell, a Bill for an Act concerning employment. House Bill 3363, offered by Representative Williams, a Bill for an Act concerning government. House

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Bill 3364, offered by Representative Winters, a Bill for an Act concerning civil law. House Bill 3365, offered by Representative Kelly Burke, a Bill for an Act concerning firearms. House Bill 3366, offered by Representative Turner, a Bill for an Act concerning criminal law. House Bill 3367, offered by Representative Crespo, a Bill for an Act concerning public health. House Bill 3368, offered by Representative Crespo, a Bill for an Act concerning finance. House Bill 3369, offered by Representative Turner, a Bill for an Act concerning employment. House Bill 3370, offered by Representative Fortner, a Bill for an Act concerning public employee benefits. House Bill 3371, offered by Representative Fortner, a Bill for an Act concerning safety. House Bill 3372, offered by Representative Fortner, a Bill for an Act concerning local government. House Bill 3373, offered by Representative Gordon, a Bill for an Act concerning criminal law. House Bill 3374, offered by Representative Tryon, a Bill for an Act concerning State Government. House Bill 3375, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3376, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3377, offered by Representative Howard, a Bill for an Act concerning finance. House Bill 3378, offered by Representative Ramey, a Bill for an Act concerning government. House Bill 3379, offered by Representative Rose, a Bill for an Act making appropriations. House Bill 3380, offered by Representative William Davis, a Bill for an Act concerning education.

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House Bill 3381, offered by Representative Rose, a Bill for an Act concerning fees. House Bill 3382, offered by Representative Rose, a Bill for an Act concerning education. House Bill 3383, offered by Representative Will Davis, a Bill for an Act concerning public employee benefits. House Bill 3384, offered by Representative Rose, a Bill for an Act concerning business. House Bill 3385, offered by Representative Berrios, a Bill for an Act concerning insurance. House Bill 3386, offered by Representative Rose, a Bill for an Act concerning government. House Bill 3387, offered by Representative Howard, a Bill for an Act concerning education. House Bill 3388, offered by Representative Watson, a Bill for an Act concerning State Government. House Bill 3389, offered by Representative Watson, a Bill for an Act concerning education. House Bill 3390, offered by Representative Williams, a Bill for an Act concerning criminal law. House Bill 3391, offered by Representative Brady, a Bill for an Act concerning local government. House Bill 3392, offered by Representative Rita, a Bill for an Act in relation to public employee benefits. House Bill 3393, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3394, offered by Representative Rita, a Bill for an Act in relation to public employee benefits. House Bill 3395, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3396, offered by Representative Rita, a Bill for an Act in relation to public employee benefits. House Bill 3397, offered by

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Representative Rita, a Bill for an Act in relation to public employee benefits. House Bill 3398, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3399, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3400, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3401, offered by Representative Rita, a Bill for an Act concerning public employee benefits. House Bill 3402, offered by Representative Rita, a Bill for an Act concerning transportation. House Bill 3403, offered by Representative Rita, a Bill for an Act concerning transportation. House Bill 3404, offered by Representative Rita, a Bill for an Act concerning education. House Bill 3405, offered by Representative Mautino, a Bill for an Act concerning insurance. House Bill 3406, offered by Representative Colvin, a Bill for an Act concerning business. House Bill 3407, offered by Representative Colvin, a Bill for an Act concerning local government. House Bill 3408, offered by Representative Colvin, a Bill for an Act concerning criminal law. House Bill 3409, offered by Representative Colvin, a Bill for an Act concerning State Government. House Bill 3410, offered by Representative Phelps, a Bill for an Act concerning revenue. House Bill 3411, offered by Representative Eddy, a Bill for an Act concerning government. House Bill 3412, offered by Representative Phelps, a Bill for an Act concerning State Government. House Bill 3413, offered by Representative Eddy, a Bill for

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an Act concerning finance. House Bill 3414, offered by Representative Phelps, a Bill for an Act concerning State Government. House Bill 3415, offered by Representative Phelps, a Bill for an Act concerning State Government. House Bill 3416, offered by Representative Watson, a Bill for an Act concerning finance. House Bill 3417, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3418, offered by Representative Farnham, a Bill for an Act concerning government. House Bill 3419, offered by Representative Will Davis, a Bill for an Act concerning regulation. House Bill 3420, offered by Representative Jakobsson, a Bill for an Act concerning child support. House Bill 3421, offered by Representative Zalewski, a Bill for an Act concerning public aid. House Bill 3422, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3423, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3424, offered by Representative Nekritz, a Bill for an Act concerning safety. House Bill 3425, offered by Representative Holbrook, a Bill for an Act concerning local government. House Bill 3426, offered by Representative David Harris, a Bill for an Act concerning public employee benefits. House Bill 3427, offered by Representative David Harris, a Bill for an Act concerning public employee benefits. House Bill 3428, offered by Representative Bradley, a Bill for an Act concerning employment. House Bill 3429, offered by Representative Phelps, a Bill for an Act concerning regulation. House Bill 3430, offered by Representative Lilly, a Bill for an Act

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concerning State Government. House Bill 3431, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3432, offered by Representative Lilly, a Bill for an Act concerning corrections. House Bill 3433, offered by Representative Franks, a Bill for an Act concerning criminal law. House Bill 3434, offered by Representative Williams, a Bill for an Act concerning health facilities. House Bill 3435, offered by Representative Crespo, a Bill for an Act concerning State Government. House Bill 3436, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3437, offered by Representative McCarthy, a Bill for an Act concerning public employee benefits. House Bill 3438, offered by Representative Hernandez, a Bill for an Act concerning elections. House Bill 3439, offered by Representative Verschoore, a Bill for an Act concerning employment. House Bill 3440, offered by Representative Chapa LaVia, a Bill for an Act concerning service dogs. House Bill 3441, offered by Representative Mautino, a Bill for an Act concerning insurance. House Bill 3442, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3443, offered by Representative Mautino, a Bill for an Act concerning insurance. House Bill 3444, offered by Representative Mautino, a Bill for an Act concerning regulation. House Bill 3445, offered by Representative Lang, a Bill for an Act concerning transportation. House Bill 3446, offered by Representative Mautino, a Bill for an Act concerning finance. House Bill 3447, offered by Representative

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Mautino, a Bill for an Act concerning revenue. House Bill 3448, offered by Representative Mautino, a Bill for an Act concerning regulation. House Bill 3449, offered by Representative Mautino, a Bill for an Act concerning State Government. House Bill 3450, offered by Representative Mautino, a Bill for an Act concerning liquor. House Bill 3451, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3452, offered by Representative Phelps, a Bill for an Act concerning finance. House Bill 3453, offered by Representative Mautino, a Bill for an Act concerning State Government. House Bill 3454, offered by Representative Mautino, a Bill for an Act concerning veterans. House Bill 3455, offered by Representative Mautino, a Bill for an Act concerning veterans. House Bill 3456, offered by Representative Mautino, a Bill for an Act concerning veterans. House Bill 3457, offered by Representative Williams, a Bill for an Act concerning dangerous animals. House Bill 3458, offered by Representative Fortner, a Bill for an Act concerning local government. House Bill 3459, offered by Representative Fortner, a Bill for an Act concerning elections. House Bill 3460, offered by Representative Osmond, a Bill for an Act concerning revenue. House Bill 3461, offered by Representative Osmond, a Bill for an Act concerning revenue. House Bill 3462, offered by Representative Greg Harris, a Bill for an Act concerning insurance."

Clerk Mahoney: "House Bill 3463, offered by Representative Greg Harris, a Bill for an Act concerning insurance. House Bill 3464, offered by Representative Pihos, a Bill for an Act

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concerning education. House Bill 3465, offered by Representative Feigenholtz, a Bill for an Act concerning revenue. House Bill 3466, offered by Representative Dan Burke, a Bill for an Act concerning public employee benefits. House Bill 3467, offered by Representative Hernandez, a Bill for an Act concerning State Government. House Bill 3468, offered by Representative Hernandez, a Bill for an Act concerning State Government. House Bill 3469, offered by Representative Sente, a Bill for an Act concerning regulation. House Bill 3470, offered by Representative DeLuca, a Bill for an Act concerning court orders. House Bill 3471, offered by Representative Biss, a Bill for an Act concerning education. House Bill 3472, offered by Representative Colvin, a Bill for an Act concerning employment. House Bill 3473, offered by Representative Colvin, a Bill for an Act concerning local government. House Bill 3474, offered by Representative May, a Bill for an Act concerning public employee benefits. House Bill 3475, offered by Representative May, a Bill for an Act concerning public employee benefits. House Bill 3476, offered by Representative May, a Bill for an Act concerning public employee benefits. House Bill 3477, offered by Representative Hatcher, a Bill for an Act concerning local government. House Bill 3478, offered by Representative Mathias, a Bill for an Act concerning civil law. House Bill 3479, offered by Representative Yarbrough, a Bill for an Act concerning revenue. House Bill 3480, offered by Representative Gabel, a Bill for an Act concerning children. House Bill 3481, offered by

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Representative Reboletti, a Bill for an Act concerning civil law. House Bill 3482, offered by Representative Sosnowski, a Bill for an Act concerning local government. House Bill 3483, offered by Representative Eddy, a Bill for an Act concerning education. House Bill 3484, offered by Representative Lilly, a Bill for an Act concerning education. House Bill 3485, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 3486, offered by Representative Cross, a Bill for an Act concerning criminal law. House Bill 3487, offered by Representative Morrison, a Bill for an Act concerning education. House Bill 3488, offered by Representative Kay, a Bill for an Act concerning education. House Bill 3489, offered by Representative Cavaletto, a Bill for an Act concerning education. House Bill 3490, offered by Representative Fortner, a Bill for an Act concerning education. House Bill 3491, offered by Representative Cavaletto, a Bill for an Act concerning education. House Bill 3492, offered by Representative Unes, a Bill for an Act concerning education. House Bill 3493, offered by Representative Mathias, a Bill for an Act concerning renewable energy. Correction. House Bill 3493, offered by Representative Mautino, a Bill for an Act concerning renewable energy. House Bill 3494, offered by Representative Reitz, a Bill for an Act concerning regulation. House Bill 3495, offered by Representative Mathias, a Bill for an Act concerning State Government. House Bill 3496, offered by Representative David Harris, a Bill for an Act concerning State Government. House Bill

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3497, offered by Representative Hays, a Bill for an Act concerning State Government. House Bill 3498, offered by Representative Tryon, a Bill for an Act concerning the Legislature. House Bill 3499, offered by Representative David Harris, a Bill for an Act concerning criminal law. House Bill 3500, offered by Representative Morthland, a Bill for an Act concerning safety. House Bill 3501, offered by Representative Winters, a Bill for an Act concerning State Government. House Bill 3502, offered by Representative Rita, a Bill for an Act concerning regulation. House Bill 3503, offered by Representative Rosenthal, a Bill for an Act concerning State Government. House Bill 3504, offered by Representative Tryon, a Bill for an Act concerning safety. House Bill 3505, offered by Representative Arroyo, a Bill for an Act concerning transportation. House Bill 3506, offered by Representative Mussman, a Bill for an Act concerning sex offenders. House Bill 3507, offered by Representative Mussman, a Bill for an Act concerning revenue. House Bill 3508, offered by Representative Osterman, a Bill for an Act concerning public safety. House Bill 3509, offered by Representative Saviano, a Bill for an Act concerning health. House Bill 3510, offered by Representative Yarbrough, a Bill for an Act concerning education. House Bill 3511, offered by Representative Colvin, a Bill for an Act concerning criminal law. House Bill 3512, offered by Representative Colvin, a Bill for an Act concerning revenue. House Bill 3513, offered by Representative Pihos, a Bill for an Act concerning business. House Bill 3514, offered by

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Representative Pihos, a Bill for an Act concerning regulation. House Bill 3515, offered by Representative Poe, a Bill for an Act concerning business. House Bill 3516, offered by Representative Mathias, a Bill for an Act concerning elections. House Bill 3517, offered by Representative Morrison, a Bill for an Act concerning State Government. House Bill 3518, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3519, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3520, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3521, offered by Representative Bellock, a Bill for an Act concerning criminal law. House Bill 3522, offered by Representative Morthland, a Bill for an Act concerning transportation. House Bill 3523, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3524, offered by Representative Tracy, a Bill for an Act concerning criminal law. House Bill 3525, offered by Representative Tracy, a Bill for an Act concerning criminal law. House Bill 3526, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3527, offered by Representative Tracy, a Bill for an Act concerning criminal law. House Bill 3528, offered by Representative Tracy, a Bill for an Act concerning criminal law. House Bill 3529, offered by Representative Reboletti, a Bill for an Act concerning criminal law. House Bill 3530, offered by Representative Howard, a Bill for an Act concerning education. House Bill 3531, offered by Representative Golar, a Bill for an Act

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concerning government. House Bill 3532, offered by Representative Golar, a Bill for an Act concerning elections. House Bill 3533, offered by Representative Golar, a Bill for an Act concerning revenue. House Bill 3534, offered by Representative McCarthy, a Bill for an Act concerning government. House Bill 3535, offered by Representative David Harris, a Bill for an Act concerning criminal law. House Bill 3536, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3537, offered by Representative Reis, a Bill for an Act concerning transportation. House Bill 3538, offered by Representative Acevedo, a Bill for an Act concerning criminal law. House Bill 3539, offered by Representative Morrison, a Bill for an Act concerning education. House Bill 3540, offered by Representative Sacia, a Bill for an Act concerning transportation. House Bill 3541, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3542, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3543, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3544, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3545, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3546, offered by Representative Bradley, a Bill for an Act concerning revenue. House Bill 3547, offered by Representative Flowers, a Bill for an Act concerning public aid. House Bill 3548, offered by Representative Flowers, a Bill for an Act concerning revenue. House Bill 3549,

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offered by Representative Flowers, a Bill for an Act concerning regulation. House Bill 3550, offered by Representative Monique Davis, a Bill for an Act concerning local government. House Bill 3551, offered by Representative Mayfield, a Bill for an Act concerning public health. House Bill 3552, offered by Representative Mathias, a Bill for an Act concerning revenue. Introduction and reading of House Joint Resolution Constitutional Amendments-First Reading. House Joint Resolution Constitutional Amendment 21, offered by Representative May. RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 8 to Article III of the Illinois Constitution as follows:

ARTICLE III

SUFFRAGE AND ELECTIONS

SECTION 8. RECALL OF EXECUTIVE OFFICERS, MEMBERS OF THE GENERAL ASSEMBLY, AND LOCAL OFFICERS

(a) Electors may petition for the recall of an executive branch officer as identified in Section 1 of Article V except for the Governor, a member of the General Assembly, or a salaried elected officer of a unit of local government. If the recall petition is valid, on a separate ballot the question "Shall (name of person) be recalled from the office of (office)" must be submitted to the

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electors, along with the names of any candidates certified for the successor election, at a special election called by the State Board of Elections or at a regularly scheduled election to occur not more than 100 days after the date of certification of the recall petition. The officer or member subject to recall may be a candidate in the successor election.

- (b) An executive branch officer, a member of the General Assembly, or a salaried elected officer of a unit of local government is immediately removed upon certification of the recall election results if a majority of the electors voting on the question vote to recall the officer or member. If an officer or member is recalled, the candidate who receives the highest number of votes in the successor election is elected successor for the balance of the term. Once a recall election petition is certified, the petition may not be withdrawn and another recall petition may not be initiated against that officer or member during the remainder of his or her current term of office.
- (c) Any elector of the State, or the applicable Legislative or Representative District or unit of local government, may file an affidavit with the State Board of Elections providing notice of intent to circulate a petition to recall an officer or member no sooner than 6 months after the beginning of the officer's or member's current term of office. An affidavit must be filed by an elector of the Legislative or Representative District or unit of local government for which the recall petition will be circulated. The affidavit must identify the name of the

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officer or member and the office to be recalled, the name and address of the proponents of the recall petition, and the date of filing with the State Board of Elections. A recall petition shall not be circulated prior to filing the affidavit, and a recall petition must be filed with the State Board of Elections no later than 160 days after filing the affidavit.

(d) A petition to recall an executive branch officer must include signatures of electors of the State equal to at least 12% of the total votes cast for the office in the election at which the officer or member was elected, with signatures equal to at least 1% of the vote for the office from at least 5 separate counties. A petition to recall a member of the General Assembly must be signed by electors of the applicable Legislative District or Representative District equal to at least 20% of the total votes cast for the office in the election at which the member was elected. A petition to recall a salaried officer of a unit of local government must be signed by electors of the unit of local government equal to at least 20% of the total votes cast for the office in the election at which the officer was elected. The form, circulation, and manner of filing a recall petition shall comply with the requirements provided by law for a statewide advisory public question, except the deadlines set forth in this Section.

(e) A recall petition is valid unless an objection is made within 45 days after the date the petition is filed, and an objection to the recall petition may be made in the same manner as to a candidate for the office subject to recall.

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The State Board of Elections shall certify the recall petition not more than 105 days after the date the recall petition is filed. Any recall petition or election pending on the date of the next general election at which a candidate for the office subject to recall is elected is moot.

(f) If a recall election is initiated, the name of no successor candidate may appear on the ballot unless a nominating petition has been filed with the State Board of Elections no more than 40 days after filing of the recall petition. The nominating petition of an established party candidate must contain the same number of signatures and be circulated in the same manner as an established party candidate for nomination to the office subject to recall, except the petition must be circulated no more than 40 days prior to the last day for filing nomination petitions. The nominating petition of an independent or new party candidate must contain the same number of signatures and be circulated in the same manner as an independent or new party candidate, respectively, for election to the office subject to recall, except the petition must be circulated no more than 40 days prior to the last day for filing nomination petitions. A nominating petition may be objected to in the same manner as a candidate for the office subject to recall, unless otherwise provided by law. The State Board of Elections shall certify a valid nominating petition not more than 105 days after the date the recall petition is filed.

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(g)An election to determine whether to recall an executive officer, a member of the General Assembly, or an officer of a unit of local government and to elect a successor shall be proclaimed by the State Board of Elections and held not less than 60 days and no more than 100 days after the date of certification of the recall petition.

(h)The provisions of this Section are self-executing and judicially enforceable.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. House Joint Resolution Constitutional Amendment 22, offered by Representative Brown.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 and by repealing Sections 4 and 14 as follows:

ARTICLE V

THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, Attorney General, Secretary of State, Comptroller and Treasurer elected by the electors of the State. They shall keep the

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public records and maintain a residence at the seat of government during their terms of office.

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, Attorney General, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

SECTION 4. JOINT ELECTION (REPEALED)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his or her powers, he or she shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become

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Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.

(d)The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his or her office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor.

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2015. House Joint Resolution Constitutional Amendment 23, offered by Representative David Harris.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS,

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THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 8.1 to Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

A bill that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. House Joint Resolution Constitutional Amendment 24, offered by Representative Pritchard.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 8.1 to Article IV of the Illinois Constitution as follows:

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ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

Any bill considered by the General Assembly during the period following the most recent general election and before the convening of the next General Assembly in an odd numbered year that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. House Joint Resolution Constitutional Amendment 25, offered by Representative Hammond.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 8.1 to Article IV and to add Sections 2.1 and 2.2 to Article VIII of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

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A bill that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of three-fifths of the members elected to each house of the General Assembly.

ARTICLE VIII

FINANCE

SECTION 2.1. LIMITATIONS ON APPROPRIATIONS AND TRANSFERS

(a) For the fiscal year ending in 2014 and each fiscal year thereafter, aggregate appropriations and transfers from the general funds are limited as provided in this Section. "General funds" include the General Revenue Fund, the Common School Fund, the General Revenue Common School Special Account Fund, and the Education Assistance Fund and any fund utilized for general or operating expenses. "Appropriations and transfers" do not include (i) reappropriations from a previous fiscal year, (ii) those made for debt service payments, and (iii) those made to a budget stabilization fund.

(b) Aggregate fiscal year appropriations and transfers from the general funds may not exceed the limitation amount. For the fiscal year ending in 2014, the limitation amount is the aggregate amount of appropriations and transfers from the general funds in the fiscal year ending in 2010, as adjusted as provided in this subsection (b) for the fiscal years ending in 2011, 2012, and 2013. For the fiscal year ending in 2015 and each fiscal year thereafter, the limitation amount is the aggregate amount of appropriations

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and transfers from the general funds in the previous fiscal year, as adjusted as provided in this subsection (b). For the fiscal year after a fiscal emergency is declared under subsection (c) of this Section, the limitation amount is the aggregate amount of appropriations and transfers from the general funds in the fiscal year in which the fiscal emergency is declared minus the specific dollar amount by which the limitation amount was increased for the fiscal emergency, as adjusted as provided in this subsection (b). The adjustment is the average annual percentage change in the average per capita personal income for Illinois for the 5 most recent calendar years for which data is available, as defined and reported by the United States Department of Commerce, or its successor.

(c)The Governor may declare a fiscal emergency by filing a declaration with the Secretary of State and copies with the Senate and House of Representatives. The declaration must be limited to only one State fiscal year, set forth compelling reasons for declaring a fiscal emergency, and request that the limitation amount for that fiscal year be increased by a specific dollar amount. If the Comptroller and Treasurer advise the General Assembly that they concur in the Governor's declaration, then by a record vote of three-fifths of the members elected to each house, the General Assembly, by law conditioned upon the approval of a majority of voters in the next general, primary, or special election, may authorize increased appropriations and transfers in a specific dollar amount that is no more than the increased amount requested by the Governor in the

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declaration. "Emergency" means extraordinary circumstances outside the control of the General Assembly, including catastrophic events, such as a natural disaster, terrorism, fire, war, and riot, and court orders or decrees.

(d) If the general funds revenues for a fiscal year exceed the limitation amount for that fiscal year, then those excess revenues must be deposited into the Past Due Paydown Fund, State Budget Stabilization Fund, and the Taxpayer Relief Fund as provided in subsections (e), (f), and (g).

(e) The Past Due Paydown Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period for each fiscal year beginning in 2011, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the Spending Growth Index limitation and transfer to the fund any amount necessary up to the total past due operating debt owed by the State as of the close of fiscal year 2010. The General Assembly may authorize transfers, appropriations, and allocations from the fund only to fund the costs of paying down the remaining past due debt until such debt is zero. Any remaining funds shall be transferred to the State Budget Stabilization Fund.

(f) The State Budget Stabilization Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period of each fiscal year, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the expenditure limitation

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described in subsection (b) of this Section and above the amount necessary to fully fund and pay down the past due operating debt to zero. The fund may not exceed 8% of the total General Fund revenues received in the immediately preceding fiscal year. The General Assembly may authorize transfers, appropriations, and allocations from the fund only to fund the costs of State government up to the expenditure limit calculated by law in years when State revenues are less than the amount necessary to finance the level of expenditures permitted by law. Transfers require a three-fifths supermajority vote of the General Assembly. The money in the fund may be invested as provided by law, with the earnings credited to the fund. At the close of every month during which the fund is at the 8% limitation, the State Comptroller shall transfer the excess to the Taxpayer Relief Fund.

(g)The Taxpayer Relief Fund is established as a special fund in the State treasury and must be administered for the purposes identified in this Section. At the close of the lapse period of each fiscal year, the State Comptroller shall identify the amount of General Fund unappropriated surplus above the State expenditure limitation and above the amount necessary to fully fund the Past Due Paydown Fund and the Budget Stabilization Fund. By September 1st annually, the State Comptroller shall notify the Commission on Government Forecasting and Accountability and the Department of Revenue of the amount in the fund as a result of the transfers. If the amount in the fund exceeds 1% of General Fund expenditures, then the General Assembly shall,

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by September 15th, enact legislation to provide for the refund to taxpayers of amounts in the fund. Refunds may take the form only of temporary or permanent broad-based tax rate reductions. If the General Assembly does not enact legislation by September 15th to provide refunds, then the State Comptroller shall, by September 30th, notify the Department of Revenue of the amount in the fund. The Department of Revenue shall calculate a one-time bonus personal exemption refund. The amount of the personal exemption refund must be calculated by dividing the amount in the fund identified by the State Comptroller by the number of personal exemptions claimed on income tax returns filed for tax year beginning in the previous calendar year. The Department of Revenue shall issue a refund by October 30th to a taxpayer who filed an income tax return by April 15th of the same calendar year based on the number of exemptions claimed (times refund per exemption) on the taxpayer's return without regard to the taxpayer's tax liability for the year.

SECTION 2.2. OBLIGATIONS TO RETIREMENT SYSTEMS AND PENSION FUNDS

In each fiscal year, obligations of the State to retirement systems and pension funds created under the Illinois Pension Code must be met as provided in that Code.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act."

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Clerk Bolin: "First Reading of House Joint Resolution Constitutional Amendment #26, offered by Representative Mussman.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 11 of Article IV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 11. COMPENSATION AND ALLOWANCES

- (a) Except as provided in subsections (b) and (c), a member shall receive a salary, cost of living adjustment, and allowances as provided by law.
- (b) Changes in the salary of a member shall not take effect during the term for which he or she has been elected. An increase in the cost of living adjustment of a member shall not take effect during the term of which he or she has been elected.
- (c) The salary or cost of living adjustment of members of the General Assembly may be increased by a joint resolution adopted by two-thirds of the members elected to each house of the General Assembly. The joint resolution must also be approved by a majority of the electors voting on the question at the next general election following the adoption of the joint resolution.

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SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been a First Reading of House Joint Resolution Constitutional Amendment #26. House Joint Resolution Constitutional Amendment #27, offered by Representative Franks.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 7 of Article III of the Illinois Constitution as follows:

ARTICLE III

SUFFRAGE AND ELECTIONS

SECTION 7. INITIATIVE TO RECALL EXECUTIVE OFFICERS AND MEMBERS OF THE GENERAL ASSEMBLY

(a)The recall of an executive branch officer as identified in Section 1 of Article V may be proposed by a petition signed by a number of electors equal in number to at least 15% of the total votes cast for that office in the election at which the officer was last elected, with at least 100 signatures from each of at least 25 separate counties. A petition shall have been signed by the petitioning electors not more than 150 days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall the officer. The

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affidavit may be filed no sooner than 6 months after the beginning of the officer's term of office. The affidavit shall have been signed by the proponent of the recall petition, at least 20 members of the House of Representatives, and at least 10 members of the Senate, with no more than half of the signatures of members of each chamber from the same established political party. In addition, electors may petition for the recall of a member of the General Assembly. A petition to recall a member of the General Assembly must be signed by electors of the respective Legislative District or Representative District equal to at least 20% of the total votes cast for the office in the election at which the member was elected. The form, circulation, and manner of filing a recall petition shall comply with the requirements provided by law for a statewide advisory public question, except the deadlines set forth in this Section.

(b)The form of the petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the question "Shall (name) be recalled from (office)?" must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 100 days after certification of the petition. A recall petition certified by the State Board of Elections may not be withdrawn and another recall petition may not be initiated against the member or officer during the

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remainder of the current term of office. Any recall petition or recall election pending on the date of the next general election at which a candidate for the office subject to recall is elected is moot.

(c) If a recall petition has been filed with the State Board of Elections, a person eligible to serve in the office with respect to which the recall petition has been filed may propose his or her candidacy by a petition signed by a number of electors equal in number to the requirement for petitions for an established party candidate for the office, signed by petitioning electors not more than 50 days after a recall petition has been filed with the State Board of Elections. The form of a successor election petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the successor election petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the recall petition was filed. Names of candidates for nomination to serve as the candidate of an established political party must be submitted to the electors at a special primary election, if necessary, called by the State Board of Elections to be held at the same time as the special election on the question of recall established under subsection (b). Names of candidates for the successor election must be submitted to the electors at a special successor election called by the State Board of Elections, to occur not more than 60 days after the date of the special primary election or on a date established by law.

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(d)The Executive Branch officer or member of the General Assembly is immediately removed upon certification of the recall election results if a majority of the electors voting on the question vote in favor of recall. If the Governor is removed, then (i) an Acting Governor determined under subsection (a) of Section 6 of Article V shall serve until the Governor elected at the special successor election is qualified and (ii) the candidate who receives the highest number of votes in the special successor election is elected Governor for the balance of the term. If an Executive Branch officer other than the Governor is removed, then the Governor shall appoint a successor as provided in Section 7 of Article V to serve until a successor is elected at the special successor election and qualified. If a member of the General Assembly is removed, then a successor shall be appointed as provided in Section 2 of Article IV to serve until a successor is elected at the special successor election and qualified.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading of the House Joint Resolution Constitutional Amendment #27. House Bill 3553, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 3554, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 3555, offered by Representative Mathias, a Bill for an Act concerning revenue. House Bill 3556, offered by Representative Brown,

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a Bill for an Act concerning revenue. House Bill 3557, offered by Representative Nybo, a Bill for an Act concerning revenue. House Bill 3558, offered by Representative Morrison, a Bill for an Act concerning revenue. House Bill 3559, offered by Representative Cavaletto, a Bill for an Act concerning revenue. House Bill 3560, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 3561, offered by Representative Nybo, a Bill for an Act concerning revenue. House Bill 3562, offered by Representative Kay, a Bill for an Act concerning revenue. House Bill 3563, offered by Representative Roth, a Bill for an Act concerning jobs creation. House Bill 3564, offered by Representative Senger, a Bill for an Act concerning economic development. House Bill 3565, offered by Representative Hatcher, a Bill for an Act concerning revenue. House Bill 3566, offered by Representative Hammond, a Bill for an Act concerning revenue. House Bill 3567, offered by Representative Brown, a Bill for an Act concerning economic development. House Bill 3568, offered by Representative David Harris, a Bill for an Act concerning revenue. House Bill 3569, offered by Representative Cavaletto, a Bill for an Act concerning economic development. House Bill 3570, offered by Representative Sosnowski, a Bill for an Act concerning revenue. House Bill 3571, offered by Representative Hammond, a Bill for an Act making appropriations. House Bill 3572, offered by Representative Rosenthal, a Bill for an Act concerning safety. House Bill 3573, offered by Representative Rosenthal, a Bill for an Act concerning

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State Government. House Bill 3574, offered by Representative Morrison, a Bill for an Act concerning revenue. House Bill 3575, offered by Representative Reis, a Bill for an Act concerning State Government. House Bill 3576, offered by Representative Reis, a Bill for an Act concerning revenue. House Bill 3577, offered by Representative Phelps, a Bill for an Act concerning employment. House Bill 3578, offered by Representative Phelps, a Bill for an Act concerning employment. House Bill 3579, offered by Representative Phelps, a Bill for an Act concerning employment. House Bill 3580, offered by Representative Moffitt, a Bill for an Act concerning finance. House Bill 3581, offered by Representative Gordon, a Bill for an Act concerning local government. House Bill 3582, offered by Representative Gordon, a Bill for an Act concerning revenue. House Bill 3583, offered by Representative Mussman, a Bill for an Act concerning criminal law. House Bill 3584, offered by Representative Sosnowski, a Bill for an Act concerning education. House Bill 3585, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3586, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3587, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3588, offered by Representative Mautino, a Bill for an Act concerning revenue. House Bill 3589, offered by Representative Gordon, a Bill for an Act concerning education. House Bill 3590, offered by Representative Will Davis, a Bill for an Act concerning finance. House Bill

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3591, offered by Representative Mussman, a Bill for an Act concerning public employee benefits. House Bill 3592, offered by Representative Mussman, a Bill for an Act concerning local government. House Bill 3593, offered by Representative Mussman, a Bill for an Act concerning sex offenders. House Bill 3594, offered by Representative Osterman, a Bill for an Act concerning education. House Bill 3595, offered by Representative Osterman, a Bill for an Act concerning public employee benefits. House Bill 3596, offered by Representative Osterman, a Bill for an Act concerning gaming. House Bill 3597, offered by Representative Burns, a Bill for an Act concerning local government. House Bill 3598, offered by Representative Osterman, a Bill for an Act concerning public health. House Bill 3599, offered by Representative Osterman, a Bill for an Act concerning local government. House Bill 3600, offered by Representative Osterman, a Bill for an Act concerning revenue. House Bill 3601, offered by Representative Osterman, a Bill for an Act concerning criminal law. House Bill 3602, offered by Representative Osterman, a Bill for an Act concerning revenue. House Bill 3603, offered by Representative Mussman, a Bill for an Act concerning family trusts. House Bill 3604, offered by Representative Roth, a Bill for an Act concerning ethics. House Bill 3605, offered by Representative Mathias, a Bill for an Act concerning government. House Bill 3606, offered by Representative Hammond, a Bill for an Act concerning elections. House Bill 3607, offered by Representative Mathias, a Bill for an Act concerning elections. House Bill

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3608, offered by Representative Morthland, a Bill for an Act concerning State Government. House Bill 3609, offered by Representative Kosel, a Bill for an Act concerning State Government. House Bill 3610, offered by Representative Tracy, a Bill for an Act concerning State Government. House Bill 3611, offered by Representative Unes, a Bill for an Act concerning State Government. House Bill 3612, offered by Representative Kosel, a Bill for an Act concerning criminal law. House Bill 3613, offered by Representative David Harris, a Bill for an Act concerning criminal law. House Bill 3614, offered by Representative Kosel, a Bill for an Act concerning criminal law. House Bill 3615, offered by Representative Mathias, a Bill for an Act concerning criminal law. House Bill 3616, offered by Representative Kay, a Bill for an Act concerning criminal law. House Bill 3617, offered by Representative Mathias, a Bill for an Act concerning criminal law. House Bill 3618, offered by Representative Kosel, a Bill for an Act concerning criminal law. House Bill 3619, offered by Representative Cavaletto, a Bill for an Act concerning criminal law. House Bill 3620, offered by Representative Feigenholtz, a Bill for an Act concerning safety. House Bill 3621, offered by Representative Feigenholtz, a Bill for an Act concerning criminal law. House Bill 3622, offered by Representative Feigenholtz, a Bill for an Act concerning revenue. House Bill 3623, offered by Representative Feigenholtz, a Bill for an Act making appropriations. House Bill 3624, offered by Representative Feigenholtz, a Bill for an Act concerning safety. House

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Bill 3625, offered by Representative Feigenholtz, a Bill for an Act concerning torture. House Bill 3626, offered by Representative Verschoore, a Bill for an Act concerning government. House Bill 3627, offered by Representative Will Davis, a Bill for an Act concerning agriculture. House Bill 3628, offered by Representative Currie, a Bill for an Act concerning government. House Bill 3629, offered by Representative Currie, a Bill for an Act concerning government. House Bill 3630, offered by Representative Currie, a Bill for an Act concerning government. House Bill 3631, offered by Representative Currie, a Bill for an Act concerning government. House Bill 3632, offered by Representative Currie, a Bill for an Act concerning government. House Bill 3633, offered by Representative Bost, a Bill for an Act concerning public employee benefits. House Bill 3634, offered by Representative Osterman, a Bill for an Act concerning criminal law. House Bill 3635, offered by Representative Bradley, a Bill for an Act concerning public aid. House Bill 3636, offered by Representative Rose, a Bill for an Act concerning civil law. First Reading of these House Bills. First Reading of House Joint Resolution Constitutional Amendment #28. House Joint Resolution Constitutional Amendment #28, offered by Representative Sosnowski.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after

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the adoption of this resolution a proposition to amend Section 7 of Article III of the Illinois Constitution as follows:

ARTICLE III

SUFFRAGE AND ELECTIONS

SECTION 7. INITIATIVE TO RECALL GOVERNOR, EXECUTIVE OFFICERS,
AND MEMBERS OF THE GENERAL ASSEMBLY

- (a) The recall of any Executive Branch officer named in Section 1 of Article V may be proposed by a petition signed by a number of electors equal in number to at least 10% of the total votes cast for Governor in the preceding gubernatorial election, with at least 100 signatures from each of at least 25 separate counties. In addition, the recall of any member of the General Assembly may be proposed by a petition signed by a number of electors equal in number to at least 10% of the total votes cast for that office in the member's Legislative District or Representative District, as applicable, in the general election in which the member was last elected. A petition shall have been signed by the petitioning electors not more than 150 days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall the Executive Branch officer or member of the General Assembly. The affidavit may be filed no sooner than 6 months after the beginning of the officer's or member's term of office.
- (b) The form of the petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and

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sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the question "Shall (name) be recalled from the (office)?" must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 100 days after certification of the petition. A recall petition certified by the State Board of Elections may not be withdrawn and another recall petition may not be initiated against the same officer or member during the remainder of his or her current term of office. Any recall petition or recall election pending on the date of the next general election at which the officer or member being recalled is elected is moot.

(c) If a petition to recall an Executive Branch officer or member of the General Assembly has been filed with the State Board of Elections, a person eligible to serve in the office with respect to which the recall petition has been filed may propose his or her candidacy by a petition signed by a number of electors equal in number to the requirement for petitions for an established party candidate for the office, signed by petitioning electors not more than 50 days after a recall petition has been filed with the State Board of Elections. The form of a successor election petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the successor election petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the recall petition was filed. Names of candidates for nomination to

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serve as the candidate of an established political party must be submitted to the electors at a special primary election, if necessary, called by the State Board of Elections to be held at the same time as the special election on the question of recall established under subsection (b). Names of candidates for the successor election must be submitted to the electors at a special successor election called by the State Board of Elections, to occur not more than 60 days after the date of the special primary election or on a date established by law.

(d)The Executive Branch officer or member of the General Assembly is immediately removed upon certification of the recall election results if a majority of the electors voting on the question vote in favor of recall. If the Governor is removed, then (i) an Acting Governor determined under subsection (a) of Section 6 of Article V shall serve until the Governor elected at the special successor election is qualified and (ii) the candidate who receives the highest number of votes in the special successor election is elected Governor for the balance of the term. If an Executive Branch officer other than the Governor is removed, then the Governor shall appoint a successor as provided in Section 7 of Article V to serve until a successor is elected at the special successor election and qualified. If a member of the General Assembly is removed, then a successor shall be appointed as provided in Section 2 of Article IV to serve until a successor is elected at the special successor election and qualified.

SCHEDULE

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This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This has been the First Reading of House Joint Resolution Constitutional Amendment #28. There being no further business, the House Perfunctory Session will stand adjourned."