

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

SB0144	Non-Concurrence	6
SB1261	Concurrence	7
SB1481	Concurrence	8
SB1617	Concurrence	8
SB1627	Concurrence	9
SB1653	Concurrence	10
SB1664	Concurrence	12
SR0241	Resolution Offered	1
SR0242	Resolution Offered	2
HJR0051	Resolution Offered	3
SJR0062	Adopted	5
SJR0062	Resolution Offered	5
SJR0063	Resolution Offered	2
Senate to Order-Senator Halvorson		1
Prayer-Pastor Rick Wenneborg		1
Pledge of Allegiance		1
Journal-Approved		1
Committee Reports		2
Message from the House		3
Message from the President		4
Committee Reports		5
Resolutions Consent Calendar-Adopted		13
Adjournment		13

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

PRESIDING OFFICER: (SENATOR HALVORSON)

The regular Session of the 95th General Assembly will please come to order. Will the Members please be at their desks and will the guests in the galleries please rise? The invocation today will be given by Pastor Rick Wenneborg, Chatham Christian Church, Springfield {sic}, Illinois.

PASTOR RICK WENNEBORG:

(Prayer by Pastor Rick Wenneborg)

PRESIDING OFFICER: (SENATOR HALVORSON)

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

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY SHIPLEY:

Senate Journal of Wednesday, June 6, 2007.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hunter.

SENATOR HUNTER:

Thank you, Madam President. I move that the Journal just read by the Secretary be approved, unless some Senators has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hunter moves to approve the Journals just read by the Secretary. There being no objections, so ordered. Madam Secretary, Resolutions.

SECRETARY SHIPLEY:

Senate Resolution 241, offered by Senator Koehler and all

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Members.

And Senate Joint Resolution 63, offered by Senator DeLeo, Harmon, Kotowski and all Members.

They are both death resolutions, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

Resolutions Consent Calendar.

SECRETARY SHIPLEY:

And Senate Resolution 242, offered by Senator Garrett.

It's substantive.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Committee Reports.

SECRETARY SHIPLEY:

Senator Meeks, Chairperson of the Committee on Human Services, reports Motion to Concur in House Amendment No. 1 to Senate Bill 234 recommend Do Adopt.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, reports a Motion to Concur in House Amendments 1, 4 and 5 to Senate Bill 1366 recommend Do Adopt.

Senator Silverstein, Chairperson of the -- of the Committee on Executive, reports Senate Amendment No. 1 to Senate Bill 782 and Senate Amendment No. 1 to House Bill 1100 recommend Do Adopt.

Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, reports a Motion to Concur in House Amendments 1 and 3 to Senate Bill 597 recommend Do Adopt.

Senator Ronen, Chairperson of the Committee on Licensed Activities, reports a Motion to Concur in House Amendment No. 1 to Senate Bill 1424 recommend Do Adopt.

Senator Lightford, Chairperson of the Committee on Education, reports a Motion to Concur in House Amendment No. 1 to

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Senate Bill -- 853 and House Amendment No. 1 to Senate Bill 1183 recommend Do Adopt.

Senator Harmon, Chairperson of the Committee on Revenue, reports Floor Amendment No. 1 to Senate Bill 798 recommend Do Adopt.

Senator Crotty, Chairperson of the Committee on Local Government, reports Senate Amendment No. 1 to Senate Bill 837 and Motions to Concur in House Amendment No. 1 to Senate Bill 434 and House Amendment No. 1 to Senate Bill 833 recommend Do Adopt.

Senator Cullerton, Co-Chairperson, and Senator Dillard, Co-Chairperson of the Committee on Judiciary-Civil Law, reports Senate Amendment No. 1 to Senate Bill 1035 and Motions to Concur in House Amendment No. 1 to Senate Bill 531 and House Amendment No. 1 to Senate Bill 996 recommend Do Adopt.

And Senator Wilhelmi, Chairperson of the Committee on Judiciary-Criminal Law, reports Senate Amendment No. 1 to Senate Bill 866, Senate Amendment No. 1 to Senate Bill 997, and a Motion to Concur in House Amendment No. 1 to Senate Bill 677 recommend Do Adopt.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, Messages.

SECRETARY SHIPLEY:

A Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 51.

Offered by Senator Collins. Adopted by the House, June 7th,

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

2007. Mark Mahoney, Clerk of the House.

It's substantive, Mr. President -- Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

Rules Committee will meet immediately in the President's Antechamber. Rules Committee.

PRESIDING OFFICER: (SENATOR DeLEO)

Madam Secretary, Communications, please.

SECRETARY SHIPLEY:

A letter dated June 6, 2007.

Dear Madam Secretary - Pursuant to Rule 3-2(c), I hereby appoint Senator Rickey Hendon to resume his position on the Senate Executive Committee. This appointment is effective immediately.

Sincerely, Emil Jones, Jr., Senate President.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Althoff, are you seeking recognition, ma'am?

SENATOR ALTHOFF:

Yes, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, please.

SENATOR ALTHOFF:

Up in the gallery, over here on the Republican side, I have Lenore Beyer-Clow, who works with Openlands and happens to be one of my constituents, who is here visiting with her daughter from Woodstock, Illinois. Her daughter's name is Betsy. Might we welcome them to our gallery?

PRESIDING OFFICER: (SENATOR DeLEO)

Will our guests please rise and be recognized? And welcome to Springfield, Illinois. Welcome to the Illinois State Senate.

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Madam Secretary, Committee Reports, please.

SECRETARY SHIPLEY:

Senator Halvorson, Chairman -- Chairman of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to State Government and Veterans Affairs Committee - Senate Resolutions 199, 200, 205, 206, 220, 228, 240, Senate Joint Resolutions 56, 57, 59, and House Joint Resolutions 11 and 24.

Senator Debbie Halvorson, Chairman. June 7th, 2007.

PRESIDING OFFICER: (SENATOR DeLEO)

Madam Secretary, Resolutions, please. Resolutions Consent Calendar.

PRESIDING OFFICER: (SENATOR HALVORSON)

Madam Secretary, on the Order of Resolutions.

SECRETARY SHIPLEY:

Senate Joint Resolution -- 62.

(Secretary reads SJR 62)

And this resolution was offered by Senator Link.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Link moves to suspend the rules for the purpose of immediate consideration and adoption of Senate Joint Resolution 62. Those in favor will say Aye. Opposed, Nay. The Ayes have it, and the rules are suspended. Senator Link moves for the adoption of Senate Joint Resolution 62. All in favor will say Aye. And opposed, Nay. The Ayes have it, and the resolution is adopted. With that said, just -- for information, if we can have your -- attention, please. For information to the Members of the Senate: Our intent is to go home today after we do our business and return on Thursday. That is our intent at this time. So I

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

just wanted to let you know so that you could make your plans.  
Senator Cronin, for what purpose do you rise?

SENATOR CRONIN:

What do you mean by "do our business"?

PRESIDING OFFICER: (SENATOR HALVORSON)

We have several concurrences to work on today.

SENATOR CRONIN:

Oh. Okay. My five-year-old was just wondering.

PRESIDING OFFICER: (SENATOR HALVORSON)

Thank you, Senator Cronin. I'm sure he could probably do as good a job as the rest of us. So if everybody could open up their Calendar to page 35, Secretary's Desk, Concurrences. Senator Link, on Senate Bill 13. Senator Sieben, on Senate Bill... Senator Garrett, on Senate Bill 144. On the Order of Concurrences is Senate Bill 144. Senator Garrett, do you wish to proceed? Madam Secretary, please read the motion.

SECRETARY SHIPLEY:

I -- I move to nonconcur with the House in the adoption of their Amendment No. 3 to Senate Bill 144.

Signed Senator Susan Garrett.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett, to explain your motion.

SENATOR GARRETT:

Yes. Thank you, Madam President. I push -- I am pull -- putting forward a motion to nonconcur with Amendment No. 3 to Senate Bill 144.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Garrett moves to nonconcur in House Amendment No. 3 to Senate Bill 144. All those in favor will say Aye. Opposed,

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Nay. The Ayes have it. The motion carries, and the Secretary -- shall so inform the House. Senator Sieben, on Senate Bill 153. Senator Link, on Senate Bill 684. Turn to page 38. Senator Jacobs, on Senate Bill 1261. Senator Jacobs, on Senate Bill 1261. Madam Secretary, please read the motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 2 to Senate Bill 1261.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jacobs, to...

SECRETARY SHIPLEY:

Signed Senator Mike Jacobs.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jacobs, to explain your motion.

SENATOR JACOBS:

The motion is to concur with the House amendment. We, in the Senate, passed this bill regarding vacancies and they determined that there should be an addition to that which would say that the county board can only be replaced -- excuse me, the -- I've lost it here. Give me one second. The temporary tax collector can be -- can be appointed only after the courts have made the decision. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? This is final action. The question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 1261. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 49 Yeas, 0 voting Nay, 0 voting Present.



STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

The Senate concurs in House Amendment No. 2 to Senate Bill 1261. And the bill, having received the required constitutional majority, is declared passed. Senator Schoenberg, on Senate Bill 1327. Senator Harmon, on Senate Bill 1453. Senator Demuzio, on Senate Bill 1481. Madam Secretary, please read the motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1481.

Signed Senator Deanna Demuzio.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio, to explain your motion.

SENATOR DEMUZIO:

Yes. Thank you, Madam President. House Amendment No. 1 to Senate Bill 1481 allows members of the State Employees' Retirement System to buy back pension credits for two years of leaves of absences during which they worked for a labor organization representing members of the System by paying employee and employer contributions plus interest.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? This is final action. And the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1481. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 46 Yeas, 1 voting Nay, 0 voting Present. The Senate concurs in House Amendment No. 1 to Senate Bill 1481. And the bill, having received the required constitutional majority, is declared passed. Senator Schoenberg, on Senate Bill 1617. Madam Secretary, please read the motion.

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1617.

Offered by Senator Jeff Schoenberg.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Schoenberg, to explain your motion.

SENATOR SCHOENBERG:

Thank you, Madam President. I move that the House -- I move that the Senate concur with House Amendment No. 1 to Senate Bill 1617. This is a -- this would ensure that the processing center for destroying the -- the trees infested with the emerald ash borer beetle would -- within quarantined areas, that that processing center, which is commonly known as SWANCC, a consortium of the municipalities, would be -- that the Department would also be authorized to provide any compensation or financial assistance to that local governmental unit collaboration as well.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? This is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1617. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 51 Yeas, none voting Nay, none voting Present. The Senate concurs in House Amendment No. 1 to Senate Bill 1617. And the bill, having received the required constitutional majority, is declared passed. Senator Schoenberg, on Senate Bill 1619. Senator Schoenberg, on Senate Bill 1621. On page... Senator Ronen, on Senate Bill 1625. Senator Haine, on Senate Bill 1627. Madam Secretary, please read the motion.

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1627.

Signed Senator William Haine.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Haine, to explain your motion.

SENATOR HAINE:

Yes, Madam President, Ladies and Gentlemen of the Senate, the underlying bill, Senate Bill 1627, was a -- a bill which punished frivolous lawsuits by prisoners. What the House did was catch an unintentional drafting error in that it -- it -- it makes -- it makes clear that this would not include a petition -- a post-conviction petition, which is a matter of right, and if it's done with counsel, it may raise new issues, witnesses that were not raised, and we -- we don't want to punish someone for fairly and properly asserting a right. So that's what this amendment does. It's a -- it's a good amendment and I would ask support for this.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? This is final action. And the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1627. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 51 Yeas, none voting Nay, none voting Present. The Senate concurs in House Amendment No. 1 to Senate Bill 1627. And the bill, having received the required constitutional majority, is declared passed. Top of page 40 is Senator Raoul on Senate Bill 1653. Madam Secretary, please read

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

the motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1653.

Signed Senator Kwame Raoul.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Raoul, to explain your motion.

SENATOR RAOUL:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Senate Bill 1653 originally passed the Senate unanimously, amending the Article of the Pension Code concerning the Metropolitan Water Reclamation District Fund. House Amendment No. 1 simply makes two deletions to the bill and retaining the rest. It takes out a provision embracing international investments and it also deletes the authorization to increase percentages of assets held in convertible debt.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Brady.

SENATOR BRADY:

Thank you, Madam President. To the bill. I just want to stand in support of the gentleman's legislation.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any further discussion? This is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1653. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 50 voting Yea, 0 voting Nay, 0 voting Present. And the Senate concurs in House Amendment No. 1 to

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Senate Bill 1653. And the bill, having received the required constitutional majority, is declared passed. Senator Hunter, on Senate Bill 1664. Madam Secretary, please read the motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 1664.

Signed Senator Mattie Hunter.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Hunter, to explain your motion.

SENATOR HUNTER:

Thank you, Mr. -- Madam President. Senate Bill 1664 amends the Community Services Act. It has two amendments. Amendment 1 removed language stating that the shift of services and supports from the State to the community shall be acknowledged by the State. And Amendment 2 basically removes references to the Intermediate Care Facilities -- DD and Long Term Care for age -- Under Age 22 facilities as community residential alternatives. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? This is final action. And the question is, shall the Senate concur in House Amendment No. 1 and 2 to Senate Bill 1664. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 51 Yeas, none voting Nay, none voting Present. And the Senate concurs in House Amendments No. 1 and 2 to Senate Bill 1664. And the bill, having received the required constitutional majority, is declared passed. Senator Delgado, on Senate Bill 1746. We will now proceed to the

STATE OF ILLINOIS  
95th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

54th Legislative Day

6/7/2007

Order of Resolutions Consent Calendar. With leave of the Body, all those resolutions read in today will be added to the Consent Calendar. Madam Secretary, have there been any objections filed to any resolution on the Consent Calendar?

SECRETARY SHIPLEY:

No objections filed, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor will say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the resolutions are adopted. Senator Link, for what purpose do you rise?

SENATOR LINK:

Thank you, Madam President. I just -- an announcement. Senator Silverstein is absent today due to business in the district.

PRESIDING OFFICER: (SENATOR HALVORSON)

Thank you, Senator. Pursuant to Senate Joint Resolution 62, the Senate stands adjourned until Thursday, June 14th, 2007, at 12 noon. The Senate stands adjourned.