

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

157th Legislative Day

11/27/2012

Speaker Lyons: "All right, quiet down and get at your desks. I always wanted to start it once like that. Good afternoon, Illinois. Your House of Representatives will come to order, the Veto Session of the 97th General Assembly. Welcome back all and new Members in learning process and all of Illinois, we're glad to be back at our Capitol. Members are asked to please be at their desk. We shall be led in prayer today by Pastor Shaun Lewis, who is the Illinois State Director of Capitol Commission serving the political Leaders of all of Illinois. Members and guests are asked to please refrain from starting their laptop, turn off all cell phones and pagers, rise for the invocation and the Pledge of Allegiance. Pastor Shaun Lewis."

Pastor Lewis: "You'd bow with me in prayer. The elections are now behind us and Lord, as our lawmakers come together for Veto Session, I think of Proverbs 3:13-14. It says blessed is the one who finds wisdom, and the one who gets understanding, for the gain from her is better than the gain from silver and a profit better than gold. And Lord, who among us isn't tempted by silver and gold, all of us are, but the gain from these cannot compare to the peace, comfort, happiness and blessings of living wisely. The Scripture is an ancient book, but it's a timeless one that has much to say for every age including ours. And my prayer today, Lord, is that our Representatives would desire Your word, look to it for wisdom, apply it and be a blessing to our state and their constituents. As they're away from home this week after Thanksgiving, protect and give comfort to

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their families. Bless their time in Springfield and may they govern faithfully. In Jesus' name we pray, Amen."

Speaker Lyons: "Representative Randy Ramey, would you please lead us in the Pledge of Allegiance."

Ramey - 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 Bost, GOP."

Bost: "Thank you, Mr. Speaker, and welcome back. I'd like the record to reflect that Representative Mulligan, Nybo and Sosnowski are excused on the Republican side of the aisle today."

Speaker Lyons: "Thank you, Leader. Majority Leader Barbara Flynn Currie, Democrats."

Currie: "Thank you, Speaker. We have no excused House Democrats to report today."

Speaker Lyons: "Mr. Clerk, take the record. We have 115 Members responding to the Roll Call, we have a quorum. We're prepared to do the work of the people of the State of Illinois. Representative David Leitch, Leader Leitch, for what purpose do you seek recognition, Representative?"

Leitch: "Yes. Personal privilege."

Speaker Lyons: "State your point, Representative."

Leitch: "I would like to begin by thanking the Members, both in the House and the Senate, who joined with Representative Mautino and I in sending letters to the Illinois State Liquor Commission and to the Governor's Office asking those two entities to reveal and appeal the decision that

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permitted InBev, Budweiser, to own distributorships in Illinois. As many of you will recall, Senate Bill 754 passed this House unanimously, had 1 'no' vote in the Senate and the Illinois Liquor Commission ignored us completely. They ignored the Legislative Branch, the will of the people, entirely in making, what I view, as a totally illegal decision. So, why is this decision so important? First of all, I think it is very important that we send notice that the Legislative Branch of government should not be ignored because this Legislative Branch speaks for the people of Illinois. But on a substantive basis, the impact of that decision is also very, very important because it begins to unwind the prohibition... since prohibition, the three-tier process for beer distribution in Illinois: the brewer, the distributor and the retailer. Already around the world, there has been a mass horizontal integration of the beer industry. It is currently the position of those virtual monopolies to vert... to vertically integrate those monopolies. And that is what has been at stake in this decision and that is what the Liquor Commission did and that is what the Governor, by not intervening, has permitted to happen. So, I would like to just make sure that all Members understand what has happened here and that you share with me my outrage that this branch was ignored and that we are apparently on a path, a very destructive path, for horizontally integrating monopolizing the beer industry in the state. Thank you, Mr. Speaker."

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Speaker Lyons: "Thank you, Leader Leitch. Representative Chapa LaVia, for what purpose do you seek recognition, Representative?"

Chapa LaVia: "Thank you, Speaker and Members. I would just like to welcome everybody back to Veto, but also the American Red Cross came by my office today and they would like to make sure that the Illinois General Assembly shows their support for military members during the holiday. Tomorrow at the Capitol, they will have cards that we will fill out and send to our soldiers. And I'm hoping that everybody, a hundred percent of us, will participate in that tomorrow. So, I'm just asking that we open our ears to that tomorrow. Thank you."

Speaker Lyons: "Thank you, Representative, a very good cause. Thanks for bringing that to our attention. Representative JoAnn Osmond on a Motion."

Osmond: "Thank you, Mr. Speaker. I would request the post... waiving the posting for a Resolution... I'm sorry... House Joint Resolution 101 to be heard in Transportation at 1:00 today."

Speaker Lyons: "You've heard the Lady's Motion to waive posting for House Joint Resolution 101. Is there any objection? Seeing no objection, the Motion passes. Representative Wayne Rosenthal, for what purpose do you seek recognition, Sir?"

Rosenthal: "A point of personal privilege."

Speaker Lyons: "Please proceed, Representative."

Rosenthal: "It's... it's with great sadness that I would like to recognize... If I could have everybody's attention, please."

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Speaker Lyons: "Ladies and Gentlemen, this is a Resolution for a very important issue that happened in the State of Illinois yesterday. And I would like silence on the floor and Members please rise. Representative Rosenthal."

Rosenthal: "Yesterday, in my district down I-55, Trooper Kyle Deatherage, one of our State Troopers, in the line of duty, was protecting the citizenry of the state on a traffic stop got hit by a semitruck and lost his life. He leaves behind him a wife, a young son and a young daughter. And I ask that we, as a Body, remember him in our prayers and have a moment of silence for him. Thank you. Thank you."

Speaker Lyons: "May he rest in peace. Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolutions. House Resolution 1193, offered by Representative Biss. House Resolution 1207, offered by Representative Kelly Burke. House Resolution 1208, offered by Representative Daniel Burke. House Resolution 1209, offered by Representative Flowers. House Resolution 1210, offered by Representative Flowers. House Resolution 1211, offered by Representative Nybo. House Resolution 1212, offered by Representative Cross. House Resolution 1213, offered by Representative Cole. House Resolution 1214, offered by Representative Riley. House Resolution 1215, offered by Representative Senger. House Resolution 1216, offered by Representative William Davis. House Resolution 1217, offered by Representative Connelly. House Resolution 1219, offered by Representative Kelly Burke. House Resolution 1221, offered by Representative Zalewski. House Resolution 1222, offered by Representative

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Barickman. House Resolution 1223, offered by Representative Jackson. House Resolution 1224, offered by Representative Halbrook. House Resolution 1226, offered by Representative Watson. House Resolution 1227, offered by Representative Walsh. House Resolution 1229, offered by Representative Paul Evans. House Resolution 1230, offered by Representative Paul Evans. House Resolution 1231, offered by Representative Crespo. House Resolution 1232, offered by Representative Crespo. House Resolution 1233, offered by Representative Reis. House Resolution 1235, offered by Representative Rita. House Resolution 1236, offered by Representative Coladipietro. House Resolution 1237, offered by Speaker Madigan. House Resolution 1239, offered by Representative Jackson. House Resolution 1240, offered by Representative William Davis. House Resolution 1242, offered by Representative Tracy. House Resolution 1243, offered by Representative Ford. House Resolution 1244, offered by Representative Mathias. House Resolution 1245, offered by Representative Reis. House Resolution 1246, offered by Representative Jones. House Resolution 1249, offered by Representative Durkin. House Resolution 1250, offered by Representative Lilly. House Resolution 1251, offered by Representative Gordon. House Resolution 1252, offered by Representative Brady. House Resolution 1253, offered by Representative Feigenholtz. House Resolution 1254, offered by Representative Monique Davis. House Resolution 1255, offered by Representative Reboletti. House Resolution 1256, offered by Representative Cavaletto. House Resolution 1257, offered by Representative DeLuca. House

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Resolution 1258, offered by Representative Crespo. House
Resolution 1260, offered by Representative Morthland. House
Resolution 1261, offered by Representative Morthland. House
Resolution 1262, offered by Representative Morthland. House
Resolution 1263, offered by Representative Lilly. House
Resolution 1264, offered by Representative Cross. House
Resolution 1265, offered by Representative Bellock. House
Resolution 1266, offered by Representative Rita. House
Resolution 1267, offered by Representative Rose. House
Resolution 1268, offered by Representative Farnham. House
Resolution 1269, offered by Representative Senger. House
Resolution 1270, offered by Representative Senger. House
Resolution 1271, offered by Representative Senger. House
Resolution 1272, offered by Representative Daniel Burke.
House Resolution 1273, offered by Representative Mayfield.
House Resolution 1274, offered by Representative
Feigenholtz. House Resolution 1275, offered by
Representative Crespo. House Resolution 1276, offered by
Representative Tryon. House Resolution 1277, offered by
Representative William Davis. House Resolution 1278,
offered by Representative Tryon. House Resolution 1280,
offered by Representative Cavaletto. House Resolution 1281,
offered by Representative Riley. House Resolution 1282,
offered by Representative Chapa LaVia. House Resolution
1283, offered by Representative Beiser. House Resolution
1284, offered by Representative Bradley. House Resolution
1285, offered by Representative Walsh. House Resolution
1286, offered by Representative Cunningham. House
Resolution 1287, offered by Representative Flowers. House

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Resolution 1288, offered by Representative Flowers. House Resolution 1289, offered by Representative Golar. House Resolution 1290, offered by Representative Durkin. House Resolution 1291, offered by Representative Durkin. House Resolution 1292, offered by Representative Currie. House Resolution 1294, offered by Representative D'Amico. House Resolution 1295, offered by Representative Coladipietro. House Resolution 1296, offered by Representative Connelly. House Resolution 1297, offered by Representative Connelly. House Resolution 1298, offered by Representative Connelly. House Resolution 1299, offered by Representative Paul Evans. House Resolution 1302, offered by Representative Rose. House Resolution 1303, offered by Representative Rose. House Resolution 1304, offered by Representative Rose. House Resolution 1306, offered by Representative Currie. And House Joint Resolution 99, offered by Representative Tracy."

Speaker Lyons: "Leader Lou Lang 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. The Agreed Resolutions are adopted. Representative Adam Brown on House Resolution 1301. Representative Brown."

Brown: "Thank you, Mr. Speaker. I'd like a point of personal privilege, please."

Speaker Lyons: "Please proceed, Representative."

Brown: "Joining us in the Speaker's Gallery today are the... girls, if you'd like to rise..."

Speaker Lyons: "Shhh."

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Brown: "...the girls' state champion cross country Class 1A team from St. Teresa High School. If we can give them a round of applause. Also, among that group is Ivy Handley the individual champion of girls' state cross country who happens to be the daughter of our good friend Joe Handley. So, thank you, Ivy, for joining us. Congratulations, girls."

Speaker Lyons: "Congratulations, St. Teresa. We're all very proud of you, a great accomplishment. Representative Brown moves for the adoption of House Resolution 1301. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And House Resolution 1301 is unanimously adopted. Representative John Bradley, on page 2 of the Calendar, Representative, on the Order of Bills-Second Readings, you have Senate Bill 3212. Mr. Sp... Mr. Clerk, move that Bill to the Order of Third Reading. Read the Bill, Mr. Clerk."

Clerk Hollman: "Senate Bill 3212, a Bill for an Act concerning revenue. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lyons: "Third Reading. Representative La Shawn Ford, for what purpose do you seek recognition, Representative?"

Ford: "Thank you, Mr. Speaker and Members of the House. I would like for the Members of the House to join me in welcoming one of our new Members from the west side..."

Speaker Lyons: "Represe..."

Ford: "...Representative Art Turner and..."

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Speaker Lyons: "Repre... Representative, we're going to have a whole Session in welcoming all the new Members. If it'd be okay with you, if you could refrain for a moment."

Ford: "That's fine. All right. I'm going to..."

Speaker Lyons: "Is that okay with you?"

Ford: "Yes."

Speaker Lyons: "'Cause we're going to have a whole Session on welcoming all the new Members that are on the... on the floor."

Ford: "Yes. That's on the floor. He's active now."

Speaker Lyons: "Okay. So, I've been informed that there is... in any event there is a new Member on the floor that you wanted to recognize. So, now that I understand that 'cause we've got all the new Members who are down here this week, of course, but... Representative Ford, that's fine, go ahead."

Ford: "Thank you, Mr. Speaker. And I just wanted Representative Turner and Representative Lilly and the other Representatives from the west side and all the Members to welcome Eddie Winters. We should feel extra safe because we have two Chicago police officers on the floor: Carli and Winters. So, please join me in welcoming Representative Winters."

Speaker Lyons: "Representative Winters, would you like to take the microphone? It's yours."

Winters: "Can you hear me? Okay. I'm delighted and honored to be here to serve my district for this Veto Session. I met many of you guys and I look forward to meeting more of you. Thank you."

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Speaker Lyons: "Thank you, Representative. Welcome to the club. All good luck to you, Sir. Leader Mike Bost, announcement for the GOP."

Bost: "Thank you, Mr. Speaker. So, there is no confusion, we do have the caucus of the 98th General Assembly this evening, as you do for yours as well, but..."

Speaker Lyons: "Mike, hold on a second. Shhh, please."

Bost: "So... so, for..."

Speaker Lyons: "Thank you."

Bost: "Thank you, Mr. Speaker. For the clarification of the Members, we have a caucus of the 98th General Assembly this evening. Tomorrow at 10:00, we will have a caucus of this General Assembly, the 97th and the Members need to be aware of that."

Speaker Lyons: "So, Mr. Bost did make the... it clear that this is for the 98th, the new General Assembly, will meet today; the 97th will meet tomorrow. Democrats, listen up. There will be a caucus today of Democrats at 4 p.m. in Room 114 for the new Members of the 98th General Assembly. So, oldtimers like me, I'll be outside the doors. So, the 98th General Assembly will meet today for a caucus at 4:00. A green sheet with committee announcements has been handed out. The Clerk will go over this. Mr. Clerk."

Clerk Hollman: "The following committees are meeting this afternoon. At 1:00, the Executive Committee is meeting in Room 114. Health Care Licenses is meeting in Room 413. Business & Occupational Licenses is meeting in Room 115. State Government Administration is meeting in Room C-1. Transportation: (sic-Regulation) Roads & Bridges is meeting

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in Room D-1. At 2:00, the Elections & Campaign Reform Committee is meeting in Room 115. The Revenue Committee is meeting in Room 114. And Insurance is meeting in Room D-1. At 3:00, the Elementary & Secondary Education Committee is meeting in Room 114."

Speaker Lyons: "Leader Eddie Acevedo, for what purpose do you seek recognition, Sir?"

Acevedo: "Thank you, Mr. Speaker. I rise on a point of personal privilege."

Speaker Lyons: "Proceed, Ed."

Acevedo: "Ladies and Gentlemen of the House, this past Thursday was Thanksgiving and after dinner we all sat around, my family and myself, and said what we were thankful for. Well, today I want to tell each and every one of you I'm thankful for your friendship. See, these past few months have been hard on my family and myself losing my mom and my dad and the friendships from the people and the individuals and the kind words that they sent me and my family. On behalf of my family and myself, I want to thank you so much for the kind words, the flowers sent or the phone calls or even just the thoughts of keeping my families in the prayers. Thank you so much."

Speaker Lyons: "Thank you, Eddie. Thank you very much. Randy Ramey. Representative, for what purpose do you seek recognition, Sir?"

Ramey: "Inquire of the Chair. Inquiry of the Chair, Mr. Speaker."

Speaker Lyons: "State your inquiry, Representative."

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Ramey: "With your previous statement of oldtimers like you and not so oldtimers like me, will we have our own caucus tonight?"

Speaker Lyons: "Anything's possible, Representative."

Ramey: "I appreciate that. Thank you, Mr. Speaker."

Speaker Lyons: "Ladies and Gentlemen, if I have your attention please for an announcement. Shhh... shhh... shhh. Thursday's Session is canceled. So, a safe trip home tomorrow afternoon. Mr. Clerk, Adjournment Resolution."

Clerk Hollman: "House Joint Resolution 104."

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the House adjourns on Wednesday, November 28, 2012 and the Senate adjourns on Thursday, November 29, 2012, the House of Representatives stands adjourned until Tuesday, December 4, 2012 at 12:00 noon, or until the call of the Speaker; and the Senate stands adjourned until Tuesday, December 4, 2012 at 12:00 noon, or until the call of the President."

Speaker Lyons: "You've heard the Resolution for the Adjournment Resolution. Barbara Flynn Currie and Leader Lang move for the adoption of the Resolution. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Adjournment Resolution is adopted. And now, seeing no further business to come before the Illinois House of Representatives, Leader Lou Lang moves that the House stand adjourned 'til the hour of 11 a.m. tomorrow, Wednesday, November 28. So, allowing perfunctory time for the Clerk, all those in favor

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of adjournment signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House stands adjourned 'til the hour of 11 a.m. tomorrow, Wednesday, November 28. Have an enjoyable evening, one and all."

Clerk Hollman: "Attention, Members of the House. The Insurance Committee at 2:00 has been canceled."

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative John Bradley, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on November 27, 2012: recommends be adopted is Floor Amendment #3 to Senate Bill 3245 and recommends be adopted as amended is House Joint Resolution 45. Representative Daniel Burke, Chairperson from the Committee on Executive reports the following committee action taken on November 27, 2012: do pass as amended Short Debate is Senate Bill 547, 678, 2915, 3233, 3430. Representative Zalewski, Chairperson from the Committee on Elections & Campaign Reform reports the following committee action taken on November 27, 2012: recommends be adopted is Floor Amendment #1 to Senate Bill 3338. Representative Rita, Chairperson from the Committee on Business & Occupational Licenses reports the following committee action taken on November 27, 2012: do pass as amended Short Debate is Senate Bill 3237. Representative Franks, Chairperson from the Committee on State Government Administration reports the following committee action taken on November 27, 2012: recommends be adopted is Floor Amendment #1 to Senate Bill 551. Representative Beiser,

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Chairperson from the Committee on Transportation: Regulation, Roads & Bridges reports the following committee action taken on November 27, 2012: recommends be adopted is House Joint Resolution 101. Representative Zalewski, Chairperson from the Committee on Health Care Licenses reports the following committee action taken on November 27, 2012: do pass Short Debate is Senate Bill 2580. Representative Chapa LaVia, Chairperson from the Committee on Elementary & Secondary Education reports the following committee action taken on November 27, 2012: recommends be adopted is Floor Amendment #3 to House Bill 603, Floor Amendment #4 to House Bill 603; Motions to Concur with Senate Amendment #1 to House Bill 5825, Motion to Concur with Senate Amendment #2 to House Bill 5825 and House Joint Resolution 102. Second Reading of Senate Bills. Senate Bill 547, offered by Representative Currie, a Bill for an Act concerning local government. Senate Bill 678, offered by Representative Rita, a Bill for an Act concerning regulation. Senate Bill 2580, offered by Representative Greg Harris, a Bill for an Act concerning regulation. Senate Bill 2915, offered by Representative Dugan, a Bill for an Act concerning regulation. Senate Bill 3212, offered by Representative Bradley, a Bill for an Act concerning revenue. Senate Bill 3233, offered by Representative Mautino, a Bill for an Act concerning insurance. Senate Bill 3237, offered by Representative D'Amico, a Bill for an Act concerning regulation. Senate Bill 3430, offered by Representative Mautino, a Bill for an Act concerning State government. These Bills will be held on the Order of Second

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Reading. Introduction of Resolutions. House Resolution 1218, offered by Representative Morthland. House Resolution 1225, offered by Representative Cross. House Resolution 1238, offered by Representative Watson. House Resolution 1241, offered by Representative Gordon. House Resolution 1247, offered by Representative Cavaletto. House Resolution 1248, offered by Representative Greg Harris. House Resolution 1259, offered by Representative Osmond. House Resolution 1279, offered by Representative Ford. House Resolution 1293, offered by Representative Chapa LaVia. House Resolution 1300, offered by Representative Chapa LaVia. House Resolution 1305, offered by Representative Ford. House Joint Resolution 98, offered by Representative Verschoore. And House Joint Resolution 100, offered by Representative Chapa LaVia. House Joint Resolution 103, offered by Representative Hays. These are referred to the Rules Committee."

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 November 27, 2012: approved for consideration, referred to Second Reading is Senate Bill 3810. There being no further business, the House Perfunctory Session will stand adjourned."