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Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on May 29, 2012: recommends be adopted, referred to the floor is Floor Amendment #2 to Senate Bill 3802; and recommends be adopted with a Motion to Concur with Senate Amendment #1 to House Bill 4636 and Amendment #1 to House Bill 5359, Senate Amendment #2 to House Bill 5650 and Senate Amendment #1 to House Bill 5653."

Speaker Lyons: "Good afternoon, Illinois. Your House of Representatives will come to order. Members are asked to please be at your desks. We shall be led in prayer today by Pastor Troy O'Quin, who is with the River Oaks Community Church in South Holland, Illinois. Pastor O'Quin is the guest of Representative Thaddeus Jones. Members and guests are asked to please refrain from starting their laptops, turn off all electronic equipment and rise for the invocation and the Pledge of Allegiance. Pastor Troy O'Quin."

Pastor O'Quin: "All of... Thank... together and to serve You and to do Your will for this state. Lord, God, I pray for all the men and women that are the lawmakers gathered in this room today. I pray that You would give them divine guidance and divine wisdom in all that they do, God. Lord, I pray that You would give them creativity in how to bring in revenue and more revenue for this state, creativity in how to work with the businesses and the entrepreneurs of the state. Lord, God, we pray that You would do amazing things. Let

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this state be a... be a lighthouse on a hill for all the rest of the nation to see, God, as we handle Your business. And Lord, I just pray that You would be with each of them as they go before their constituents and do the will of the people of this state. So, Lord, we thank You for this opportunity. We thank You for this day. And we thank You for Your guide and presence among us. And Lord, we just celebrate You today. And let us all say, Amen."

- Speaker Lyons: "Leader Tim Schmitz, would you and your family please lead us in the Pledge of Allegiance."
- Schmitz and family 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 Lyons: "Roll Call for Attendance. Leader Barbara Flynn Currie, Democrats."
- Currie: "Thank you, Speaker. Please let the record show that Representative Feigenholtz is excused today."
- Speaker Lyons: "Thank you, Leader. Leader Bost, Republicans."
- Bost: "Thank you, Mr. Speaker. Let the record reflect all Republicans are present today."
- Speaker Lyons: "Thank you, Leader Bost. Mr. Clerk, take the record. There's 117 Members responding to the Roll Call, we are prepared to do the work of the people of the State of Illinois. Mr. Clerk."
- Clerk Hollman: "Committee Reports. Representative Nekritz, Chairperson from the Committee on Personnel & Pensions reports the following committee action taken on May 29, 2012: recommends be adopted is Floor Amendment #3 to Senate

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Bill 1673. Representative Zalewski, Chairperson from the Committee on Health Care Licenses reports the following committee action taken on May 29, 2012: recommends be adopted is a Motion to Concur with Senate Amendment #1 to House Bill 5104, Motion to Concur with Senate Amendment #2 to House Bill 5142. Representative Nekritz, Chairperson from the Committee on Judiciary I-Civil Law reports the following committee action taken on May 29, recommends be adopted are the Motions to Concur with Senate Amendments #1, 2, and 3 to House Bill 3801, a Motion to Concur with Senate Amendment #1 to House Bill 3825 and a Motion to Concur with Senate Amendment #2 to House Bill 3825. Representative May, Chairperson from the Committee on Environmental Health reports the following committee action taken on May 29, 2012: recommends be adopted are the Motions to Concur with Senate Amendment #2 to House Bill 1261, Motion to Concur with Senate Amendment #1 to House Bill 3881 and to Motion to Concur with Senate Amendment #1 to House Bill 4526."

Speaker Lyons: "Representative... Leader Tim Schmitz, some introductions are appropriate, I believe. Personal privilege."

Schmitz: "Yes. Speaker, thank you very much. A point of personal privilege."

Speaker Lyons: "Please proceed."

Schmitz: "I'm joined on the floor today by two very special people, my parents, who came down again to make sure I'm voting correctly and I... If we can give them a round of

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applause. They just celebrated their 50th wedding anniversary a few weeks ago so."

Speaker Lyons: "Happy anniversary, Mr. and Mrs. Schmitz. We're proud to have you down here today. God bless. Representative Chad Hays, for what purpose do you seek recognition, Representative?"

Hays: "A point of personal privilege."

Speaker Lyons: "Please proceed, Chad."

"Thank you. If I could ask Christian Cunningham and his parents... Please join me in welcoming Christian Cunningham. Christian's the young man in the red vest. Christian recently won the Today Show Kids' Edition of The Voice. Hundreds of thousands of audition tapes were sent in. Christian was one of several invited to New York City. He got through the preliminaries and in the finals received 70 percent of the vote. Christian is joined today by his parents Derrick and Alicia Cunningham. The mayor of Danville, Scott Eisenhauer is seated right next to him. Scott, give a shout out. As you might know, the community of Danville is well-known for its stars: Dick and Jerry Van Dyke, Gene Hackman, the late, great Bobby Short, Donald O'Connor. Do not be surprised if Christian Cunningham joins that august list. An extraordinarily talented young man, Christian, your state is proud of you."

Speaker Lyons: "Welcome to your Capitol, Cunninghams. We're proud to have you. Congratulations. Representative du Buclet, for what purpose do you seek recognition, Representative?"

du Buclet: "Point of personal preference, Mr. Speaker."

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Speaker Lyons: "Please proceed."

- du Buclet: "I'd like to take this opportunity to introduce to the House the new director of the Illinois Department of Public Health, Dr. LaMar Hasbrouck and his family who's visiting from California. He's with his wife... He's with his mom, Beverly Tolbert, who's from California; his wife, Zuleika Hasbrouck and his daughters, Baele, Maysa, Lalah and his two in-laws, Barbara and Calvin Powell. They're up in the gallery. If we could please... if they could stand we can give them a round of applause. Thank you very much."
- Speaker Lyons: "Congratulations, Dr. Hasbrouck, welcome aboard.

 We look forward to working with you. Enjoy your day down in

 Springfield. Representative Scott Penny on a point of

 personal privilege, Representative?"
- Penny: "Yes, Sir, a point of personal privilege. With me, in the gallery, is a gentleman, Mr. Gary Kusmierczak from Collinsville, Illinois. He and I served together on the Collinsville School Board. That's where we first met. He has served, as all school board members do, without pay for over 12 years to benefit his community. And I'd like to have him recognized here today. Thank you."
- Speaker Lyons: "Welcome to your Capitol. Glad to have you down here. Ladies and Gentlemen, we have some distinguished and very important guests who are here to be introduced today and to greet us. So, I will ask all staff members to please reside to the back of the chamber and conversation...

 Members, please be in your seats. Conversations please come to a close. We have several dignitaries here. And I'll ask for everybody to please be seated. We are indeed honored to

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have a number of Consul Generals here from many Latin American countries here. And to introduce each one of them, I will yield to Representative Toni Berrios for the purposes of introduction. Representative Berrios."

"Thank you, Mr. Speaker, Ladies and Gentlemen of the Berrios: House. Today we have many Latin American country Consul Generals here in the chamber. Their leader of the group is Honorable Gisselle Castillo Veremis. She is the Consul General of the Dominican Republic. We have Honorable Marcelo Suarez, the Consul General of Argentina. Honorable Paulo Camargo, Consul General of Brazil. Honorable Raul Fernandez Daza, Consul General of Chile. Honorable Jose Gomez, Consul General of Columbia. Honorable Patricia Maza Pittsford, Consul General of El Salvador. Honorable Eduardo Arnal, Consul General of Mexico. Honorable Carmen Fontes, Consul General of Spain. Honorable Nury Bauzan, Consul General of Uruquay. Honorable Jesus Rodriguez, Consul General of Venezuela. And the Honorable Hugo Hun, Consul General of Guatemala. Can we... will you please welcome them to Springfield."

Speaker Lyons: "It's now my privilege, Ladies and Gentlemen, introduce to the contingency speaker to us today, who is the Consul General from the Dominican Republic, the Honorable Gisselle Castillo Veremis. Representative... Veremis."

Gisselle Veremis: "Thank you very much, State Representative Lyons. Good morning, actually, good afternoon, everyone. Distinguished colleagues, good morning. Well, again, good afternoon. Today we are here and we feel very honored and

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on behalf of all my colleagues I would like to thank all of you for receiving us and for attending our dinners, a special moment. We believe that this visit is a great opportunity to continue creating stronger ties between the government of Illinois, the House of Representatives and the Latin-American community of Illinois. As we represent the governments of our countries and the needs of our people, we would like to strengthen this relationship. It is important for us to create this link as well it is important for the... the State of Illinois to consider this relationship since we represent the 13.5 percent of population and also the Latin-American community is fastest growing minority community in the Illinois. And today, we would like to take this occasion to present to all of you the ... our interest in developing this relationship as well... because we... we believe that together we can make this better for mutual benefits for our people as well to the government of Illinois. We have so many working class... Latino working class in the state and children that will be the future of the State of Illinois educating in the Illinois system... educating in the Illinois system. We also would like to add and extend our deepest appreciation to the Speaker of the House, Mr. Michael Madigan and to all of you to give us this opportunity to be here today. And also, we would like to thank State Representative Toni Berrios to, one more time, make this encounter possible and to provide us all the help and support. Thank you, Toni. Thank you very much from our heart. And thank you very much to all of you and please for

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accommodation of State Representative Arroyo, I will say some words in Spanish. Latinos, amigos... Unidos, los latinos son más fuertes, por lo tanto, por favor háganos llegar su apoyo y que no se nos ignore-nos dan una forma en que nuestro pueblo pueda seguir desarrollándose en el estado de Illinois independientemente de las circunstancias que se pueden encontrar, muchas gracias. (Latinos, friends... United, Latin's are stronger, therefore, please give us your support and do not ignore us, give us a way that our people can continue developing in the State of Illinois regardless of circumstance that they may encounter, many thanks.) God bless all of you and thank you, again."

Speaker Lyons: "I'm advised that there will be an opportunity for some picture taking here on the side of the podium. So, I believe Jeff's on the floor to take pictures, so is Russ. So, if you want to have a photograph taken, they're available. Leader Mike Bost, I believe the Republicans are..."

Bost: "Thank... thank you, Mr. Speaker. The Republicans received...
request an immediate caucus."

Speaker Lyons: "Republicans request a caucus. Leader Bost, I've been notified at somewhere about 90 minutes, an hour and a half?"

Bost: "Ninety to... yeah."

Speaker Lyons: "Okay. So, we'll recess to the call of the Chair at 2:00. Republicans caucus in Room 114. Democrats enjoy your lunch, be back here by 2:00. House will come to order. Representative David Harris."

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- Harris, D.: "Thank you, Mr. Speaker. Before we get into our business of the afternoon, I'd like to put into the record that despite the... or in addition to the White Sox being a red hot team in Illinois right now, there's another red hot team in Illinois right now and that is the Northwestern University women's lacrosse team that this past... past Sunday won the NCAA championship for the seventh time. That's seven out of eight years and they have an absolutely astonishing record since 2005 of 168 victories, only 9 defeats and on their home field, they're next to impossible to beat winning 82 times and losing only twice in that period. So, congratulations to those Lady Wildcats."
- Speaker Lyons: "Way to go, Northwestern. We're all proud of you. Congratulations. I wish your good luck would rub off now on the football team and the basketball team. Members, I'll be going on page 4 and 5 on Senate Bills-Third Reading. Some of these have been called in the past and have not... the Sponsors have decided not to run, but we'll go through some of these Bills. Starting with page 4 of the Calendar, Representative Jack Franks, Senate Bill 408. Out of the record. Representative Connie Howard, you have, on page 4 of the Calendar, Senate Bill 1338. Read the Bill, Mr. Clerk."
- Clerk Hollman: "Senate Bill 1338, a Bill for an Act concerning criminal law. Third Reading of this Senate Bill."
- Speaker Lyons: "The Lady from Cook, Representative Connie Howard."
- Howard: "Yes. Thank you, Mr. Speaker. My colleagues, Public Act 97-050 called for the establishment of a task force that

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would accomplish inventorying of employment restrictions. It seems that they've not had enough time to finish their work in order to be able to make a report on September the 1 of this year. They're asking for additional time and this Bill would extend the time for the deadline for the report until July 1, 2013. Green votes, please."

Speaker Lyons: "You've heard the Lady's explanation on Senate Bill 1338, is there any discussion? Seeing none, all those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Kelly Burke, Morrison, Ramey, Smith, Sommer, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there's 116 Members voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On page 5 of the Calendar, Leader Chuck Jefferson, you have Senate Bill 3257, Chuck. Out of the record. Representative Lisa Dugan, on the bottom of page 5, Lisa, you have Senate Bill 3441. Out of the record. Representative Ed Sullivan, the bottom of page 5, you got Senate Bill 3450. Out of the record. Mr. Clerk, continuing on Senate Bills-Third Reading, Representative Hernandez, you have Senate Bill 3458. Representative Hernandez, would you consider calling Senate Bill 3458? Read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 3458, a Bill for an Act concerning criminal law. Third Reading of this Senate Bill."

Speaker Lyons: "Representative Hernandez."

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Hernandez: "Thank you, Speaker. Senate Bill 3458 is a proposal by the chairman of the Prison Review Board to seal certain low level, nonviolent felony offenses. The purpose of the legislation is to allow people who are seeking jobs with a one-time conviction and allow them an opportunity to get a job and get out of criminal activity. This is not soft on crime, but allows a person with one-time conviction to seal that record and find a job. There is no opposition to the Bill. I ask for your 'aye' vote."

Speaker Lyons: "You've heard the Lady's explanation. Is there any discussion? Leader Mike Bost."

Bost: "Thank you, Mr. Speaker. Hold on, give me just a minute here. Mr. Speaker, is it the… is it… may the Spon… will the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Bost: "You say that there's no opposition to the Bill, but our analysis shows it... was that on the first part of the Bill?

Has there been an Amendment added..."

Hernandez: "Yes."

Bost: "...that now changes it? Okay."

Hernandez: "Yes."

Bost: "Okay. What was the problem with the original Bill and what did the Amendment do that made it to where there's no opposition?"

Hernandez: "So, the opposition or the concerns wa… were that the… the banks were not part of the list to review records for them to view. And the other was we talked about restricting it more to a one-time… this is only a one-time deal they can do this."

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Bost: "The original opposition was from what groups?"

Hernandez: "Well, there was concern... one of the Representatives did have a concern about it, but the bankers did... did address it or did have concern with it."

Bost: "You don't... you... Well, the bankers' concern though, what was that on? What exactly did the language say that their concern was?"

Hernandez: "It allows that the bank… certain banks can review the records. If there is an application of an individual, they can view their records as well."

Bost: "Okay. So..."

Hernandez: "They did it before. They did it before."

Bost: "So, as the way the Bill is written now, there is still an ability to review the records? Is that correct?"

Hernandez: "I'm sorry, Representative. What was your question?"

Bost: "Just as the Bill is written now, these records for certain points can still be opened for review, correct?"

Hernandez: "Yes. It allows..."

Bost: "Okay."

Hernandez: "...banks to review the records."

Bost: "Okay. Is... what is the reason we feel that we need to seal these records in the first place or allow the courts to seal these records? What... what happens? Why would... why would... why would we want to seal these records?"

Hernandez: "Well, individuals that have come in some sort of problem in their time that they had a run-in with the law and these charges or felony charges that are on their record are the low... low type of... low level type of nonviolent crimes that this particular Bill is addressed

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to. So, these individuals who did maybe something... got caught up on something at a young age and has been trying to find a job, a stabilized job, have been... they have been having trouble because of this certain charge or this felony on their record. So, this... this Bill will aim at those nonviolent type of crimes and would seal the record of..."

Bost: "Okay."

Hernandez: "...so that individuals could..."

Bost: "Here's a question I have for you..."

Hernandez: "...find a job."

Bost: "...as well. Right now, if a person is charged with a felony of any type, they lose their FOID card and their ability to own or possess a firearm. Once this is sealed does that then allow them that opportunity as well, to come back to that?"

Hernandez: "No."

Bost: "Okay. Are you for that?"

Hernandez: "Am I for that?"

Bost: "Yeah. Would you be for that that we would come back at some other time and draft legislation that would allow them to do that as well?"

Hernandez: "Representative..."

Bost: "Because... because if it's a nonviolent... What we're saying here is, is that okay... and we understand how this happens. What we've done over the years is, is we have created law quite often that falls under a felony class and I've watched it happen and these are things that maybe whenever I was a child growing up or a teenager you could do certain

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things and it was wrong, you get your hand slapped and you get a misdemeanor, but now we've created felons of these. So, now we're using this piece of language to hide that and say we don't really want them to... even though they were charged with a felon, we don't want that reported out there. But likewise, those nonviolent crimes stop children in my area or young men and young women in my area that maybe they made a silly crime that all of a sudden when they are older and they want to take their child hunting or whatever they can't do that because they have a felony on their record. That's what I'm saying. That's about what you're wanting to do here, correct, except for the fact that they're not going to be able to get their FOID card back."

Hernandez: "So, Representative, the Bill aims at no sex offenses, no crimes of violence, no domestic violence cases..."

Bost: "I agree."

Hernandez: "...including aggravated assault, violation of an order of protection, domestic battery, aggravated battery and aggravated domestic battery, no gun cases, no driving under the influence cases. That's what this Bill aims..."

Bost: "Yeah. I..."

Hernandez: "...at those offenses."

Bost: "...and I understand that. I'm over here by the... I understand that, but what you're saying is, is you're wanting to... because we have created certain laws and made them Class III or IV Felonies, and odds are they were probably misdemeanors until just a few years ago, but we've

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done that, now what we need to do is go ahead and hide these records so it doesn't really hurt them any time, correct? That's what you're saying. And I don't disagree with you. I'm just asking if that's what you're saying."

Hernandez: "Well, I'm just trying to help those individuals who are just trying to make a better life, you know..."

Bost: "Okay."

Hernandez: "...and that's just to stabilize jobs."

Bost: "And... and a better life in your area is having a good job; it is in mine. But a better life in my area, as well, and this is all I'm saying is, is that if we would on the FOID card issue and simply provide that as well, they could go hunting with their children. If they aren't... if they didn't have a violent crime, but you see that's the problem. When we create felonies on what were misdemeanors around here and we say we're going to be tougher, but we run into problems like this. Representative, I'm not in opposition to your Bill. I'm just trying to express a point and a concern that I have that, rather than looking to hide these felonies, why don't we go back and analyze which felonies maybe should still be misdemeanors that we've changed over the years. Thank you, Mr. Speaker."

Speaker Lyons: "Representative Dennis Reboletti."

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

Speaker Lyons: "Sponsor yields."

Reboletti: "Representative, I appreciate your work on the Bill.

I'd asked you to make some changes and I also asked you to
speak to IRMA, and IMA, as well as the bankers. And can you
tell us how those conversations went and why we have one of

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the Amendments that we have? It is... it is pretty loud. Thank you, Mr. Speaker."

Hernandez: "Well, the concern was just that that if there was a financial offense that took place banks, in particular, were interested in being able to review records. So, we were open. And this is... let me remind you this is a piece of legislation that comes from the chairman of the Prison Review Board. So, he... he along with myself worked to pretty much any concerns that were... that were open we just tried to work with them."

Reboletti: "And I did request you at a couple of committee hearings ago that you would talk to IRMA and the manufacturers and they didn't take any position on the merits."

Hernandez: "They did not."

Reboletti: "And I appreciate you doing that. This also requires that the PRB has to vote unanimously to recommend a sealing before it goes to a Circuit Court..."

Hernandez: "That's..."

Reboletti: "...where the crime happened, right?"

Hernandez: "...that's correct, Representative. So, it doesn't stop at the Prison Review Board. They simply give a recommendation and ultimately, it's the judge who has the say."

Reboletti: "After you move to seal the offense… offenses that are listed here, you can only do it one time, right?"

Hernandez: "Only once and that is... Thank you very much,

Representative. That was upon your request."

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- Reboletti: "And I appreciate you putting it in there. And how long do you have to wait from the time that you complete your sentence on parole before you can... you can file a petition with the court... with the PRB and then with the court?"
- Hernandez: "So, it's five year, you have to have a... five years from conviction and you cannot have any police contact or any other problems during that time or else you have to start all over."
- Reboletti: "So... that's another important part. So, if you get caught driving with a suspended license or an ordinance violation, the clock starts all over again, right?"

Hernandez: "That's correct."

Reboletti: "And at the court proceedings, would the state's attorney, if there's a victim, will everybody have a chance to discuss the sealing before it is... the judge makes an ultimate decision?"

Hernandez: "Yes. That's correct."

Reboletti: "To the Bill. I'd like to thank the Lady for her work on this. I think it makes some sense to give people one more chance after they've taken five years to show that they've been able to live a productive life and are trying to make themselves better. And I would urge an 'aye' vote."

Speaker Lyons: "Representative Jim Sacia."

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

Speaker Lyons: "Sponsor yields."

Sacia: "Representative Hernandez, I applaud you and I stand with you on this Bill. I think what you're trying to accomplish is very meritorious and Representative Reboletti

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brought out the vast majority of those issues. It's... it's fair to say that the ultimate authority, if the Prison Review Board determines that it would be good to do this, that the arresting authority or the Illinois State Police is the ultimate authority. Is that correct?"

Hernandez: "That's... that's correct."

Sacia: "Okay. Again, I think what we have here, Ladies and Gentlemen of the House, is a situation where many folks get caught up in something and they serve their time, as was pointed out by Representative Reboletti, five years passes, they're trying to get their life together. Unfortunately, they can't get work because they have a felony. And your legislation corrects that if certain criteria are met. This is not a walk in the park to get that. Would you agree?"

Hernandez: "That's correct."

Sacia: "Absolutely. They are going to have to prove that they are meritorious citizens. They are trying to fix their... their situation in life. They don't want to go back to the penitentiary. They don't want to have to live a life where they can't be productive members of society. Representative, you have a good piece of legislation and I stand proudly with you."

Hernandez: "Thank you, Representative."

Speaker Lyons: "Representative Lisa Hernandez to close."

Hernandez: "I just urge your 'aye' vote. Thank you."

Speaker Lyons: "The question is, 'Should Senate Bill 3458 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish?

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DeLuca, Hatcher. Mr. Clerk, take the record. On this Bill, there's 83 Members voting 'yes', 34 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Reboletti."

"Mr. Speaker, I rise on a point of order. Under Reboletti: House Rule 18(g), I move for the discharge of Amendment #4 to Senate Bill 1673. Under House Rule 54(a)(2), all Motions are assigned Standard Debate status and I wish to debate my Motion. Upon the conclusion of the debate, I ask for a recorded vote on the Motion to discharge. Under Rule 49 in Article 4 Section 8(c) of the Illinois Constitution, any vote shall be bv recorded vote whenever Representatives shall so request. There's at least five Members on my side of the aisle that wish for a recorded vote on the Motion. And I move to discharge Amendment #4 to Senate Bill 1673."

Speaker Lyons: "Majority Leader Barbara Flynn Currie."

Currie: "Thank you, Speaker. I object to the Motion."

Speaker Lyons: "Minority Leader Tom Cross."

Cross: "Thank you, Mr. Speaker. To the Motion and to the Amendment on Senate Bill 1673. It's a fairly simple Amendment and it really will help us decide whether or not we do pension reform in the State of Illinois in any meaningful way. And you have in your hands, on the other side of the aisle and in your power in the Speaker's Chair, the ability to decide... I'm going to take my time as long as it's quiet, Mr. Speaker, if you could keep it down. This is the issue of the day."

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Speaker Lyons: "Ladies and Gentlemen, the Minority speaker of the House of Representatives would like to have your attention and I agree with him. Please keep your conversations down. Tom Cross."

"You can decide whether or not you want to do pension Cross: reform with this Amendment. It's a fairly simple Amendment. It simply says that from the pension Bill that was filed this morning at 7:50 a.m., 10 minutes before committee, that we will take out the cost shifting to local schools at the suburb... in the suburban and downstate areas of the state. The Bill that was filed at 7:50 a.m. this morning does not affect Chicago schools in any way. It simply says downstate and suburban schools you will be on the hook for normal cost and unfunded liability that occurs as we move forward. The unfunded liability number... or the normal cost number could be as high as 6 to 9 percent, the unfunded liability number, depending on what the market does, what assumptions we do with interest rates, will take that number even higher. So, what that means for downstate and suburban schools is, on top of the fact that we're \$800 million behind in paying you, you are going to have at the end of the day about anywhere from 8 to 12, maybe even higher, percent of money less available to you for your schools. And more importantly, at the end of the day, to our taxpayers and our property owners, you will suffer because the state decided to shift its responsibility on to your backs. About a week ago, I stood at this podium or in this chair and said, congratulations to all of you for the work you did on Medicaid reform, a bipartisan collaborative

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effort that brought together both chambers, all four... both Parties, the Governor's Office in a collaborative effort to do something no one ever thought we would do, and we did it. Was it perfect? Maybe not. Could we do more? I think some would say yes, but it was pretty good. And we did it because I thought we had entered into a new era of working together. Oh, my word. Working together on big issues of the day because this state is on the verge of economic collapse, economic collapse. As I've said to you before from this spot, Members of our caucus and our Parties said, why we working with the Democrats? They caused the mess. And we say... I say, we have a responsibility 'cause it's so bad and let's work together. Two or three weeks ago I stood up here and said good job. We came together as a Senate and as a House and Republicans and Democrats to address the issue of retiree health care. Not an easy task, but we worked together and we did it, entered a new era of Illinois government. The Speaker came to me this year and said, can we work together on the budget in a bipartisan collaborative manner? Same kind of concerns from our caucus, same answer, why, yes. We have a mess. Let's work together. Together, give and take; we have some ideas, you have some ideas. We find consensus. We did some things we didn't like; you did some things you didn't like. But we didn't force things down each other, we came together and have addressed three of the real big issues. And then, the biggest issue... the biggest issue, pensions, \$85 billion in unfunded liability. You've heard the drill; to go bankrupt or we crowd out other services. We're going to cut the

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budget perhaps 900 million depending on what happens there and we start out working together. Wow. I had the false sense and hope that we were going to actually do something on pensions. Collaborative effort: Elaine Nekritz, Darlene Senger, Bill Brady, Senator Noland working together and then all of a sudden the Speaker said to me several weeks ago, I don't know that we should do TRS. I said, well, TRS why wouldn't he do it; it's half the problem. Well, we should do SURS and SERS, I said, yeah, but I assume you want to GA. And I said, well, what about TRS? He said, why don't you... why don't we wait and do it in the fall. I said, you know, I don't think that makes a lot of sense. I know it's easy politically to do that, but why would you do that? Well, I just don't know that we want to tackle it now. I said, well, I think that's a mistake. And... and he... so, you know, that every time we've talked I've said we've got to do all these things if you want us... we like working with you, but this is one of the things we have to do. So, we kind of played this game of going back and forth on whether we're going to do it and last week he said, well, you know what, I think we will do them, but we're going to put in the cost shift and impact downstate and suburban schools to the tune of 8 to 12 to higher percent, to their detriment and again, not the schools but the kids and the taxpayers and the property owners. What do you do about Chicago, Speaker? We're not going to touch Chicago. I said, well, we don't think this works. We've told you from day one we're not on this program. Is our... are our days of collaboration and bipartisanship over? I said I'm willing

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to talk to you about a different approach. Maybe there's a compromise here. That's what life's about, isn't it and a new day? He said, no, this is what we're going to do. We've got some ideas and I don't know, make... get them to one of the guys on our staff. I said, well, we're willing to talk to you. And it became clear, over the last couple days, that he was going to go down a route that reminded me of the old days of Mike Madigan. No more collaboration, no more bipartisanship, but this will be my way and if you don't like it, too bad. And the biggest issue of the day, the biggest liability that the state's ever seen, we're on the verge of getting it done and he says no more. I've got a different idea, take it or leave it. And then he has the audacity in committee this morning to say, people need to take responsibility for their actions. Maybe you need to take responsibility, Mr. Speaker, for your actions because... think about this, Mr. Speaker, for the last 40 years you have had your fingerprints on the mess we have today. Not making pension payments, go find Rod Blagojevich and ask him what it was like a few years ago when he and Speaker Madigan decided not to make a pension payment. That's what happened the last time we didn't make a pension payment and we caused this mess and exacerbated the problem. You want to be the head of a union in the City of Chicago or the State of Illinois and go teach for one day so you can be part of TRS? Who do think's responsible for that? Be a Chicago laborer because of a Bill we passed and you can collect two pensions. Being here more than 20 years and you get a 3 percent increase in your COLA. Who needs to take

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responsibility for their actions? We need responsibility for our actions. We need to pass a pension Bill. We need to do it now. Whether there's a cost shift in here or not, the savings are the same. Whether there's a cost shift or not, the savings are the same. I don't know what the numbers are. We got a Bill at 7:50 a.m. this morning, 7:50 a.m., with a committee that started at 8:00, we don't know what the savings are. We're going to have those analyzed, but whatever they are you don't need to do a cost shift to get the savings. So, at the end of the day, we don't need to pit downstate and suburban school people against Chicago. We had enough of that. We're one state; we hear that all the time and we are. We benefit from you; you benefit from us. But what you've done in this has caused a warfare between upstate and downstate and Chicago schools. I don't think that's healthy, but that's what we're doing here today. And we're saying to taxpayers and suburban and downstate schools, sorry, we caused the mess; you fix it. You fix it. That's not acceptable. It really begs the question though, are you really serious about this cost shift or are you looking for an excuse not to call the Bill? Don't you think if we were serious or you were serious on your side of the aisle, there'd be a few teachers running around this building? Remember about four or five years ago when Governor Quinn said, I think we ought to have teachers contribute 2 percent more to their contribution. At the time, kind of bold. All of a sudden there was a rally outside here with 20 thousand teachers in the State of Illinois converging on Springfield and the

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Capitol and said we don't like this. It's certainly... I certainly find it curious that there's not a single rally going on outside this building or inside this building to this Bill. Does that mean maybe the same old game's going on? Hey, wink, wink. Hey, union officials, you take care of me I take care of you. Don't worry about this. This is just a little ploy. The Republicans going to say they don't like the shift and then I'm simply going to take the Bill out of the record or I'll call. It's going to fail and say, I tried, but they didn't like it. But you don't need to come down, it isn't really, really going to happen. We'll put this off 'til the fall; we'll get through the election. I'm your buddy; you're my buddy. That's how it's been for 40 years. And then, we'll we'll just we'll blame other people not ourselves. Accept responsibility? Maybe it is time we accept a little responsibility. We're ready to accept responsibility. We didn't short the pension payments. We weren't involved in those enhancements that get paid for, but didn't we want to accept the responsibility. We want to pass a pension Bill. You can do it today. Take the shift off. Let's get back to that collaborative effort that we all thought was great and did work. It really did work. A beautiful thing, imagine that. And let's do that. Let's pass pension reform and be done with it. On another note, Mr. Speaker, I don't know where the Governor is. I haven't seen him here in the last couple months, but assuming he's listening or someone talks to him, Governor, you can't let us be done with this issue. Let's find out who the real Governor is here. Let's figure

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out who's in charge. And we cannot be done here without doing real pension reform. That mean... may mean next week. That may mean June, July or August, maybe a Special Session, but to go home here with an excuse on not doing TRS because we didn't do a shift because someone didn't like it is unacceptable. You need, as Governor, to take charge of this place as the Governor as the CEO, somebody who said we need to do real pension reform and get it done. Get people back together, find a happy medium, if there is one and get it done. So, Mr. Speaker, I've gone on awhile. I apologize for raising my voice. I'm... I'm... I've gone from anger in this process to frustration to wanting to give up, but I'm... and I'm dismayed that we fall back into the same old tricks that we've seen... the old trick bag that ... that's full of tricks. I'm not getting something done and not addressing the real problem and it's disappointing. And it's frustrating and I should be angry and you should be angry and teachers, as much as they don't want us to do this, ought to be angry and state employees 'cause they deserve some finality. They deserve some answers as do the taxpayers. People are tired of this issue. We have good teachers; we have good state employees; we have good university employees and they've been maligned over the issue... this issue unfairly. This is purely a numbers issue. It shouldn't be about the quality of our teachers, the quality of our state workers. They're good people and we need to provide to them a stable pension system and that our taxpayers know it's stable and that it's funded properly. It's not ... we can't keep doing this. We're going

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to do this in the fall. What's the excuse then? Oh, wow, we can't do it in the fall because there already... it'll be something. It'll be something; it's always something. We respectfully want to vote on this. It was interesting today that even Democrats, in newspapers around the state, talked about the craziness of the shift. We know this isn't real. Thank you, Mr. Speaker. And I appreciate the opportunity to speak."

Speaker Lyons: "Speaker Madigan."

"Mr. Speaker, on a point of personal privilege. I Madigan: believe my name was used in debate. I didn't hear all of the Gentleman's remarks, but I heard some of them. And yes, a lot of frustration here in the House of there is Representatives and the General Assembly. We experience it all of the time on a whole variety of issues. Frustration, tension, interaction with different personalities pursuing different agendas, that's life in the General Assembly. That's life in the House of Representatives. I experience all of that; we all experience all of that. I don't plan to respond in kind; simply going to say that many people have worked on the question of pension changes, pension reform for several, several weeks, I being one of them. I've adopted a certain position on pension change. Some of you agree with me, some of you don't. That's what happens here legitimately and that's what should happen. That's why we come here. That's why we're sent here. To shape issues, debate issues, agree, disagree, but it doesn't serve any purpose to let our frustration and our disappointment get away with itself. Doesn't help. We have several major

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issues to be resolved before we end the Session. I plan to work deliberatively on all of those issues. I don't plan to issue many threats. I don't plan to issue any kind of statements which are designed to be derogatory toward anybody. There's been some directed at me, some have already been printed in the media. I don't plan to respond to that. I simply say we're here, most of us recognize that Illinois pension systems are financially the current unsustainable. Everybody pretty much acknowledges that and there's has to be some kind of change. So, I would simply ask everyone, let's not get swept up in the emotion of the minute. Let's just keep our focus, continue to try and educate ourselves on these issues and move toward good, solid decisions as to how we can solve these problems. Thank you very much."

Speaker Lyons: "And our Leader Cross."

Cross: "Just one observation. I find it ironic that we have been told by the Speaker that we come here to debate and have different views and have the opportunity to express ourselves but yet we don't have an opportunity on this particular view we have to debate it or to even vote on it. It seems to be a huge contradiction, Mr. Speaker, but thank you for the time."

Speaker Lyons: "Representative Reboletti."

Reboletti: "Mr. Speaker, pursuant to House Rule 57(a), I move to appeal the ruling of the Chair that there be a recorded vote and the discharge of Amendment #4 to Senate Bill 1673."

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- Speaker Lyons: "I'll defer that question to the parliamentarian, Mr. Reboletti."
- Parliamentarian Wier Vaught: "Representative Reboletti, on behalf of the Speaker, your Motion is out of order given the number 18(g) the presi... the ruling of the presiding officer cannot be challenged."
- Speaker Lyons: "Representative Reboletti."
- Reboletti: "Will this Amendment be getting out of the Rules
 Committee anytime soon for debate?"
- Speaker Lyons: "I'm sure they're aware of your intentions on this. I can't speak for the Rules Committee not being on it, but the Minority Lea... the Majority Leader is here and I'm sure she'll hear your request and take it under consideration."
- Reboletti: "We have... we have 72 hours to end of Session. I certainly hope that the opportunity to be debated will occur here very quickly."
- Speaker Lyons: "Leader Mike Bost."
- Bost: "I said it once, I've said it many times on the floor. Once again, total power in one person's hands, not the American way. These damn Bills that come out of here all the damn time. Come out of here at the last second and I'm not trying to figure out how to vote for my people. How ashamed of... are you should be. You should be ashamed of yourselves. I'm sick of it. Every year we give power to one person. It was not made that way in the Constitution. He was around when it was written. Now, we give it... we've passed rules that stop each one of us. Enough. I feel like somebody trying to be released from Egypt. Let my people

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go. My God, they sent me here to vote for them. They sent me here to vote for them, to argue for them, but I'm trapped. I'm trapped by Rules that have been forced down our throats. Folks, we live in a democracy, but not here, but not here. So, you go back and you tell your people, I'd like to do that, but the Speaker has so much power and so much control and each one of us do in their districts and have to go back and say that. And you can say on your side of the aisle, oh no, no, that's not the case, but yes, you do. All of us know you have to deal with it. When's it going to stop?"

Speaker Lyons: "Back to the order of the Calendar. On page 6 of the Calendar... Representative Arroyo, for what purpose do you seek recognition?"

Arroyo: "Mr. Speaker, I wanted to talk to Representative Bost. I felt as frustrated as he was not too long ago when we went and we worked with the Appropriations Committee for two months about going line by line and we had a Bill that was agreed to by both sides. And I thought we did a good job together working hand in hand with each other and then today, this morning, I hear that they're not on the Bill. That it's not agreed upon because of one little issue that they didn't want to vote on the pension, they were off the pension. I think that we, as Appropriations Chairman, did a good job and working for two months here, and I got a little frustrated myself in my committee. It wasn't easy. I didn't throw no papers at anybody. I didn't... which I wanted to... which I wanted to. I had discussions with the Republicans in my committee. We disagreed but we also

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agreed and we came out with an agreed Bill in Public Safety. But I don't think that I could ever get that mad as Representative Bost just did in... on the floor in my committee, but I was the bad guy. They would say, Representative Arroyo is not... is not helping us. He's not being courteous to us. He's not... I think I've bent backwards... I've bent over backwards. I want to close two prisons. Tamms to be one of them because of the inhumane conditions that were going on at Tamms and we all came to an agreement and I looked the other way and I said, okay, we put it back to a medium security prison, I'll allow it to stay open as Appropriation Chairman of Public Safety and our committee also agreed to that. That wasn't a good feeling when I had to go in there and agree to keep that prison open. So, you know, we can have this agreement as we can agree and we can disagree, but you know what, we've got to get along at the end of the day. We want to pass a budget and we want to get out of here the 31 of May. Thank you very much, Speaker."

Speaker Lyons: "Representative Dwight Kay."

Kay: "A point of privilege, Mr. Speaker."

Speaker Lyons: "Please proceed."

Kay: "I can't begin to... to compare with Leader Cross or Speaker Madigan, but I came across something the other day which my father gave me when I was quite young and it might do us all good to listen to this because he wasn't an educated man, he wasn't a politician, he was just an ordinary guy. But it reads like this. It says there's an insurance policy which infallibly protects those who reason for buying is

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that they believe in a thing and its maker. The name of that kindly insurance policy is reputation. There is no higher incentive in human endeavor than the reward of a good reputation. And there's no greater responsibility than the reputation... than the responsibility which the reputation compels us all to assume. Out of the reward and out of that responsibility comes the very best of which heart and mind and soul of man are capable. And I think today my wish is simply this, that we value our reputation and we do that which is necessary to make sure that we better our reputation and not diminish it. Thank you, Mr. Speaker."

Speaker Lyons: "Thank you, Mr. Kay. Representative Acevedo, on page 6 of the Calendar, under Senate Bills-Third Readings, vou have Senate Bill 3621. Out of the Representative Kelly Burke, you have, on page 6 of the Calendar, Kelly, Senate Bill 3765. 3765. Out of the record. Representative Kelly Cassidy, you have on the Order of Third Readings, Senate Bill... Senate Bill 3824. Out of the record. Representative Ken Dunkin, back on page 4 of the Calendar, under Senate Bills-Third Readings, Ken, you have Senate Bill 1967. Representative Dunkin. Read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 1967, a Bill for an Act concerning education. Third Reading of this Senate Bill."

Speaker Lyons: "Representative Dunkin."

Dunkin: "Thank you, Mr. Speaker, and thanks for adopting Amendment #6 yesterday. Essentially, House Amendment #6 becomes the Bill and it gives us a predictor into the

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Monetary Award dollars as of what we allocate in the spring will be allocated in the fall of our mone... Monetary Award or MAP funding. And I would ask for an encouraging 'yes' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. The Chair recognizes Representative Ed Sullivan."

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

Speaker Lyons: "Sponsor yields."

Sullivan: "Representative, can... can you go through that again for our... on what this Bill does?"

Dunkin: "Yes. This is going to provide that the Illinois Student Assistance Commission, in determining the number of annual grants to be offered, shall in no instance assume greater Monetary Award Program dollars or funding than that the program received during the previous fiscal year. Further provides that in the event that the appropriation in any fiscal year proves insufficient to fulfill those MAP grants awarded to students by the Illinois Student Assistance Commission through notification. And also, that the ISAC shall utilize necessary prorating equally between the fall and spring academic semesters."

Sullivan: "So, Representative, we just passed a Bill that basically said we're going to ask people to pay their bills and if that didn't pass and we default on these bonds and we don't have money for the MAP grant, how would that affect this piece of legislation?"

Dunkin: "Can you repeat your question? I didn't hear the first part of it."

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- Sullivan: "So, Representative, on my side of the aisle, passed a Bill in the last few... last week that basically asked people to pay their bills. So, if you had a... in ISAC we have people that refuse to pay the bills over many years and that bill basically would allow us to garnish their wages, if you will, to have that done. So, if this Bill does not pass and signed in to the Governor, which many on your side of the aisle did not... did not favor and we default on these bonds, what happens when there's no money to your Bill?"
- Dunkin: "Well, Representative, that's a different question, a separate Bill. Garnishment of wages are certainly not related to this Bill, and you know, I really can't speak to that because this Bill simply acts as a predictor of what it is that we spend. So, the two are different, same agency, different Bill."
- Sullivan: "So, does this Bill have anything to do with whether people should be qualified for ISAC grants or not?"
- Dunkin: "No, it does not, Sir."
- Sullivan: "Would you mind taking it out of the record and maybe we can talk about adding some provisions for that into it?"
- Dunkin: "You know, let's run another Bill at another time. I would like to move on with this... with this legislation because this gives us a financial predictor when it comes to the Monetary Award Program."
- Sullivan: "So, the second part of this Bill, does it... can you explain what it means by having equal amount of moneys from first semester to second semester?"

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Dunkin: "Absolutely. If a student receives \$4 thousand in a total grant award, in the spring you'll receive \$2 thousand, in the fall you'll receive the additional \$2 thousand. So, it's a predictor of what you received in the spring; you'll receive in the fall."

Sullivan: "What are the dates by which that student will receive the money by which they will use to fund their education?"

Dunkin: "The dates... Representative..."

Sullivan: "I'm leading to a specific question, so just..."

Dunkin: "...the dates are early March and then, I guess, late...

late August for the fall semester."

Sullivan: "So, if a student received that money and then they were terminated or left the university, what would happen?"

Dunkin: "Well, the money would go back to ISAC."

Sullivan: "Is there a certain way that you would retrieve the money from the person? Would you garnish their wages, maybe?"

Dunkin: "Yes. Representative, if a student does not certify on the twentieth day, the money goes to the school."

Sullivan: "Oh, wonderful. Thank you for your comments."

Dunkin: "Thank you."

Speaker Lyons: "Representative Reboletti."

Reboletti: "Will the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Reboletti: "Representative, I'm still trying to find out exactly what this Bill does. I've read our analysis a few times now and the ISAC stuff is not really my expertise,

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but is this saying that at some point in 2011 that there were no MAP funds, but we kept giving money out?"

Dunkin: "No. Here's... here's a perfect example, Representative. Last year, we allocated a certain amount for 400... a little... close to \$400 million in Monetary Award dollars. Our Governor, in fiscal year '12 he extended the application deadline for the Monetary Award Program and this extension produced two consequences. The first consequence of the Governor... the Governor Quinn's mapping... MAP deadline extension was immediate. Hundreds of additional students applied and were awarded the MAP grants. On its face, this consequence does not seem harmful. All of us here in the House wish to help every needy student; however, this cost us an additional \$30 million."

Reboletti: "How does it cost extra money? If you're out of money, how can you give more money out?"

Dunkin: "Exactly. Representative. What we wanted to do was to make sure that our Governor does not extend another deadline which will cost us an additional \$30 million, \$20 million. So, we're trying to come up with predictors that give us a real budget working number instead of having the deadline extended for an additional week, which was the case last year with the Governor. I mean, he extended it for five business days and it ended up costing the state an additional..."

Reboletti: "Mr. Speaker, can we have some order..."

Dunkin: "...\$30 million."

Reboletti: "...in here? I can't hear Representative Dunkin."

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- Speaker Lyons: "Ladies and Gentlemen, shhh, keep the noise level down, please. It's Senate Bill-Third Reading. Representative Reboletti."
- Reboletti: "Thank you, Speaker. I'm sor... Representative Dunkin, you were explaining the... the problems with keeping the enrollment date open for four to five days was a \$30 million shortfall, and then you were talking about... and then I kind of lost you within the volume here."
- Dunkin: "Would you like me to explain it again, Representative?"
- Reboletti: "Not the entire thing. You were getting to the very end where you were saying that we extended it \$30 million...

 How many more applicants applied in that narrow timeframe, four or five business days?"
- Dunkin: "We had about a... we had hundreds. And the number added up to this ISAC awarding them, even though we did not have the money, an additional \$30-plus million."
- Reboletti: "Well, how can somebody award something when we don't have the money?"

Dunkin: "Well..."

Reboletti: "I don't understand how that happened."

Dunkin: "To your point, what we pointed out was, in the letter it states that money is available or this grant is available if appropriated. And so, the Governor extended it for an additional week which cost us an additional \$30 million because there was so many students applying for the Monetary Award dollars."

Reboletti: "It's an odd number, Representative, because on Saturday we debated a Bill about trying to collect \$30

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million and that probably would have filled the shortfall. But thank you very much."

Speaker Lyons: "Leader Mike Bost."

Bost: "Thank you, Mr..."

Speaker Lyons: "You all right, Mike? You okay?"

Bost: "I'm great."

Speaker Lyons: "All right, Leader Bost."

Bost: "All right. Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Bost: "Okay. So, back on that same line of questioning and I pretty well sure I understand why we're doing what we're doing. You said that basically what we did we passed last year's budget, but before the dollar amount was in, they spent the mon... they spent to a level beyond what we granted. Is that correct?"

Dunkin: "That's correct, Representative."

Bost: "And so, therefore, now then we had to find another 30 million to cover what the Governor spent, correct?"

Dunkin: "What... what the... what the Governor committed to and promised students when he extended the deadline, you're correct."

Bost: "So... so, what we... what we're saying here... since we're calling people out on things... what we're saying here is that the Governor of the State of Illinois last year really moved or... or what we feel was beyond his executive powers or... I maybe would say abuse of his executive powers, to spend money that we had not appropriated."

Dunkin: "You can look at it like that."

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Bost: "I do. I do. So, what we're doing here is to try to correct a problem that we never really had a problem with Governors before but now we have a problem with this Governor because he wants to do things that go over and exceed his executive power but now we need to make sure it's in law so he can see it clearly, correct?"

Dunkin: "You can look at it like that."

Bost: "I do look at it like that. And because we must pass this Bill, which we've never had to have before, we're trying to keep control on misuse of funds. Is that correct?"

Dunkin: "Yes."

Bost: "Then fine. That's why we want to do this."

Speaker Lyons: "Leader Renée Kosel."

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

Speaker Lyons: "Sponsor yields."

Kosel: "So, last year when we did MAP grants, we didn't have enough money to give to all the students who qualified. Is that correct?"

Dunkin: "Yes."

Kosel: "Which is really sad. Can you tell me what would happen with this equal distribution if a student got their theoretical \$2 thousand for the first semester, they flunked all their classes, reenrolled for the second semester in another set of classes, would they still get that \$2 thousand?"

Dunkin: "Can you repeat that again, Representative?"

Kosel: "If a student who is enrolled and was given the \$2 thousand that you spoke of, enrolled for first semester, if they flunked every single one of their classes, enrolled

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for the second semester, would they still get that second \$2 thousand?"

Dunkin: "Representative, the school… and that's a very unusual circumstance and it's a great question. The school would get the money."

Kosel: "For the student."

Dunkin: "Yes."

Kosel: "So, we are doing no academic testing. We have highly qualified financially needing students that are not receiving MAP grants while we have financially qualified students that are flunking classes that are getting money. It's time to academically test MAP grants. Thank you."

Speaker Lyons: "Representative Norine Hammond."

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

Speaker Lyons: "Sponsor yields."

Hammond: "Representative Dunkin, last year when the House Higher Education Appropriation Commission passed their... committee passed their budget, was the committee aware of how much money the Governor had overspent?"

Dunkin: "You know, I don't recall. Typically, we set, as you know 'cause you're part of the committee as well, Representative, we have an anticipation of how much is going to be spent in every line item and I, as the Chairman of the committee, I didn't realize that the Governor was going to extend the deadline."

Hammond: "And... and so, as a result, the budget that we passed for higher education last year didn't include a good portion of this MAP funding. And did we have to come back

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during Veto Session and do a supplemental appropriation to satisfy this debt?"

Dunkin: "As I recall, that's correct. That's when we did the supplement."

Hammond: "To the Bill, Mr. Speaker. I want to commend the Sponsor of this Bill because I don't want this Assembly to ever have to go through what we went through last year thinking that we had passed a balanced appropriation for higher education and unbeknownst to us, the Governor is spending thousands of dollars that we are unaware of and we have to come back because these students have been promised the money and we don't want to disappoint the student. We have to come back and do a supplemental appropriation and we all know that money had to come from somewhere. And I want to applaud the Sponsor that we won't have to do this again if we can pass this Bill. Thank you."

Speaker Lyons: "Representative Bob Pritchard."

Pritchard: "Thank you, Mr. Speaker. To the Bill. Ladies and Gentlemen, the Monetary Assistance Program is something that I think we have all heard about from our constituents when this type of incident occurred and funding was reduced, but I encourage you to look at the history of what we're doing with the Monetary Assistance Program. Over the last three years, it's… well, actually longer than that… it's been held flat. And over the last three years, it's been decreased and this year it will be decreased even more. I think what occurred last year was the frustration from the Governor's Office, without consulting the committee, to extend the deadline. The ISAC group has heard

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the committee speak very clearly that this is not something the committee wants them to continue doing. What Sponsor is doing with this Bill is codifying it so that they can't make a 'mistake' again. But I would suggest all of us need to think seriously over the summer on this program, how it needs to be changed. Representative Biss has introduced a Resolution creating a task force to look at how we appropriate monetary assisted grants, but that we all consider what is the necessary level of funding for this type of program and the impact it has upon all of our students trying to get a better education and a better job in trying to move forward with their lives. I would encourage you to support this Bill, but more importantly to think about ways that we can appropriate more money towards the Monetary Assistance Program and the real heart of what we're trying to do with this grant. Thank you."

Speaker Lyons: "The Gentleman from the U of I... Gentleman from Champaign, Representative Chapin Rose."

Rose: "That was very good, Speaker. ILL."

Speaker Lyons: "We're hearing from all of our universities which is wonderful, so. Representative Rose."

Rose: "Thank you, Mr. Speaker. To the Bill. As I said on... in my comments on Second Reading, this is a very good Bill brought by the Chairman of the House Higher Education Appropriations Committee. This will prevent what happened last year as me and my other colleagues have talked about where the Governor closed MAP grant applications then via a press release reopened them creating a huge unfunded liability and then blamed us for not being able to find the

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funds when the State of Illinois was broke to begin with. Ultimately, we had to settle this in Veto Session and the unfunded liability that was created at the very beginning was compounded when ISAC decided to go ahead and issue four awards in the fall semester, thereby doubling the problem in the second semester. This has been a very good year so far on the House Higher Education Appropriations Committee. I respect the Chairman in his efforts today and I support this one. And notwithstanding the comments that have been made as to quality standards, as mentioned Representative Biss has that. We're going to look at it over the summer and it does need to be looked at. How long people can stay on, what the minimum grade point averages are, et cetera, does need to be looked at. That's a separate Resolution we dealt with this summer. In the meantime, we need to pass this now to avoid what happened last year. I appreciate the Chairman's time on this in his efforts. I would urge an 'aye' vote. Thank you, Mr. Speaker."

Speaker Lyons: "Representative Ken Dunkin to close."

Dunkin: "Thank you, Mr. Speaker, Members of the House. I simply... I appreciate my committee Members on both sides of the aisle. We are headed in a performance based funding mindset in the Higher Education Appropriations. We are also looking to predict what we spend and this is a responsible Bill. And I would encourage an 'aye' vote. Thank you."

Speaker Lyons: "Representative Dunkin moves for the passage of Senate Bill 1967. All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted

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who wish? Representative Brady. Mr. Clerk, take the record. On this Bill, there's 117 Members voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Cynthia Soto, you have, on page 4 of the Calendar, Senate Bill 1034. What's the status on that Bill, Mr. Clerk?"

- Clerk Hollman: "Senate Bill 1034 is on the Order of Third Reading."
- Speaker Lyons: "Representative, it's my understanding you want to move that back to the Order of Second Reading for the purpose of an Amendment? Move that Bill back to the Order of Second Reading, Mr. Clerk. Representative Soto on the… on… What's the status, Mr. Clerk?"
- Clerk Hollman: "Senate Bill 1034, a Bill for an Act concerning criminal law. This Bill was read a second time on a previous day. Amendment #2 was adopted in committee. Floor Amendment #4, offered by Representative Soto, has been approved for consideration."
- Speaker Lyons: "Representative Soto on the Floor Amendment #4."

 Soto: "Thank you, Speaker and Members of the House. House Amendment #4 is a negotiated Amendment among the Illinois State Police and the National Rifle Association and the Illinois State Rifle Association. It removes all opposition to the Bill. House Amendment #4 incorporates the language in House Amendment #2 and 3 and makes the following substantive changes: when a person is charged with a misdemeanor crime of domestic violence. Number two... I'm sorry. And then it removes the... the part... requirement that

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foreign applicants submit to Social Security numbers. If a FOID card owner removes... moves to a new residence, the Amendment allows 21 days to notify the Illinois State Police. The Amendment also removes the following quali... qualifying offenses for misdemeanor crime of domestic violence."

- Speaker Lyons: "You've heard the Lady's explanation on Floor Amendment #4. Is there any discussion? Seeing none, all those in favor of its adoption signifying by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #4 is adopted. Anything further, Mr. Clerk?"
- Clerk Hollman: "No further Amendments. No Motions are filed."
- Speaker Lyons: "Third Reading. We'll hold that Bill on the Order of Third Reading. Mr. Clerk, I believe you have a Rules Report."
- Clerk Hollman: "Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following action taken on May 29, 2012: recommends be adopted for the floor is Floor Amendment #4 to Senate Bill 3722."
- Speaker Lyons: "Representative Ken Dunkin, for what purpose do you seek recognition, Sir?"
- Dunkin: "Thank you, Mr. Speaker. A point of personal privilege."
- Speaker Lyons: "Please proceed, Ken."
- Dunkin: "Ladies and Gentlemen of the House, today we have a...
 the sister of one of our very own colleagues, Lisa Carli,
 she's to my right. If you could stand up, Lisa. We also

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have her niece, Miranda Carli as well as a student who lives in my district, Cara Cole. They are here representing the eighth-grade class trip of the Santa Lucia School for the eighth grade. Welcome to Springfield."

Speaker Lyons: "Welcome to your Capitol, ladies. We're proud to have you down here today, enjoy. Ladies and Gentlemen, on the bottom of page 11 on the Order of Considered Postponed...

Postponed Consideration is Senate Bill 3727. Leader Barbara Flynn Currie on Senate Bill 3727. Leader, we don't have to read it. It's yours to discuss."

"Thank you, Speaker and Members of the House. discussed this Bill at length on Saturday. This is the measure that would impose significant fee increases for the swimming pool industry so that the Illinois Department of Public Health can do an adequate job licensing inspecting them. This measure has been agreed to by the stakeholders. That means not just the Department of Public Health, it means local health departments, it means park districts including the Chicago Park District, it means the municipalities, it means all of those who have public pools available for children and everybody else in the summer months. As you know because of changes at the federal level having to do with drains that have too much suction power, there's been a raft of changes in the construction, a lot of redo of swimming pools and our Department of Public Health is short 12 people and they have been slow to get around to inspecting. This Bill will help solve the backlog problem and at the same time, it will pre... pre-clear engineers and architects so that the designs for the new

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rehabs, the changes that are required by Federal Law, will be done much more quickly. I would definitely appreciate your 'aye' vote. This is critical for our department to make sure our pools are not closed all summer long."

Speaker Lyons: "Leader Bost."

Bost: "I object. Oh, wait. Was that the wrong time to do that?

I'm sorry. Would the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Bost: "You say that the... Leader, you say that the industry has agreed to this?"

Currie: "That's my understanding and certainly have not heard from elements of the industry that disagree with that statement."

Bost: "I think when the debate was going on the other day there was concern for a particular water park that's right here in the Springfield area that had some concerns. What would be your response to that?"

Currie: "Well, I would say, again, it's been 38 years since fees were increased at all and that that water park, because it has very many different attractive features, requires an inspection that lasts longer than an hour or two. So, that will take a lot of time and energy by the inspection crew at the Illinois Department of Public Health. I know the department has written to the owner of that water park and expressed their hopes that he would understand that in order for the industry to be... to work effectively, in order for the pools to be open we have to make this change. But again, he's the only... only person across the State of Illinois who has indicated displeasure

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with this Bill of people who are engaged in the business of public swimming pools, only person we've heard from."

Bost: "All right. Thank you."

Speaker Lyons: "Mike Tryon."

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

Speaker Lyons: "Sponsor yields."

Tryon: "You know, essentially we're regulating an industry. Is that not correct?"

Currie: "Absolutely right."

Tryon: "And we pay for that regulation of that industry via fees that pay for the cost, correct?"

Currie: "Exactly."

Tryon: "And when we have the proper fee structure, we can actually do things to enhance the ability of that industry to work and do its job for its clients, correct?"

Currie: "Precisely."

Tryon: "So, is not one of the provisions in this Bill a provision that allows for a precertification so those who practice in the industry can get through the paperwork a lot faster?"

Currie: "Absolutely. These will be design professionals, architects, and designers who, because they will be precleared, means that the department will not have to look over the shoulder every detail, every... every nail, every piece of cement that goes into the pool reconstruction."

Tryon: "Yeah. To the Bill. We have an opportunity here to revitalize the industry that inspects our pools and provide a process that the industry wants and they're going to have to pay for it. I said this in the original debate. I'm in

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a... I'm in the environmental testing laboratory business. There's only 62 labs. In order to have a certification program, my annual fee is \$3800. I pay for that willingly because I know I need that certification to be able to do work in our state and even to do work out of our state I have to be a certified lab. So, I gladly pay that in order to have that service. This is no different. Pools are a public health issue all over our state and not to have them properly regulated and not to have them properly inspected is derelict on our part for not... for protecting the public health. So, I think the Lady has a good Bill. It helps the industry. It provides changes the industry is wanting. And somebody has to pay for it and the industry is going to have to step up and pay for it. Hasn't been raised in 30 years. I support it. I would urge an 'aye' vote."

Speaker Lyons: "Leader Currie to close."

Currie: "Thank you, Speaker. This is an important measure to keep our pools open and make sure that they are safe for the children and the grownups across Illinois. Please vote 'yes'."

Speaker Lyons: "The question is, 'Should Senate Bill 3727 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there's 69 Members voting 'yes', 47 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, Agreed Resolutions."

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- Clerk Hollman: "Agreed Resolutions. House Resolution 1118, offered by Representative Krezwick. House Resolution 1119, offered by Representative Lyons. House Resolution 1120, offered by Representative Lilly. And House Resolution 1121, offered by Representative Cavaletto."
- Speaker Lyons: "Leader Barbara Flynn Currie moves for the adoption of the Agreed Resolutions. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. Ladies and Gentlemen, the Clerk will go through the committee schedule. Everybody should have a green sheet on their desk. Mr. Clerk, want to update that for anybody."
- Clerk Hollman: "The following committees will be meeting after Session. Immediately after Session will be the Appropriations-General Services Committee in Room C-1, the Appropriations-Human Services Committee in D - 1and Appropriations-Public Safety Committee in Room 114. Once again, those are immediately after Session. The following committee has been canceled this afternoon. Government Administration has been canceled. Meeting at 4:30 p.m. is Judiciary II-Criminal Law in Room 413, the Executive in Room 114, Revenue in Room 115 and Public Utilities in D-1. Those, again, are meeting at 4:30 p.m."

Speaker Lyons: "Representative Esther Golar, for what purpose do you seek recognition?"

Golar: "Mr. Speaker, point of personal privilege, please."

Speaker Lyons: "Please proceed, Esther."

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Golar: "Yes. For the Black Caucus Members, we will have a meeting in Room 413 at 5 p.m. or immediately after leaving one of your committee meetings, but 5 p.m. scheduled for a Black Caucus meeting in Room 413 in the Stratton Building. Thank you."

Speaker Lyons: "Thank you, Esther. And now, seeing no further before the Illinois business come House to Representatives, Barbara Flynn Currie moves that the House stand adjourned 'til the hour of 10 a.m. on Wednesday, May 30, the hour of 10 a.m. We will adjourn tomorrow morning at 10 a.m. In order to get their beauty sleep we're going to start a little earlier. So, Leader Currie moves for the adjournment. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And allowing perfunctory time for the Clerk, the House stands adjourned 'til the hour of 10 a.m. on Wednesday, May 30. Have an enjoyable evening, everyone."

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Howard, Chairperson from the Committee on Judiciary II-Criminal Law reports the following committee action taken on May 29, 2012: recommends be adopted is the Motion to Concur with Senate Amendment #1 to House Bill 5771. Representative Daniel Burke, Chairperson from the Committee on Executive reports the following committee action taken on May 29, 2012: do Short Debate is Senate amended Bill as Representative Bradley, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on May 29, 2012: do pass Short Debate is Senate Bill

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3101; recommends be adopted is a Motion to Concur with Senate Amendment #2 to House Bill 1645 and a Motion to Concur with Senate Amendment #3 to House Bill Instruction (sic-Introduction) and First Reading of House Bills. House Bill 6177, offered by Representative May, a Bill for an Act concerning government. House Bill 6178, offered by Representative Jakobsson, a Bill for an Act concerning public aid. These are referred to the Rules Committee. Second Reading of Senate Bills. Senate Bill 3101, offered by Representative Mathias, a Bill for an Act concerning local government. Senate Bill 3280, offered by Representative Jakobsson, a Bill for an Act concerning regulation. These Bills will be held on the Order of Second Reading. Instruction (sic-Introduction) of Resolutions. Senate Joint Resolution 72, offered by Representative Acevedo. This is referred to the Rules Committee. There being no further business, the House Perfunctory Session will stand adjourned."