

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

103rd Legislative Day

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PRESIDING OFFICER: (SENATOR DeLEO)

The regular Session of the 95th General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? The invocation today will be given by Rabbi Barry Marks, Temple Israel, here in Springfield, Illinois. Rabbi.

RABBI BARRY MARKS:

(Prayer by Rabbi Barry Marks)

PRESIDING OFFICER: (SENATOR DeLEO)

Please remain standing for the Pledge of Allegiance. Senator Maloney, to lead in the Pledge, sir.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR DeLEO)

Madam Secretary, Reading and Approval of the Journal, please.

SECRETARY SHIPLEY:

Senate Journal of October 10th, 2007.

PRESIDING OFFICER: (SENATOR DeLEO)

Good afternoon, Senator Hunter.

SENATOR HUNTER:

Good afternoon, Mr. 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 DeLEO)

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

SECRETARY SHIPLEY:

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Senate Resolution 289 {sic} (389), offered by Senator Emil Jones and all Members.

And Senate Resolution 390, offered by Senator Hunter and all Members.

They're both death resolutions, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Consent Calendar. We have Channel 20 ABC News here in Springfield seeking leave of the Body to videotape the proceedings. Seeing no objection, so ordered. Also seeking same leave is WAND-TV Channel 17 and the State Journal-Register asking leave to videotape and still photograph the proceedings. Seeing no objection, leave is granted. Madam Secretary, Messages, please.

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 concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 546, together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Amendment No. 1 to Senate Bill 546.

Passed the House, as amended, October 10th, 2007. Mark Mahoney, Clerk of the House.

I have another Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, the Governor's specific recommendations for change notwithstanding, in the passage of which I am instructed to ask

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the concurrence of the Senate, to wit:

House Bill 4.

I am further instructed to deliver to you the objections of the Governor, which are contained in the attached copy of his letter to the House of Representatives.

Passed the House, October 4th, 2007, by a three-fifths vote.
Mark Mahoney, Clerk of the House.

And a Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, the veto of the Governor notwithstanding, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 1124.

I am further instructed to deliver to you the -- the objections of the Governor, which are contained in the attached copy of his letter to the House of Representatives.

Passed the House, October 4th, 2007, by a three-fifths vote.
Mark Mahoney, Clerk of the House.

I have a Message for the Governor by Joseph B. Handley, Deputy Chief of Staff for Legislative Affairs, dated October 10th, 2007.

Mr. President - To the Honorable Bodies of the Members of -- of the Senate, 95th General Assembly, I have withdrawn the nomination of the following named person to the office enumerated below and respectfully ask acknowledgement of this withdrawal to be officially reflected in the record of your Honorable Body.

Rod Blagojevich, Governor.

I have another Message from -- for the Governor by Joseph B.

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Handley, Deputy Chief of Staff for Legislative Affairs, dated October 11th, 2007.

To the Honorable Members of the Senate, 95th General Assembly - I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

Rod Blagojevich, Governor.

PRESIDING OFFICER: (SENATOR DeLEO)

Madam Secretary, Communications, please.

SECRETARY SHIPLEY:

I have a letter dated September 20th, 2007.

To the Honorable Members of Illinois State Senate.

Dear Members - I am -- nominating Judith A. Myers for reappointment to the Secretary of State's Merit Commission. I respectfully ask concurrence in and confirmation of this appointment by your Honorable -- Honorable Body.

Commissioner of the Merit Commission for the Office of the Secretary of State: to be Commissioner of the Merit Commission of the Office of Secretary of State for a term ending November 7th, 2013 - Judith A. Myers, salaried.

If you have any questions, please contact Dale Swinford, Director of Legislative Affairs.

Sincerely, Jesse White, Secretary of State.

I have a letter dated September 20th, 2007.

To the Honorable Members, Illinois State Senate 95th General Assembly.

Dear Members - I'm -- nominating Duane Noland for reappointment to the Secretary of State's Merit Commission. I

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respectfully ask concurrence in and confirmation of this appointment by your Honorable Body.

Commissioner of the Merit Commission for the Office of the Secretary of State: to be Commissioner of the Merit Commission for the Office of the Secretary of State for -- for a term ending November 7th, 2013 - Duane Noland, salaried.

If you have any questions, please contact Dale Swinford, Director of Legislative Affairs.

Sincerely, Jesse White, Secretary of State.

And a final -- letter dated September 20th, 2007.

The Honorable Members, Illinois State Senate, 95th General Assembly.

Dear Members - I am -- nominating Nathan Maddox for reappointment to the Executive Inspector General of the Office of Secretary of State. I respectfully ask concurrence in and confirmation of this appointment by your Honorable Body.

Executive Inspector General for the Office of the Secretary of State: to be Executive Inspector General for the Office of Secretary of State for a term ending December 31st, 2012 - Nathan Maddox, salaried.

If you have any questions, please contact Dale Swinford, Director of Legislative Affairs.

Sincerely, Jesse White, Secretary of State.

PRESIDING OFFICER: (SENATOR DeLEO)

The Chair recognizes Senator Hendon for the purposes of a motion. Senator Hendon.

SENATOR HENDON:

Thank -- thank you, Mr. President. I move that the Senate waive all posting requirements for the nominations contained in

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the Governor's Message of October 11th, 2007, so that the nominations contained therein can be heard at the meeting of the Executive Appointments Committee scheduled for Friday, October 12th - that's tomorrow morning - 2007.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, you heard the gentleman's motion. Senator Hendon moves to waive all posting requirements for the nominations contained in the Governor's Message of October 11th, the year 2007, so that the nominations contained therein can be heard at the meeting, which the Executive Appointment Committee is scheduled for tomorrow morning at the hour of 9 a.m., Friday, October 12th. Those in favor will say Aye. Those opposed will say Nay. The Ayes have it. The notice and posting requirements are waived. All Members within the sound of my voice, we'd ask to come -- please come to the Floor immediately. We will be taking Motions in Writing, Override Total Vetoes. This is final action. Ask all Members within the sound of my voice, please return to the Senate Floor immediately. Final action. Okay. Ladies and Gentlemen, can I have your attention, please. It's the intent of the Chair to go to the Calendar, page 41. Page 41, on your Calendar. On the bottom of page 41 on your Calendar is Motions in Writing, Override Total Vetoes. We will go to House Bill 405. Senator Jacobs, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 405 do pass, notwithstanding the veto of the Governor.

Filed by Senator Michael Jacobs.

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PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Jacobs, to explain your motion, sir.

SENATOR JACOBS:

Yes. House Bill 405 passed the Senate 48 to 6. This is a bill specific to my county only. It helps the Niabi Zoo, which the third largest zoo in Illinois and allows the local county to erect a tax on -- on a -- a front-door referendum. I'd ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Jacobs moves that House Bill 405 do pass, notwithstanding the total veto of the Governor. Is there any discussion? Is there any discussion? Senator Althoff, for what purpose do you rise, ma'am?

SENATOR ALTHOFF:

Thank you, Mr. -- President. To the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

...bill, ma'am.

SENATOR ALTHOFF:

I just would like to point out to those six individuals that voted No, this is a tax increase - even though it is a front-door referendum. And, that may be the reason you voted No in the first place. So, take a moment to look again at why you voted the way you did. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Is there any further discussion? Any further discussion? Seeing none, Ladies and Gentlemen, the question is, shall the Senate pass House Bill 405, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish?

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Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 44 Ayes, 5 voting Nay, 0 voting Present. House Bill 405, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Continuing on Motions in Writing is House Bill 962. Senator Koehler, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I -- I move that House Bill 962 do pass, notwithstanding the veto of the Governor.

Filed by Senator Koehler.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Koehler, to explain your motion, sir.

SENATOR KOEHLER:

Thank you, Mr. President, Members of the Senate. On August 13th, Governor Blagojevich vetoed House Bill 962, which has bipartisan support in both Chambers. What it does is, it helps - - municipalities because it clarifies and gives direction pertaining to resignations of elected municipal officials and what constitutes a vacancy for an elected municipal office. Additionally, the bill clarifies how a vacancy for a municipal board is filled when the mayor and the council at -- are at an impasse. This provision is extremely important for municipalities because it provides a process for closure regarding the possible very divisive issue. It also provides a method to be sure that there is representation on a municipal board for all citizens of a municipality. I've had a lot of calls in support of this. We voted for this on May 16th, 55 to

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nothing. The House has overridden this, and I would appreciate an Aye vote on your -- on this motion.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Koehler moves that House Bill 962 do pass, notwithstanding the total veto of the Governor. Is there any discussion? Is there any discussion? Senator Holmes, for what purpose do you seek recognition, ma'am?

SENATOR HOLMES:

I'm sorry, Mr. Chair {sic}. I had actually pressed my button on the previous vote, which was 405. I wanted to be recorded as a No, but obviously didn't do that in time. So..

PRESIDING OFFICER: (SENATOR DeLEO)

The record will so indicate your intentions, ma'am.

SENATOR HOLMES:

Thanks.

PRESIDING OFFICER: (SENATOR DeLEO)

Seeing no further discussion on the gentleman's motion, the question is, shall House Bill 962 pass, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 56 Ayes, 0 voting Nay, 0 voting Present. House Bill 962, having received the required three-fifths majority, is declared passed, notwithstanding the total veto of the Governor. Continuing on Motions in Writing is House Bill 1921. Senator Haine. Senator Haine. 1921. ...record. Continuing on Motions in Writing is House Bill 1960. 1960. Senator Bomke, you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read

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the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 1960 do pass, notwithstanding the veto of the Governor.

Filed by Senator Bomke.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Bomke, to explain your motion, sir.

SENATOR BOMKE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Just to refresh your memory, 1960 would allow members of the State Employment {sic} Retirement System, who were in the University of Illinois at Springfield Government Public Service Internships, to buy SER pension service credits up to two years of that internship. We had amended it in the Senate to require the -- the employee to pay both, not only their portion, but the State's portion. Any cost to the system would have been minor. The vote, when it left here, was 56 to 0. The override in the House was 111 to 0. I simply would appreciate a -- a favorable vote on this legislation.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Ladies and Gentlemen, Senator Bomke moves that House Bill 1960 do pass, notwithstanding the total veto of the Governor. Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate pass House Bill 1960, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 56 Ayes, 0 voting Nay, 0

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voting Present. House Bill 1960, having received the required three-fifths majority, is declared passed, notwithstanding the total veto of the Governor. WTTW in Chicago requests permission to videotape the proceedings. Seeing no objection, permission is granted. Ladies and Gentlemen of the Senate, I'd ask you to turn to page 42 of your Calendars. Page 42. On the top of page 42 is Motions in Writing, Override Total Vetoes of the Governor. We will go to House Bill 2036. Senator Righter, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

House Bill 2036. I'm sorry. I move that House Bill 2036 do pass, notwithstanding the veto of the Governor.

Filed by Senator Dale Righter.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter, to explain your motion, sir.

SENATOR RIGHTER:

Thank you, Mr. President, Ladies and Gentlemen of the Chamber. House Bill 2036 is a simple bill. It is an extension for a tax increment-financing district in the Village of Villa Grove, which is in my district, a town of about a thousand folks. It extends the TIF district's life from twenty-three years to thirty-five years. The Governor vetoed it outright. That veto has been overridden in the House by a vote of 110 to 3. And I'm seeking your support for doing the same here in this Chamber. I'm happy to answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Ladies and Gentlemen, Senator Righter moves that House Bill 2036 do pass, notwithstanding the total veto of the Governor. Is

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there any discussion? Is there any discussion? Seeing no discussion, Ladies and Gentlemen, the question is, shall House Bill 2036 pass, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 56 Ayes, 0 voting Nay, 0 voting Present. House Bill 2036, having received the required three-fifths majority, is declared passed, notwithstanding the total veto of the Governor. Continuing on Motions in Writing is House Bill 3729. Senator Viverito. House Bill 3729. Senator Viverito. Leave of the Body, we will come back to it. Continuing on Motions in Writing on page 42 of your Calendar, Accepting Specific Recommendations for Change is House Bill 1303. 1303. Senator Haine. Senator Bill Haine, sir. Do you -- indicates he wishes to proceed. Madam Secretary, would you please read the gentleman's motion.

SECRETARY SHIPLEY:

I move to accept the -- accept the specific recommendations of the Governor as to House Bill 1303 in manner and form as follows:

Amendment to House Bill 1303 in Acceptance of the Governor's Recommendations on House Bill 1303 as follows.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Haine, to explain your motion, sir.

SENATOR HAINE:

Thank you very much, Mr. President and Ladies and Gentlemen of the Senate. This amends the Private -- Disposal Licensing Act and creates a special licensure for those individuals who are

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emptying -- portable toilets. I know this is a very important bill for everyone's consideration. So, if you can be attentive. The Governor amended the bill by removing holding tanks. Since that has some environmental issues, believe it or not, that are separate and could create problems, we agree with the Governor. And I would ask that you join in my motion to concur in his amendment.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Haine moves to -- accept the specific recommendations of the Governor as to House Bill 1303. Is there any discussion? Senator Righter, are you seeking recognition on this motion, sir?

SENATOR RIGHTER:

I am, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Motion...

SENATOR RIGHTER:

Will the sponsor yield, please. Will the -- sponsor yield, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR RIGHTER:

Thank you, Mr. President. Senator Haine, I was picking through the information on the LIS that we have and I notice that twenty-four members of the House voted against this motion over in that Chamber, the -- primarily people who come from the same regions of the State that you and I do. Have you had any conversations with folks over in the House about why it would have drawn that -- that kind of opposition?

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Haine.

SENATOR HAINE:

No. I would have -- I -- I haven't spoken to anyone about why they would vote No on this licensure bill. I don't understand why anyone would vote No, other than a fear that this could be treated as a jocular matter and a frivolous matter. So, they didn't want to be involved in it. That's the only thing. Because the person who brought it to me for the waste haulers was told by many Members that they declined to sponsor the bill, because they feared a derisive comment in the press. So, they washed their hands of the matter.

PRESIDING OFFICER: (SENATOR DeLEO)

Is there any further discussion? Any further discussion? Okay. Ladies and Gentlemen, the question is, shall the Senate accept the specific recommendation of the Governor as to House Bill 1303, in the manner and form just stated by the Senator. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. There are 56 Ayes, 0 voting Nay, 0 voting Present. This is -- specific recommendation of the Governor as to House Bill 1303, having received the required constitutional majority, is declared accepted. Okay. Ladies and Gentlemen, we will continue on page 42 of your Calendar. Could we keep the noise level down, please? Please give your attention to the sponsor. In page 42 of your Calendar is Motions in Writing, Override Specific Recommendations. We will come to House Bill 732. In the middle of page 42 is Senator Holmes. Do you wish to proceed,

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ma'am? She indicates she wishes to proceed. Madam Secretary, would you read the lady's motion?

SECRETARY SHIPLEY:

I move that House Bill 732 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Linda Holmes.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes, to explain your motion, ma'am.

SENATOR HOLMES:

Very simply, House Bill 732 it established the Health Access Network Act and required the Department of Public Health to create a pilot program in Kane County to deliver specialty health care services, pharmaceutical drug assistance and diagnostic testing to individuals who did not have health insurance and did not qualify for Medicare {sic}. Quite simply, what the Governor did was overstepped his bounds and tried to make this a statewide program, when it was really a county pilot program that benefited Kane, DuPage and Kendall counties.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Holmes moves that House Bill 732 do pass, notwithstanding specific recommendations of the Governor. Is there any discussion? Is there any -- Senator Radogno, for what purpose do you rise, ma'am?

SENATOR RADOGNO:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates she'll yield for a question. Senator Radogno.

SENATOR RADOGNO:

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Thank you. Senator Holmes, one of the -- the issues that came up when we did this bill originally was how it would be funded. Do you have the information now about how this program in Kane County would be funded?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

It's primarily subject to appropriation. Although, I do believe there will be some money coming to it from some of the sponsors.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Radogno.

SENATOR RADOGNO:

When you say money coming to it from some of the sponsors, would this be Member initiative money?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

I think there's organizations that are willing to participate in this pilot program.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Radogno.

SENATOR RADOGNO:

Were you -- which organizations? I mean, first you said you thought that there were certain -- that it would be coming from Members and now organizations.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

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It -- it does appear to be that some of the counties that would be participating would be willing to put up some funds.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Radogno.

SENATOR RADOGNO:

So, there is no State money that will be going to this project? It will be the counties?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

Subject to appropriation. So, I don't know where all the money would be coming from, obviously.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Radogno.

SENATOR RADOGNO:

If you look at what the -- the Governor wanted to expand this statewide, what is your thinking in terms of where the funding would come if that were to occur? And -- and...

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

It's obviously the reason we are - have this on the Floor to override the veto. We don't have that kind of money in order to do a whole statewide program. This is a pilot program. This is something that other counties would eventually, possibly, be able to use if it worked in these counties.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Radogno.

SENATOR RADOGNO:

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Again, I -- I think that, you know, I was not for this bill in the first instance, because of the funding issue. It still seems pretty murky. I mean, on the one hand, we're saying that the State will be funding it, if it's subject to appropriation. And, I've heard the counties are going to fund it and Members may be putting money towards it. So, it -- it seems very unclear in terms of what the funding is.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Further discussion? Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Indicates she'll yield for a question, sir.

SENATOR RIGHTER:

Thank you. Senator, following up a little bit on the dialogue you had with Senator Radogno, you talked about maybe some Members putting some money aside, maybe some counties being involved, maybe some organizations. I mean, can you give us a little clearer picture of where the money would come from to pay for this, if the veto is overridden?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

We -- we get back to it's subject to appropriation. So, I actually can't say that for sure. We do know that some of the other counties have talked about the possibility of doing it. So, we know that that's a possibility.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

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SENATOR RIGHTER:

One of -- one of the things going around also, Senator Holmes, is that the -- the Governor's intention in vetoing it in this manner was to get a start on the health care program, Illinois Covered, that we've heard so much about over the past several months. Do you have any information about whether or not that might have been the Governor's intention in -- in vetoing your bill as he did?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Holmes.

SENATOR HOLMES:

Didn't -- the Governor did not give any rationale for -- rationale for his response. So, no, I do not know.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, seeing no further discussion, the question is, shall House Bill 732 pass, notwithstanding the specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 45 Ayes, 12 voting Nay, 0 voting Present. House Bill 732, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Continuing on Motions -- continuing on Motions in Writing to Override Specific Recommendation is House Bill 1729. Senator Maloney, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, would you please read the gentleman's motion?

SECRETARY SHIPLEY:

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I move that House Bill 1729 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Ed Maloney.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Maloney, to explain your motion, sir.

SENATOR MALONEY:

Thank you, Mr. President. Just a reminder. This bill required that the board and care homes licensed by the Illinois Department of Health sets registration standards for both board and care homes. The same standards that IDPH sets for shared housing or assisted living facilities. The Governor's veto is only grammatical in nature, replaces the word "permitted" with "allowed" and inserts the word "establishment" after housing. It does not detail any rationale for his recommendation. It's a grammatical choice. I think the bill, as written, is very clear and I don't see the necessity for this. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Maloney moves that House Bill 1729 do pass, notwithstanding the specific recommendations of the Governor. Is there any discussion? Is there any discussion? Seeing no discussion, the question is, shall Senate -- shall the Senate pass House Bill 1729, notwithstanding the specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 1729, having received

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the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Okay. Ladies and Gentlemen, may I have your attention, please. We will be going - - continuing on the Calendar -- printed Calendar. We will go to page 31 of your Calendar. Page 31 of your Calendar. House Bills 3rd Reading. On the top of page 31 on the Calendar is House Bill 551. Senator Halvorson. With leave of the Body, Senator Halvorson seeks leave of the Body to return House Bill 551 to the Order of 2nd Reading for the purpose of an amendment. Is that correct, Senator? Hearing no objection, leave is granted. Now, on the Order of 2nd Reading is House Bill 551. Madam Secretary, has there been any amendments approved for consideration?

SECRETARY SHIPLEY:

Yes, Mr. President. Floor Amendment No. 2, offered by Senator Halvorson.

PRESIDING OFFICER: (SENATOR DeLEO)

Majority Leader Halvorson, to explain your amendment, ma'am.

SENATOR HALVORSON:

Thank you, Mr. President and Members of the Senate. This is simple. This just extends the sunset date of the Veterans' Health Insurance Program from January 1 of 2008 to 2012.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Halvorson moves the -- the adoption of Amendment -- Floor Amendment No. 2 to House Bill 551. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it. The amendment is adopted. Madam Secretary, has there been any further Floor amendments approved for consideration?

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No further amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Madam -- sponsor, Assistant Majority Leader, I'd ask you to -- for the purposes of a clarification, will you just take this out of the record for one moment? We need to read a Committee Report in and go back to you. So, leave of the Body, we'll come right back to this. The sponsor has asked to take this out of the record temporarily. Madam Secretary... The -- the bill -- House Bill 551 will remain on 3rd Reading on the Calendar. House Bill 551 will remain on the Order of 3rd Reading. Madam Secretary, Committee Report, please.

SECRETARY SHIPLEY:

Senator Meeks, Chairman of the Committee on Human Services, reports Senate Amendment No. 2 to House Bill 921 recommend Do Adopt.

Senator Garrett, Chairperson of the Committee on Public Health, reports Senate Amendment No. 2 to House Bill 551 and a motion to accept Governor's -- the Governor's specific recommendations for change as to House Bill 1759 recommend Do Adopt.

Senator Jacobs, Chairperson of the Committee on Housing and Community Affairs, reports Senate Amendment No. 3 to House Bill 2353 recommend Do Adopt.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Ladies and Gentlemen, let's try this again. Let's go to page 31 in your Calendars. On the top of page 31 is House Bills 3rd Reading. The Majority Leader has a motion. Would -- she seeks leave of the Body to return House Bill 551 to the Order of 2nd Reading for the purpose of

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amendment. Is that correct? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is House Bill 551. Madam Secretary, has there been any amendments approved for consideration?

SECRETARY SHIPLEY:

Yes, Mr. -- President. Floor Amendment No. 2, offered by Senator Halvorson.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Halvorson, to explain your amendment for the second time.

SENATOR HALVORSON:

Thank you, Mr. President. It has not changed. It's still just changing the date from January 1, 2008 to 2012.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, Senator Halvorson moves the adoption of Floor Amendment No. 2 to House Bill 551. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment is adopted. Madam Secretary, has there been any further Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. 3rd Reading. Now on the Order of 3rd Reading is House Bill 551. Senator Halvorson, do you wish to proceed? She indicates she wishes to proceed. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

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House Bill 551.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Halvorson, to the bill, ma'am.

SENATOR HALVORSON:

Thank you, Mr. President. As I said earlier, the amendment just changes the sunset date from January 1 of 2008 to January 1 of 2010. We tried to deal with this earlier on in the year, weren't able to. So we're just going to extend the -- the sunset date, so -- while we're working on it.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Is there any discussion? Is there any discussion? Seeing no discussion, Ladies and Gentlemen, the question is, shall House Bill 551 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 551, having received the required constitutional majority, is declared passed. Continuing on House Bills 3rd Reading. Leave of the Body, we will go to House Bill 921. Senator Hunter seeks leave of the Body to return House Bill 921 to the Order of 2nd Reading for the purpose of amendment. Is that correct, ma'am? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is House Bill 921. Madam Secretary, has there been any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 2, offered by Senator Hunter.

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Hunter, to explain your amendment, ma'am.

SENATOR HUNTER:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Floor Amendment 2 to House Bill 921 -- basically what happened is that the federal government is lowering the assessment rate for the developmentally disabled care providers and Illinois must change the statutes to reflect the new federal rate. And that is the amendment, is to change the rate. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Is there any discussion? Is there any discussion? Seeing no -- discussion, Senator Hunter moves the adoption of Floor Amendment No. 2 to House Bill 921. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment is adopted. Madam Secretary, has there been any further Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

...you, Madam Secretary. 3rd Reading. Now on the Order of 3rd Reading is House Bill 921. Senator Hunter, do you wish to proceed? She indicates she wishes to proceed. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 921.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

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Senator Hunter, to the bill.

SENATOR HUNTER:

Thank you, Mr. President. Currently, the assessment on providers of care to the developmentally disabled is six percent. On January 1 of 2008, the federal regulations will require an assessment of no more than 5.5 percent. So, basically, this Floor amendment clarifies that the assessment for DD providers be six percent, or the maximum under federal regulation, or whichever is less. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Is there any discussion? Is there any discussion? Seeing no discussion, Ladies and Gentlemen, the question is, shall House Bill 921 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 921, having received the required constitutional majority, is declared passed. Okay. Ladies and Gentlemen, continuing on page 32, I'd ask you turn your Calendars to page -- 32. Leave of the Body, we'll go to House Bills 3rd Reading. House Bill 1284. Senator Carol Ronen. Senator Carol Ronen, do you wish to proceed? She indicates she wishes to proceed. Madam Secretary, please read... Okay. One moment, Senator Ronen. We -- I understand there is an amendment when this is -- the lady be asking for a recall. So, Senator Ronen, on House Bill 1284 will seek leave of the Body return House Bill 1284 to the Order of 2nd Reading for the purpose of amendment. Is that correct, ma'am? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is

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House Bill 1284. Madam Secretary, has there been any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senator Ronen.

PRESIDING OFFICER: (SENATOR DeLEO)

...you, Madam Secretary. Senator Ronen, to explain your amendment, ma'am.

SENATOR RONEN:

Thank you, Mr. President. This amendment deletes everything else, deletes the underlying bill and becomes the bill. It extends the sunset to January 2018, for three different Acts: The Home Medical Equipment and Services Provider License Act, the Marriage and Family Therapy Licensing Act, the Nursing Home Administrators Licensing and Disciplinary Act and the Physician Assistants {sic} Practice Act. These are technical changes and it, as I said, extends the deadline. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Senator Carol moves the -- Senator Carol Ronen moves the adoption of Floor Amendment No. 1 to House Bill 1284. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment is adopted. Madam Secretary, has there been any further Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. 3rd Reading. Now on the Order of 3rd Reading is

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House Bill 1284. Senator Ronen, do you wish to proceed, ma'am? She indicates she wishes to proceed. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1284.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Ronen, my dear friend, to the bill.

SENATOR RONEN:

Thank you, my friend, my President. I will now read the bill. The amendment that I described when it went to 2nd Reading is actually the bill that we will now vote on. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 1284 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 1284, having received the required constitutional majority, is declared passed. Okay. Ladies and Gentlemen, once again, with leave of the Body, we will be going to House Bill 3rd Reading. House Bill 1514. Senator Watson. But I think the sponsorship has been changed to Senator Burzynski. Is that correct, sir? Senator Burzynski, to present House Bill 1514. Senator Burzynski seeks leave of the Body to return House Bill -- 1514 to the Order of 2nd Reading for the

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purpose of an amendment. Is that correct, sir? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is House Bill 1514. Madam Secretary, has there been any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senator Burzynski.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Burzynski, to explain your amendment, sir.

SENATOR BURZYNSKI:

Thank -- thank you, Mr. President. Floor Amendment 1 becomes the bill and will extend the life of the -- TIF district in the City of DeKalb. Be more than happy to answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Is there any discussion? Is there any discussion? Seeing none, Senator Burzynski moves the adoption of Floor Amendment No. 1 to House Bill 1514. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment's adopted. Madam Secretary, has there been any further Floor amendments approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. 3rd Reading. Now on the Order of 3rd Reading. Senator Burzynski, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, could you please read the gentleman's bill.

SECRETARY SHIPLEY:

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House Bill 1514.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Burzynski, to the bill, sir.

SENATOR BURZYNSKI:

Thank you, Mr. President. This bill does extend the life of the TIF district in DeKalb. They've already begun roadway improvements through their downtown area, as well as -- they have a street -- streetscape improvement plan that they're working on currently. I would appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Senator Link, for what purpose do you seek recognition, sir?

SENATOR LINK:

Thank you, Mr. President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR LINK:

Senator Burzynski, I -- I -- I know this is not your first bill, because you have been here longer than I have been, so -- but I -- for the -- for the indulgence of those who were not in committee yesterday, I want to ask you the same question. Is this the first TIF bill that you had and that you will, I presume, be voting in favor of in your career in the Illinois Senate and in the House that you served in before?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Burzynski. I think that was a confession, not a

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question.

SENATOR BURZYNSKI:

Thank you, Mr. President. And Senator Link, just as I said yesterday, that is a very fair question. I have two answers for you. Which one do you want? No. Let -- let me give you the answer. You're absolutely right. This is the first TIF extension that I have offered in the General Assembly. However, I did a little research since committee yesterday and I have voted for TIF extensions on House Bill 2036, 247 and 561. So it's not the first one I've voted for.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, seeing no further discussion, the question is, shall House Bill 1514 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 55 Ayes, 2 voting Nay, 0 voting Present. House Bill 1514, having received the required constitutional majority, is declared passed. Continuing with House Bills 3rd Reading, with leave of the Body we will turn to page 33. Page 33 of your Calendars. On the top of page 33 is House Bill 2353. Sponsorship originally showed Senator Jones. Senator Martinez will handle the bill. Leave of the... Okay. Ladies and Gentlemen, Senator Martinez seeks leave of the Body to return House Bill 2353 to the Order of 2nd Reading for the purposes of an amendment. Is that correct, Senator? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is House Bill 2353. Madam Secretary, has there been any amendments approved for consideration?

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SECRETARY SHIPLEY:

Floor Amendment No. 3, offered by Senator Martinez.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez, to explain your amendment, ma'am.

SENATOR MARTINEZ:

Thank you. No. 2 {sic} (3) -- the -- No. 2 {sic} amendment to House Bill 2353 deletes everything after the enacting clause and creates the Illinois Affordable Housing Capital Fund. This fund, which is subject to appropriation, allows the Illinois Housing Department -- Development -- Authority to better administer the goals outlined in its comprehensive plan. The Illinois Affordable Housing Capital Fund will be administered by the Illinois -- by IHDA, its program administrator or designee. All income, which will initially come through appropriations from the State of Illinois' general obligation bonds and then through interest or loan repayment, less administrative and escrow costs, shall be deposited into the Affordable Housing Capital Fund. The -- the IHDA authority will be required to submit an annual report to General Assembly and the Governor -- Governor regarding expenditures and income associated with this fund. I'll be happy to discuss the bill on 3rd Reading.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Senator Martinez moves the adoption to Floor Amendment No. 3 to House Bill 2353. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment is adopted. Madam Secretary, are there any further Floor amendments approved for consideration?

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No further amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. 3rd Reading. Now on the Order of 3rd Reading is House Bill 2353. Senator Martinez, do you wish to proceed, ma'am? She indicates she wishes to proceed. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 2353.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez, to the bill, ma'am.

SENATOR MARTINEZ:

Thank you, Mr. President and Members of the Senate. This affordable housing bill, as you know, we had a very extensive task force that did work with the bill and last year the Governor signed into law the -- the Comprehensive Affordable Housing Act, which will talk about -- will actually address the issues that we have in many communities and that's actually addressing the issue of affordable housing. We're talking about people with low to lowest income. We're talking about senior citizens. We're talking about people with disability. We're talking about a plan that includes everyone in the whole entire State of Illinois. And this new fund will help make sure that that money is going into those areas, which was actually talked about and voted on and actually enacted into law, about where this money should be at. And, that is serving the population that most need it. And, it's the affordable housing needs that exist in all these communities. I would be happy to answer any questions.

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PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Is there any discussion? Any discussion? Senator Rutherford, what purpose do you seek recognition, sir?

SENATOR RUTHERFORD:

Mr. President, thank you. For a few questions of the sponsor.

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates she'll yield for a question, sir.

SENATOR RUTHERFORD:

And Senator Martinez, let me just -- just qualify, right up front, that the representative from IHDA did stop by my office this morning. Unfortunately, I wasn't available at that time. I didn't know the bill was going to be called this quickly. So, I have not had the discussion with her, but she was gracious enough to reach out to me. Let me -- in -- in committee today I asked this, what this will do is bring about general obligation bonds in which the full faith and credit and funding revenue would have to come from the State of Illinois. Today IHDA already has bond authorization. And it's my understanding that they definitely have enough authorization already into place, but they're not utilizing it. Is that correct?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

Thank you, Senator. And let me kind of give you the rationale for utilizing the GO bonds for the capital program. The comprehensive plan, passed by this General Assembly last year, focused on six populations, including the homeless people,

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people with disability, people with very low incomes - from thirty to fifty percent below the -- the -- the AMI. We have -- there is -- there is -- there must be little to no debt on development and -- so the rents will be affordable for those hard-to-serve priorities. The IHDA bonds are secured by development and repaid by rents. This prohibits the low rents these populations need. General obligation bonds are not supported by the development. And -- and funds from these bonds can be granted or loaned to an extremely low rate so the rents are affordable to these priority populations. Several other states use GO bonds in this manner, which are New York, California and Minnesota.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Rutherford.

SENATOR RUTHERFORD:

Mr. -- Mr. President, thank you. Senator, so you're saying that the existing spending ability for IHDA on the existing bond authorization does not allow them to address those constituency needs that you just highlighted?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

I'm -- no, I'm not saying that. What -- what I think we're trying to do is actually address the more critical issue, which is those very low income, you know, areas and also the people with disability, senior citizens. The -- IHDA currently has the authority to issue its own bonds tied to funding for a specific housing development. However, the issuance of these bonds create debt for those developments. They must be -- be paid back by the

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project, resulting in higher rents and higher sales costs. Additionally, many projects are not financially feasible to build with existing resources.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Rutherford.

SENATOR RUTHERFORD:

Mr. President, thank you. Senator, the -- these would be GO bonds. And, do I understand your presentation that as of today, there is no revenue stream that would pay for those GO bonds and is this -- does this set a separate GO bond authorization threshold above and beyond what may be a capital bill authorization yet to be considered?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

...you, Mr. President. Yes. And let me just say this is all subject to appropriations, subject to us passing a capital bill and subject to a lot of -- a lot of things. But at the end of the day, we want to make sure that we have this in place so when we do have that money, we're able to start addressing this critical issue.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Rutherford.

SENATOR RUTHERFORD:

...you -- thank you, Mr. President. One other question, we've already passed an authorization bill for capital out of this -- out of this Senate. This is, then, in addition to the capital bill, which would have already passed and it would need to have its own separate and dedicated revenue stream than which has

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already passed the Illinois Senate. Correct?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

Yes, Senator. We would have to amend it so we can include this in there.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Further discussion? Senator Sieben, you seeking recognition, sir?

SENATOR SIEBEN:

Yes. Thank you very much, Mr. President. To the bill: I also rise in opposition to the legislation, not because the goal isn't worthy. These are worthy goals. But, again, we come back to the financing of a new program, subject to appropriation. And, we're going to authorize a hundred million dollars in the capital side of what we want to do, but then put the requirement to pay off the debt over on to the General Revenue Fund without a revenue stream to do it. That debt retirement -- debt service on that with interest and principal will be another eight- to ten-million-dollar pressure on our General Revenue Fund when we can't afford for -- afford to pay for many of the programs we're doing today. So, it's just -- maybe you're ahead of your time. A worthy idea of a goal, but until we get the financial picture of this State somewhere squared away, until we actually have a State operating budget that's moving forward with the budget implementation bill passed, why are we doing this now? So, that's not a question. That's just part of my statement in opposition to the legislation. Why don't you put this off until next year? Maybe we'll have a clearer picture of the financial

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condition of the State and be able to do this, but this is certainly not the -- the timing -- the timing is not right for the program. And for that reason, I would urge a No vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Harmon, are you seeking recognition, sir? Nice to see you, Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DeLEO)

She indicates she'll yield for a question, sir.

SENATOR HARMON:

Thank you, Mr. President. Senator, I'm a little confused with the line of questioning that has come from -- from our colleagues in the Chamber. It's my understanding that we're simply laying the groundwork here for spending capital dollars on affordable housing projects, creating a fund to be administered by IHDA. A fund that could be filled with either the proceed of general obligation bonds or other revenue streams that would otherwise be used to fund bonds, but could be a pay-as-you-go sort of a capital program. We haven't made a decision that we're necessarily going to use bond proceeds for this. Have we?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

Senator Harmon, you are correct. We are just, basically, laying down the groundwork on this. I think it's important that we continue to work on that plan, on the comprehensive housing plan. This is -- again, we're just making sure that everything

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is laid out so we can continue to work towards our goal and that's addressing the critical issue that we have here in Illinois.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Harmon.

SENATOR HARMON:

Thank you, Senator. Let me follow-up with something you began your remarks with. The -- when IHDA issues its own bonds for a housing development project, those bonds are repaid with revenues from the project, which requires the developer to repay IHDA. IHDA is a conduit issuer. It merely collects the moneys from the entity to whom it made the loan, and then repays the bonds. Affordable development housing developments don't necessarily generate the revenue sufficient -- what we're trying to do here with this program is to provide a marginal subsidy to make the projects affordable, to produce the revenue streams that are required to develop these projects and to invest State dollars to make sure we have adequate affordable housing. Is that a fair characterization?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

You are so correct, Senator Harmon. I couldn't have said it better myself. I think, again, these are all the things that are in this plan. If people have taken the time out to read the comprehensive housing plan that we have in place, it would indicate all these issues that we're trying to really lay down the foundation to make sure that this, you know, works the way we want and to address that population that some are -- through

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development are just not being addressed.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President. To the bill, then: I understand the concerns raised by our colleagues today, but I believe that they're premature. As Senator Martinez has said, we're merely laying the groundwork to use this new fund to provide capital dollars to affordable housing. If you support affordable housing, I would encourage you to support the bill. We are not making the sorts of decisions that are causing some of our colleagues' anxiety at this point and we will have a chance to revisit that. I urge your Aye votes.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Further discussion? Senator Righter, are you seeking recognition, sir?

SENATOR RIGHTER:

I am, Mr. President. Thank you. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates she'll yield for a question, sir.

SENATOR RIGHTER:

Thank you. Senator Martinez, are there any provisions in the bill with regards to distribution of the funds? Where they'd have to be spent throughout the State?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR MARTINEZ:

It's basically on the income -- the population.

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator...

SENATOR MARTINEZ:

IHDA has a geographic policy that they use to see where the need is the most and that's where we -- that's -- that's what we got ourselves buying.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Senator, and based on your experience in housing matters and working with IHDA, can you tell me, I mean, based on their parameters, what would be your best estimate about where these dollars are going to go? I mean, are most of 'em going to go in one region of the State or another. Can you give us an idea?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez.

SENATOR RIGHTER:

They're all...

SENATOR MARTINEZ:

Senator Righter, I believe, where the need is most. Based on the -- on that -- on the plan that was passed that was signed into law, there is a lot of areas in there that we need to address, especially in those low income -- extremely low income areas where affordable housing doesn't seem to be able to, you know, go up for us. You know, we want to be able to create affordable housing for all those teachers and those -- those firemen and policemen that want to live in the neighborhoods, you know, that they -- where they -- where they work. And I think

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what we're looking to do is making sure that we continue to look at the population, look geographically in the whole entire State where we have the poorest of the poor where we can actually build affordable renting space and everything else.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Righter, to the bill, sir.

SENATOR RIGHTER:

Thank you, Mr. President, Ladies and Gentlemen of the Chamber. I think, for those of us who represent areas other than maybe where Senator Martinez is referring to, that we should think long and hard about granting this borrowing authority, as Senator Rutherford, on top of a pretty sizeable capital plan that this -- Senate acted on a few weeks ago. I personally, Mr. President, cannot vote for this. It's based on an issue in my district. I have a IHDA funded project in my district in Charleston, where I have had dozens of complaints because of the suffocating amount of mold that is in there. And I -- an inspector from the authority has come down. They have inspected the property. They have made a report. And the supervisor absolutely refuses to act on it. And it'd be enormously difficult for me to go back home to tell those dozen or so people, I voted to give them more money even though they're not willing to take care of the place that you and your family live. That's hundreds of thousands of dollars that had been given to that developer, with absolutely no enforcement mechanism or action whatsoever. And that is in one town, in one county, in one Senate district. And I'd be hard-pressed to believe that that is an isolated incident and it doesn't happen anywhere else in the State. Thank you, Mr. President.

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PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Further discussion? Senator Hendon, are you seeking recognition, sir?

SENATOR HENDON:

Very briefly, Mr. President. To my esteemed colleague and friend, Senator Righter, I would suggest that you not hold the people responsible -- the residents, because of a bad developer. If you have a bad developer, I will most certainly work with you. I'll come down there personally and get on that developer for you or with you. You -- you -- you shouldn't blame a resident, a person who needs affordable housing, because you have a -- a bad landlord. Blame the landlord. Let's get rid of the landlord. No one is suggesting, with Senator Martinez's bill, to give that particular developer more money. In fact, I'm sure Senator Martinez would be very upset to know that there was someone out there not providing good quality affordable housing for any resident of the State of Illinois. This is a good bill and I urge an Aye vote on this most important measure.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Last person seeking recognition on this matter. Senator Raoul. Senator, for what purpose do you rise?

SENATOR RAOUL:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR RAOUL:

I, too, rise in strong support of this bill. The implication of the debate -- where the debate went a couple of speakers ago, there was an indication of the areas that Senator

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Martinez was referring to. I kind of found that offensive that we shouldn't consider the areas that Senator Martinez was referring to on top of the obligation that we've already considered in our recent capital bill. The areas that Senator Martinez referred to were not specific to geography. What she referred to was low income. So the statement in the essence saying -- is saying we shouldn't consider doing for the neediest of our citizens, because of obligations that we already have with regards to roads and things of that nature. I'm offended by that. I -- I -- I -- I rise in strong support of this bill and I think every Member should consider doing on behalf of our neediest citizens.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Senator Martinez, to close, ma'am.

SENATOR MARTINEZ:

Thank you, all my colleagues. I think that it has been a good and a healthy discussion. I have to disagree with certain comments that were made from the other side of the aisle about certain areas. This -- this type of money that's -- we're looking to do is making sure that we can go in and rehab existing structures right now that need to be rehabbed so we can continue to keep those -- those homes affordable. If we -- we want to preserve. Right now, we're in the risk of losing many, many affordable housing units because the money isn't there. We can never have enough money, I think, here in Illinois to address the issue of affordable housing. Right now, there is more than twenty-six thousand households a year are homeless in State-funded shelters. Those are issues. We have to address those issues. You know, for every new affordable housing unit, two are

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lost to demolition, conversions or abandonment. More than 1.3 million household in Illinois pay more than thirty-five percent of their income for housing, leaving too little for other basic necessities. More than seven hundred and twenty-two thousand household in Illinois pay more than half their income for housing. So please don't tell me that we don't -- that this is, you know, on top of everything else, we do not have enough money. We need to have more money to address the critical shortage we have of affordable housing. That applies to everyone. Every Senator in this Chamber it applies to them and their districts. You cannot tell me that you don't have low-income people living in your neighborhoods. And this is what we need to lay down the foundation to make sure that we can address that issue, which is critical housing shortage. So I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, the question is, shall House Bill 2353 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 38 Ayes, 15 Nays, 0 voting Present. House Bill 2353, having received the required constitutional majority, is declared passed. Okay. Ladies and Gentlemen, may I have your attention, please? I'd ask at this time -- I'd ask all Members of staff, please return to the rear of the Chamber for just a moment. I'd ask all Members, please be in their seats. All members of staff just return to the rear of the Chamber just for a moment. All Members please be in their seats. Senator Lauzen. Senator Cronin. Senator Link. Senator Cullerton. Ladies and Gentlemen,

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at this time, I'd ask all Members -- Senator Bond, please join us. Please join. I'd ask all Members please rise. As you know, as we stand here right now, the services for young Patrick Ryan, who was just at the age -- tender age of twenty-four years of age, was found dead in the family's home this past weekend of apparent suicide. As we speak, the services are happening in their hometown of Elmhurst. So, at this time the President has asked that we take a -- reflect a moment of silence and a moment of personal thoughts and memories to the Ryan family. So, please stand in a moment of silence. Thank you for your attention. President Jones. President Jones seeking recognition?

SENATOR E. JONES:

Yeah. Thank you, Mr. President. For a point of personal privilege. As you all know, October is Breast Cancer Awareness Month. The American Cancer Society estimate that this year approximately a hundred and seventy-eight thousand women will be diagnosed with breast cancer. And of that number, forty will lose their battle to this dreadful disease. It is the second -- leading cause cancer death among -- of women throughout this -- this country. Early detection, annual mammograms for women forty and over is key to fighting the successful battle against this disease. We can make a difference in this fight for breast cancer. Leader Watson and I would like for you to join us in making Friday, tomorrow, Breast Cancer Awareness Day here in the Illinois Senate by each of us wearing something pink. Senator Hendon promised I could wear his pink suit. So, Friday, October 12th, I strongly encourage all Members to wear something pink as a means with which we can demonstrate that we strongly support the awareness program, we strongly support women getting

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mammogram tests and strongly support the cause that we all stand and fight for and that is breast cancer.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Thank you, President Jones. Leader Watson, you seeking recognition, sir? Senator Watson.

SENATOR WATSON:

Yes, I am, Mr. President. And thank you and thank you to the real President of the Senate, Emil Jones. In -- in the memo that we sent out to each of you recognizing the fact that October is Breast Cancer Awareness Month and that we were asking each of you to wear pink this Friday is our message and our mission in -- in sending a message to the women of this State and this country that it is important for mammograms to be done and -- and it's necessary that that -- that that take place. Now let me just tell you a little bit about this. This -- St. Mary's Hospital in -- in Decatur started this, and I'm -- I'm on a poster over there, along with about eight or -- nine other guys, that -- real men wear pink. Well, anyway, the whole message, though, is what we're trying to deliver. And Linda Hinton, one of our secretaries, the secretary of -- of Senator John Millner, suggested that we do this. So, I -- I -- I think it's great that our staff participates in this also. And she suggested that we support Debbie Millner, who is the -- the wife of John, who currently is battling breast cancer. And -- and we've all had cancer touch our lives. All of us have, in one way or another. A very -- very tragic disease that many people, unfortunately, do not recover. But, battling is the message. And the message is prevention and treatment. But, going to have a mammogram and having it done is important. And, I recognize and appreciate the

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President of the Senate asking all of us to participate in this awareness and delivery of a message to the ladies of this State and this country that make sure you -- you do the prevention work. And that's all that needs to be done. And we can -- we can help prevent this dreaded disease. So, thank you. And I will be wearing, visibly, my pink. And that's what everybody needs to be doing. Not -- it's got to be visible, if you know what I mean. So, we -- we'll have our own little message here in the Senate. So, thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Leader Watson. Chair recognizes Senator Hunter.

SENATOR HUNTER:

...you. Thank you, Mr. President. I would like to commend President Jones and Leader Watson for you all taking the lead on -- on making us aware that -- that -- of breast cancer as October being Breast Cancer Awareness Month, as well as encouraging us very strongly to wear pink tomorrow. As you can recall, in -- in 2005, you all, this Body, we passed Senate Bill No. 1 to create a scratch-off lottery ticket for the cure. And as of today, we are still the only State in the nation that has passed such a bill. I've received, since then, over twenty inquiries from different states throughout the nation wanting to know how do we do it here in Illinois, because they want to do the same thing in their states. So I'd like to commend you all and I just hope that we are able to wear pink at least once a year, collectively as a Body, in recognition of Breast Cancer Awareness Month. Thank you very much.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator Hunter. Okay. Ladies and Gentlemen, I'd

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ask you to go back to the Calendar, the printed Calendar. I'd ask the Members of the Body to turn to page 33 of your Calendar. On the bottom of page 33 of your Calendar comes House Bills 2nd Reading. We will go to the Order of House Bills 2nd Reading. Senator Crotty, on -- leave of the Body... Okay. Ladies and Gentlemen, leave of the Body, we will go to House Bills 2nd Reading. House Bill 4144. The chief sponsor's been changed to - - from Senator Crotty to Senator Hendon. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 4144.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. 3rd Reading. House Bills 2nd Reading. Leave of the Body, we will go to House Bill 4148. Senator Forby. Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 4148.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. 3rd Reading. House Bill -- leave of the Body, we will go to House Bills 2nd Reading. 4149. Senator Forby. Madam Secretary, please read the gentleman's bill.

SECRETARY SHIPLEY:

House Bill 4149.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. 3rd Reading. Okay. Ladies and Gentlemen of the Senate, I'd ask you kindly turn your Calendars to page 36 of your printed Calendar. Page 36 of the printed Calendar. On the bottom of page 36 comes Senate Bill 478. With leave of the Body, we will go on the Order of Concurrence to Senate Bill 478. Senator Silverstein, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 3 to Senate Bill 478.

Filed by Senator Ira Silverstein.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Silverstein, to explain your motion, sir. And I apologize, you -- you look alike.

SENATOR SILVERSTEIN:

Thank you, Mr. President. This is for a village which you're very well aware of, which I'm sure you've visited numerous times - the Village of Skokie - asking for quick-take authority for twelve months to use certain -- properties for a pedestrian ingress and egress for drop-off and pick-up areas for the construction of their rail transit station.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, this is final

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action. The question is, shall the Senate concur in Amendment No. 3 to Senate Bill 478. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 56 Ayes, 0 voting Nay, 0 voting Present. Senate Bill 478, the -- the Senate concurs in House Amendment No. 3 to Senate Bill 478. And the bill, having received the required constitutional majority, is declared passed. WCIA-TV in Springfield requests permission to videotape the proceedings. Seeing no objection, leave is granted. With leave of the Body, we will turn to the printed Calendar. Page 37 of your printed Calendar. Secretary Desk, Concurrences. We will go to -- on the Order of Concurrence, Senate Bill 753. Senator Halvorson, do you wish to proceed? She indicates she does. Madam Secretary, please read the lady's motion.

SECRETARY SHIPLEY:

I move to concur with the House in the adoption of their Amendment No. 2 to Senate Bill 753.

Filed by Senator Debbie Halvorson.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Senator Halvorson, to explain your motion, ma'am.

SENATOR HALVORSON:

Thank you, Mr. President. Basically, Senate Bill 753 just changes the date that the Supreme Court Historic Preservation Commission has to make their appointments. Currently, it's October 23rd of '07. They had sixty days after that. Obviously, we're past that so we need to fix the dates.

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PRESIDING OFFICER: (SENATOR DeLEO)

Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, this is final action. The question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 753. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted a wish? Madam Secretary, take the record. On that question, there are 58 voting Aye, 0 voting Nay, 0 voting Present. The Senate concurs in House Amendment No. 2 to Senate Bill 753. And the bill, having received the required constitutional majority, is declared passed. Ladies and Gentlemen, once again, with leave of the Body, I'd ask the Members to -- on our printed Calendar to go to page 35. Page 35 of our printed Calendars comes on the Order of Secretary's Desk, Resolutions is Senate Resolution No. 255. Senator Syverson, do you wish to proceed? He indicates he would like to proceed. Madam Secretary, could you please read the gentleman's resolution?

SECRETARY SHIPLEY:

Senate Resolution 255.

No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Syverson, to the -- to the resolution, sir.

SENATOR SYVERSON:

Thank you -- thank you, Mr. President. And in light of all the seriousness that was covered today, I guess we'll try to lighten things up a little bit and try to be a little more like Cheap Trick. This is really as good as I can -- I can get. It actually is appropriate that we do the resolution naming Cheap

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Trick Day today, because later tonight, the -- Cheap Trick and Kanye West are both being honored by the recording academy, which is taking place tonight. So, we appreciate the opportunity to bring this resolution forward. Earlier this year, we had Rick Nielsen here, who's kind of like the -- the lead guitarist and spokesperson for Cheap Trick. And he was here in the Capitol and at that time we introduced our resolution honoring Cheap Trick. And the resolution honors not just the impact they've had on the music industry, but also the impact that they have had on Illinois. And allow me just for the record just to quickly review a few things, 'cause I think it's important to point out their history. Cheap Trick over the last thirty years, twenty million records sold, forty gold/platinum recording awards, over five thousand performances around the world, including twelve countries for USO, Madison Square Gardens {sic}, the United Nations, the Orange Bowl, Taste of Chicago, Superdome, Silverdome, L.A. Coliseum, Radio Music Hall, Astrodome, Rock and Roll Hall of Fame, all places that they have gone to. Some of their TV appearances have included Letterman, Saturday Night Live, Howard Stern, Comedy Central, the American Music Awards, Drew Carey Show, That '70s Show, Jeopardy and Playboy's Girls of Rock and Roll. Some of the commercial themes that they have worked on that you have all heard before: Diet Coke, Pepsi, McDonald's, '70s Show, HMO's {sic} Fall Lineup, The Simpsons. And some of the soundtracks they have worked on: Top Gun, Tequila Sunrise, Daddy Daycare, Holland's Opus, Gladiator, Caddyshack, 10 Things I Hate About You, Encino Man, Fast Times of {sic} (at) Ridgemont High, Joe Dirt, Detroit City Rock {sic} and just a couple other sporting events. They've done the Super Bowl.

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They've worked with John Lennon, KISS, Alice Cooper, Hall and Oats, Aerosmith, Motley Crue and I could go on and on. No question that they have had a major impact on music in this State and in this country. But I think what's most important is Cheap Trick still calls Illinois home. When many others have made it successful and have moved on, they have stayed here. In fact, just recently Rick Nielsen announced that they are planning on building the largest guitar museum in the world here in Illinois and they'll be bringing their guitar collection from around the world here to Illinois as well. So, with that, I would urge support for the great group Cheap Trick in honoring a -- a day after what they have had and the impact they have had in our State and country. Thank you very much, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Ladies and Gentlemen, is there any discussion? Is there any discussion? Seeing none, Senator Syverson moves the adoption of Senate Resolution 255. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the resolution is adopted. Continuing on Secretary Desk, Resolutions. Leave of the Body, on page 35 we will go to Senate Joint Resolution 72. Senator Lightford, do -- do you wish your resolution considered, ma'am? She indicates she does. Madam Secretary, please read the lady's resolution.

SECRETARY SHIPLEY:

Senate Joint Resolution 72.

The Committee on Education adopted Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Lightford, to the resolution, ma'am.

SENATOR LIGHTFORD:

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Thank you, Mr. President, Ladies and Gentlemen of the Committee -- of the Senate. Senate Joint Resolution 72 is a School Code mandate waiver report. This year we did very good with our decline in waivers requested, a total of forty-seven. We have honored the State Board of Education's recommendations. And we're looking to disapprove one waiver to Prairie State Achievement Exam, a school district would like to leave for the remaining of the day. We'd like to disapprove that. We have decided out of eight requests for P.E. waivers, that we will reduce four of them to have only a two-year approval in hoping that they will resolve their issues regarding P.E. And, we have modified seven of the thirteen requests for driver's education not to exceed a cap of two hundred and fifty dollars. Again, these were all the State Board of Education's recommendations and we'd like to comply with them. I'd be happy to answer more questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Is there any discussion? Is there any discussion? Senator Cronin, you seeking recognition, sir?

SENATOR CRONIN:

Thank you, Mr. President. I rise in support of the lady's resolution. We discussed this in the Education Committee and this is the policy that was adopted several years ago, which seeks to promote local control. Saying yes on a waiver request sort of means no and no means yes. But I did want to point out there is one request, and only one request, that was denied outright and I know that it has an impact on Senator Syverson and Senator Burzynski. But other than that, there is a overall commitment to local control in this resolution. And with that

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and for that, I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Any further discussion? Any further discussion? Seeing none, Senator Lightford, to close, ma'am.

SENATOR LIGHTFORD:

Mr. President, Senator Cronin, in fact, was correct and I should have mentioned that. Senator Burzynski suggested and made mention to Senator Sieben's {sic} district on the five clock-hour requirement for one of his schools, requesting that they leave for the remaining of -- the day after the Prairie State Achievement Exam. And I just think it would be setting a -- a -- not a good precedence for all of our school districts across the State. However, we do invite them back next year to apply again and -- but we're really hoping that they're able to resolve the matter. But I did take Senator Syverson's district into consideration.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Lightford moves the adoption of Senate Joint Resolution 72. Ladies and Gentlemen, because this is a School Code waiver, a roll call vote must be taken. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 54 Ayes, 0 voting Nay, 0 voting Present. Senate Joint Resolution 72, the resolution is adopted. Okay. Ladies and Gentlemen, once again, with leave of the Body, I'd ask you to turn to page 42. Page 42 of your Calendar. Motions in Writing to Override the Total Veto of the Governor. We took out of the record House Bill 3729. We'll now proceed to the Order of Motions in Writing to Override

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Total Vetoes. House Bill 3729. Senator Viverito, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 3729 do pass, notwithstanding the veto of the Governor.

Filed by Senator Louis Viverito.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Viverito, to explain your motion, sir.

SENATOR VIVERITO:

Thank you -- thank you, Mr. President. House Bill 3729 will provide a statutory provision to allow licensed Illinois professional engineers, environmental health practitioners to design and integrate these technologies in their systems designs approved onsite. These changes will allow for more desirable design options for health departments and developers to allow a severely limited building site to develop with optional technology. The bill is supported by the Homeowners' Association, the Northern Illinois Public Health District, Association of the Illinois Department of Public Health. I would certainly appreciate a Yes vote. And I'll answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Senator Viverito moves that House Bill 3729 do pass, notwithstanding with the total veto of the Governor. Is there any discussion? Senator Risinger, for what purpose do you rise?

SENATOR RISINGER:

Thank you, Mr. President. To the override: I --I stand in support of what the Senator is trying to do. What -- this is the kind of thing that we should support. There are no mandates

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here. These are -- just gives you additional options that are -- are very good. They're designed by -- by professional engineers and so I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Further discussion? The Chair recognizes Senator Demuzio with a former -- future member of the Illinois Senate in her arms. Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. I have the honor today of introducing our newest member here to the General Assembly. His name is Mamush -- his full name, Mamush Samuel David Abera Rogal. And if you remember several months ago, we -- we -- we welcomed his arrival here to the United States as Jim and Jenni, our staff people back here, mom and dad, were on their way to Ethiopia to pick him up. Well, he was born on April the 9th, -- 2007, in Addis Ababa, Ethiopia, and he arrived here on August the -- 26th. And as Jim and Jenni has said, they would like to thank all of the staff members in the Senate and everyone around the Capitol for their support and their prayers on their long -- long road to get Mamush. And as you can tell, as Jenni has expressed, he is truly an example of love meeting government in the cooperation from the local to the international area. Also they would like to thank and recognize their adoption agency, the Children's Hope International, which is based in St. Louis and has two Illinois offices, both in Des Plaines and Collinsville. And so with a mission of hope and health and homes for -- for children in need, Children's Hope International has brought together more than six thousand families from around the world with families during the past fifteen years. And so it's our honor today to say

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congratulations to Jim and Jenni Rogal, proud parents of Mamush. Let's give them a warm welcome.

PRESIDING OFFICER: (SENATOR DeLEO)

Congratulations. Congratulations on the new beautiful baby. Senator Demuzio, it looks like you've had experience holding babies. It doesn't look like it's the first time.

SENATOR DEMUZIO:

...the great one and he -- he's been with -- with me now, Jenni has brought him ever since their arrival we've kept in contact. So, it's my pleasure to be able to have him here today. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Congratulations, once again. Okay. Is there further discussion? Further discussion on the gentleman's motion? Senator Sullivan, are you seeking -- no. Okay. Seeing no further discussion, Ladies and Gentlemen, the question is, shall the Senate pass House Bill 3729, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 3729, having received the three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Senator John Sullivan, for what purpose do you seek recognition, sir?

SENATOR SULLIVAN:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, sir.

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SENATOR SULLIVAN:

Thank you. Ladies and Gentlemen, I have a -- a young man standing beside me. He's one of my mayors. Steve Woodruff from Illinois -- or from Hamilton, Illinois. It's over on the Mississippi River. He's in his first term. About two and a half years in that office. His wife is here. Erica is also with us today, up in the gallery. I'd just like you to welcome them to Springfield.

PRESIDING OFFICER: (SENATOR DeLEO)

Mayor, welcome to the Illinois State Senate. Welcome to Springfield, Illinois. The Chair would recognize Senator Crotty. For what purpose do you seek recognition, ma'am?

SENATOR CROTTY:

On a point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

State your point.

SENATOR CROTTY:

Thank you. As we look around the Senate, we see some very nice young women visiting here on the Floor. I have next to me Adriann Gerardi and she's from Hoffman Estates. And she's a member of IWIL, which is the Women's Institute of {sic} (for) Leadership. So I'd like everyone to join me in welcoming her.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome you to Springfield, Illinois. Welcome to the Illinois State Senate. And you live in a very beautiful community, Hoffman Estates. Senator Hunter, for what purpose do you seek recognition, ma'am?

SENATOR HUNTER:

Point of personal privilege, Mr. President.

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PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, and it's a pleasure to see you this afternoon, Senator.

SENATOR HUNTER:

Thank you, Mr. President. It's always wonderful to see you again. I have a guest with me today, Miss Deborah von Nida. She's a supervisor investigator from Madison County Coroner's Office. And today's she's my delegate. She is an IWIL delegate here learning about the governmental process and she's voted a few times. And get a little feel of it. So let's welcome Deborah to the Senate, please.

PRESIDING OFFICER: (SENATOR DeLEO)

Illinois Senate would like to welcome all our guests from IWIL today. Welcome to the Illinois Senate. Senator Holmes, are you seeking recognition, ma'am?

SENATOR HOLMES:

I am. Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point.

SENATOR HOLMES:

I would like to also introduce a woman who is here from IWIL. Carol DiCola is here. She actually is in the Downers Grove area. Kirk Dillard is -- Kirk Dillard is her Senator so we thought we'd show her what a real Senator could also do. So I'm very, very honored to present her.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome to the Illinois State Senate and you -- welcome on -
- great representation on both sides. Senator Demuzio. Nice to see...

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SENATOR DEMUZIO:

Yes. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, ma'am.

SENATOR DEMUZIO:

Thank you, Mr. President. I have with me today Debbie Waters from my hometown of Carlinville in Macoupin County. She's also an IWIL delegate today and has been very, very involved in the American Cancer -- Association, breast cancer, smoke-free. And it's my privilege to have her with me today.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome to Springfield. Have you ever been to Ryan's Pub?

SENATOR DEMUZIO:

She says, "Who hasn't?"

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Collins. Senator Jacqui Collins, are you seeking recognition, ma'am?

SENATOR COLLINS:

Thank you, Mr. President. Ladies and Gentlemen, I rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, ma'am.

SENATOR COLLINS:

I also have the honor of having a young enthusiastic -- optimistic young woman, a member of IWIL. It happens to be Kari Steele. She happens to be the President -- or the Chairman of the Young Democrats for the 6th Ward in my district. She's also the daughter of the former Alderman, John Steele of the 6th Ward, who now serves on the Circuit Court -- in the Circuit Court. So

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I would like you to welcome Kari Steele to the General Assembly.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome. Welcome to Springfield, Kari. Senator Halvorson. Majority Leader Halvorson, you seeking recognition?

SENATOR HALVORSON:

Thank you, Mr. President. I, too, have a couple of IWIL young women with me. I have Gena Faas, from Brookfield, and Melverta Wilkins, from Decatur. So if you'd like to welcome them, I'd appreciate it.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome. Welcome. Welcome to Springfield. Senator Lightford, how nice to see you this afternoon, ma'am. For what purpose do you seek recognition?

SENATOR LIGHTFORD:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, ma'am.

SENATOR LIGHTFORD:

Thank you. I'm pleased to have Miss LaNeesha Barker joining us on today to gather all of this experience and exposure of the Legislature since she's interested in pursuing a position in government and politics. She's currently at the Cook County Department of Environmental Control. She's the Vice President of the Young Democrats organization of the 8th Ward and it's a delight to have her here. Can we please welcome her to the Illinois General Assembly?

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome. Welcome. Before you pursue a -- a career in elective office, ask Senator Lightford what day of overtime this

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is. Senator Martinez, what purpose do you seek recognition?

SENATOR MARTINEZ:

For the point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, ma'am.

SENATOR MARTINEZ:

Thank you, Mr. President. I, too, join the rest of my colleagues here to welcome all these great women that are taking part of this great IWIL program. I have with me Genita Robinson. She actually is the Director of Special Projects for the CPS under -- Arne Duncan. She has worked in the past in my district, attending some of the issues of my schools and I think she's a great asset to the IWIL. And I want everyone here to welcome her.

PRESIDING OFFICER: (SENATOR DeLEO)

Miss Robinson, welcome to the Illinois State Senate. Thank you for attending. Madam Secretary, have we received any motions to override the Governor's veto of legislation?

SECRETARY SHIPLEY:

Yes, Mr. President. The following motions have been filed with respect to the Governor's action on the following House bills to override total -- vetoes:

House Bill 978, by Senator Schoenberg and House Bill 1242, by Senator Bond.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Thank you. Let them be printed on the Calendar. Madam Secretary, have we received any motions to override the Governor's specific recommendations for change of legislation?

SECRETARY SHIPLEY:

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Yes. The following motions have been filed with respect to the Governor's action on the following House bills to override specific recommendations for change:

House Bill 4, by Senator Link; House Bill 291, by Senator Sullivan; House Bill 1268, by Senator Lightford; House Bill 1539, by Senator Crotty; House Bill 1628, by Senator Schoenberg; House Bill 3578, by Senator Harmon; and House Bill 3627, by Senator Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Madam Secretary, we'll have -- let those motions be printed on the Calendar. Madam Secretary, once again, have we received any motions from the sponsor regarding the Governor's veto of items in House Bill 3866?

SECRETARY SHIPLEY:

Yes. I have motions to override item vetoes with respect to the Governor's action on House Bill 3866.

Filed by Senator Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Let that motion be printed on the Calendar also. Okay. There's multiple motions. So let them be printed on the Calendar. ...Secretary, have we received any motions from the sponsor regarding the Governor's reduction of items in House Bill 3866?

SECRETARY SHIPLEY:

Yes, Mr. President. I have motions to restore item reductions with respect to Governor's -- to the Governor's action on House Bill 3866.

Filed by Senator Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

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Once again, let those motions be -- let them be printed on the Calendar. Thank you. For purposes of an announcement, we are waiting for a Supplemental Calendar to be printed. It should be here momentarily. Standing at ease until -- the Supplemental Calendar will be printed and distributed on the Members' desks very, very shortly. Senator Lauzen, for what purpose do you seek recognition, sir?

SENATOR LAUZEN:

A -- a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, sir.

SENATOR LAUZEN:

You know, I've had the great pleasure for the past three years of spending most of my Saturdays in some education finance classes at Northern Illinois University. One of the great pleasures of that experience has been to meet some of the finest administrators and teachers in the State of Illinois. And we have today with us one of those fellows, Greg Michaels, who's the assistant Principal at Aptakisic Junior High School in Buffalo Grove. He is the smartest guy in the class and he brought us, it looks like, several classes from the junior high with him today. And I'd just like the Senate to recognize Greg Michaels and the class from Aptakisic Junior High in Buffalo Grove.

PRESIDING OFFICER: (SENATOR DeLEO)

Will our guests in the galleries please rise and be recognized? Welcome to the Illinois Senate. Welcome to Springfield, Illinois. Thank you for visiting us today. Senator Righter, for what purpose do you seek recognition, sir?

SENATOR RIGHTER:

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Thank you, Mr. President. The Senate Republicans would request a caucus immediately in Senator Watson's Office for forty-five minutes, please.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Righter has requested a Republican Caucus immediately in Leader Watson's Office. The Senate will -- request is always in order, sir. The Senate will stand at ease to the call of the Chair. We will return -- recess -- we will -- return back here to the Senate Chamber exactly at the hour of 3 o'clock. Senate stands in recess to the call of the Chair.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DeLEO)

Senate will come to order. With -- all Members within the sound of my voice please return to the Senate Floor immediately. We will be doing Motions in Writing, Overriding Total Vetoes and other motions. This will be final action. So I'd ask all Members please report to the Floor immediately for final action. Okay. Ladies and Gentlemen, Supplemental Calendar No. 1. Supplemental Calendar No. 1 has been printed and distributed to all Members. I'd ask you to turn to page 2. Ladies and Gentlemen, page 2 of your Calendar. Okay. Ladies and Gentlemen, on page 2 of the Calendar in the Orders of Motion in Writing to Override the Total Veto of the Governor. Senator Schoenberg, on House Bill 978. Do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

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SECRETARY SHIPLEY:

I move that House Bill 978 do pass, notwithstanding the veto of the Governor.

Filed by Senator Jeffrey Schoenberg.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg, to explain your motion, sir.

SENATOR SCHOENBERG:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that we override the Governor's motion -- the Governor's veto of House Bill 978. House Bill 978 ensured that the Procurement Policy Board would continue to have the power to review, vet and -- and protect our -- to review and vet real -- all the real estate leases that are executed by State government and the Governor's veto let that power whither away and disappear. And I believe that we need to have the Procurement -- if anything, we need to have the Procurement Policy Board have their powers strengthened and give them more resources to continue to watch our wallets. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Senator Schoenberg moves that House Bill 978 do pass, notwithstanding the total veto of the Governor. Is there any discussion? Is there any discussion? Senator Rutherford, for what purpose do you seek recognition, sir?

SENATOR RUTHERFORD:

Thank you, Mr. President. Question of the sponsor. Sponsor indicates he'll yield for a question, sir.

SENATOR RUTHERFORD:

Why did the Governor veto this?

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg.

SENATOR SCHOENBERG:

The veto message was very -- a -- modest, and it's -- the Governor indicated that he felt that the bill arbitrarily hindered the competitive bidding process. I created this as part of a sweeping contracting reform bill in the 1990s and I believe it has strengthened the competitive bidding process. So I would respectfully disagree with -- his assessment.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Rutherford.

SENATOR RUTHERFORD:

Thank you, Mr. President. Senator Schoenberg, thank you for the explanation and all the work you've put in this. I, too, stand in strong support of this. I think that the Governor's action to veto this was -- is inappropriate. And I hope the General Assembly stands behind your efforts, Senator Schoenberg.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, is there any further discussion? Is there any further discussion? Senator Schoenberg, to close, sir.

SENATOR SCHOENBERG:

I -- I urge for an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Ladies and Gentlemen, the question is, shall Senate pass House Bill 978, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take

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the record. On that question, there are 56 Ayes, 0 voting Nay, 0 voting Present. House Bill 978, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Continuing on Motions in Writing to Override Total Vetoes. Page 2 of your Supplemental Calendar is House Bill 1242. Senator Bond, do you wish to proceed? Senator Bond. Senator Bond indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 1242 do pass, notwithstanding the veto of the Governor.

Filed by Senator Michael Bond.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Bond, to explain your motion, sir.

SENATOR BOND:

Thank you. This restores the original legislation. It's a income tax credit for businesses who build onsite daycare facilities. Ask for favorable consideration.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Bond moves that House Bill 1242 do pass, notwithstanding the total veto of the Governor. Is there any discussion? Is there any discussion? Senator Dillard, are you seeking recognition, sir?

SENATOR DILLARD:

One question for the sponsor, if he would yield.

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, Senator.

SENATOR DILLARD:

So, Senator Bond, is this or is this not a corporate

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loophole as the Governor called it?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Bond.

SENATOR BOND:

I -- I think this is a reasonable incentive for businesses to do the right thing.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any further discussion? Any further discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 1242 pass, notwithstanding the total veto of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 59 Ayes, 0 voting Nay, 0 voting Present. Senate Bill 1242, having received the required three-fifths majority, is declared passed, notwithstanding the total veto of the -- the veto of the Governor. Ladies and Gentlemen, once again, on page 2 of your Supplemental Calendar No. 1 is Motion in Writing to Override the Item Veto of the Governor. Senator Trotter, on House Bill 3866. Do you wish to proceed? Senator Trotter.

SENATOR TROTTER:

Thank you... Mr. President and Members of the Senate. I move to suspend our rules for the purpose of a single vote to override the Governor's veto on those items referenced in my motion.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, Senator Trotter moves to suspend our rules for the purpose of a single vote to override the Governor's veto on items referenced in his motion. All in

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favor of Senator -- Trotter's motion will say Aye. All opposed will say Nay. The -- the Ayes -- the Ayes have it, and the motion is adopted. Senator Lauzen, are you seeking recognition, sir? Senator Righter, are you seeking recognition, sir?

SENATOR RIGHTER:

Thank you, Mr. President. We would request a roll call on that motion. I think we heard a bevy of Noes, particularly from this side of the aisle. I think it'd be appropriate as we proceed, and try to proceed in an orderly fashion, to have a roll call on that motion.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter. Senator Righter, as you know the Chair already ruled the motion as adopted. I'd ask you next time in a more timely fashion, but out of respect to the Minority Leader and the minority party, we will -- we will do electronic roll call, sir. Ladies and Gentlemen, all in favor of Senator Trotter's motion will vote Aye. All opposed to the Senator's motion will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 31 Ayes, 24 Nays, 3 voting Present. And the motion is adopted. Madam Secretary, read the gentleman's motion.

SECRETARY SHIPLEY:

I move that the following items in House Bill 3866 do pass, notwithstanding the item veto of the Governor: page 139, lines 13 through 15; page 201, lines 16 through 19; page 465, lines 8 through 24; page 466, lines 1 through 3; page 1172, lines 20 through 23; page 1173, lines 1 through 4; page 1171, lines 4 through 11; page 1171, lines 12 through 23; page 1172, lines 1

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through 4; page 1172, lines 5 through 19; page 1007, lines 17 through 21; page 1008, lines 1 through 5; page 1008, lines 6 through 9; page 1008, lines 10 through 14; page 1008, lines 15 through 19; page 1060, lines 8 through 12; page 1080, lines 16 through 21; page 1081, lines 1 through 6; page 1104, lines 5 through 9; page 1104, lines 10 through 14; page 1105, lines 4 through 8; page 1128, lines 2 through 5; page 1128, lines 6 through 9; and page 1128, lines 10 through 13.

Filed by Senator Donne Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Senator Trotter, to explain your motion, sir.

SENATOR TROTTER:

Yes. Thank you very much, Mr. President and Members of the Senate. As we may recall, August 23rd of this year, the Governor vetoed a total of four hundred and...

PRESIDING OFFICER: (SENATOR DeLEO)

Senator -- Senator Trotter, one moment, sir. Senator Hendon, are you enthusiastically seeking recognition, sir?

SENATOR HENDON:

Yes -- yes, I am, Mr. President. Before Senator Trotter continues, I was just trying to be clear on the vote that we just took and the effect that it has on the current proceeding. Did the bill that we just -- the vote, did it -- if you could ask the Parliamentarian, I thought it only needed thirty votes. Was I incorrect? Could you check with the Parliamentarian to see if I'm correct on that?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator, the motion was adopted with thirty-one people

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voting in the affirmative. Senator Hendon.

SENATOR HENDON:

Okay. This next motion, would it also just a plurality or will it need thirty-six?

PRESIDING OFFICER: (SENATOR DeLEO)

The motion that we just voted on needed a simple majority. The -- the motion that's now being presented needs a three-fifths majority to be -- declared passed, sir. Senator Hendon.

SENATOR HENDON:

Okay. So, it is the opinion of the Chair that we will need thirty-six on the -- the bill that's in front of us now. Is that correct? I was just inquiring. Thank -- thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

It's -- it's on the motion, sir, not on the bill.

SENATOR HENDON:

Yes, sir. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Lauzen, are you seeking recognition this time?

SENATOR LAUZEN:

At the -- at the point that it's appropriate to debate the bill -- or the motion.

PRESIDING OFFICER: (SENATOR DeLEO)

We'll come back to you, sir.

SENATOR LAUZEN:

Yes, sir.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Luechtefeld, you seeking -- request, sir? We'll be back to you. Senator Righter, on the bill or on the

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parliamentary procedure?

SENATOR RIGHTER:

Inquiry of the Chair, if I might, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

State your inquiry.

SENATOR RIGHTER:

Thank you. Mr. President, it's my understanding that a number of other motions to override gubernatorial vetoes pertaining to House Bill 3866 have been filed. Can you advise us to what the status of those is?

PRESIDING OFFICER: (SENATOR DeLEO)

Sure. We'll check -- we'll be back with you very, very shortly. Senator Trotter, are you seeking recognition? Just a minute.

SENATOR TROTTER:

Thank you very much, Mr. President and the Members of the Senate. Seemingly, there has been some confusion, or there's still some confusion on what we're attempting to do at this time. Until we can resolve some of that confusion, I would like to take this bill out of the record.

PRESIDING OFFICER: (SENATOR DeLEO)

Madam Secretary, the sponsor has asked for the bill to be taken out of -- temporarily taken out of the record. Sponsor's request will be accepted. Okay. Madam Secretary, for the record, Senator Trotter withdrew his motion in -- in writing on House Bill -- taken -- his -- his -- motion has been taken out of the record on House Bill 3866. Senator Peterson, are you seeking recognition, sir?

SENATOR PETERSON:

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Thank you, Mr. President. In lieu of the bill being withdrawn for action, I move we adjourn.

PRESIDING OFFICER: (SENATOR DeLEO)

We'll take that under advisement. I'll be back with you very, very shortly, right around Thanksgiving, sir. Senator Righter, are you seeking recognition, sir?

SENATOR RIGHTER:

...Mr. President. Thank you, Mr. President. Mr. President, as you know, Senator Watson has filed motions to override the gubernatorial vetoes with regards to House Bill 3866. We are asking that they be placed on the Calendar and be allowed for a vote. Those motions would allow for override for all four hundred and sixty-some million dollars of the gubernatorial vetoes and not pick and choose Members' projects here or special projects there, but all of them. That was the agreement that was originally -- came to between the Leaders. We would ask that those motions be put on the Calendar and allowed for a vote tomorrow.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter, just for purposes of clarification at this point, we're on Supplemental Calendar No. 1. We're on page 2. Senator Trotter has taken his motion out. We're going to continue on page 2 on Supplemental Calendar No. 1. Ladies and Gentlemen, we will go to Motions in Writing, Restore Item Reductions, House Bill 3866. Senator Trotter is recognized. Senator Trotter.

SENATOR TROTTER:

Thank you, Mr. President and Members of the Senate. I move to suspend our rules for the purpose of a single vote to restore

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those items referenced in my motion that were reduced by the Governor.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, the gentleman requests -- Senator Trotter...(microphone cutoff)...to suspend our rules for the purpose of a single vote to restore those items referenced in his motion that were reduced by the Governor. All in favor of Senator Trotter's motion... Senator Burzynski, how are you this afternoon, sir?

SENATOR BURZYNSKI:

I'm doing fine, thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

...the purpose of your recognition, sir?

SENATOR BURZYNSKI:

Thank you, Mr. President. Request a roll call vote on that motion.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Senator Burzynski has requested a electronic roll call on the gentleman's motion. So, Ladies and Gentlemen, those in favor of Senator Trotter's motion will vote Aye. Those opposed of the gentleman's motion will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 32 Ayes, 24 Nays, 2 voting Present. And the motion is -- is adopted. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that the following items in House Bill 3866 be restored, notwithstanding the item reduction of the Governor.

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PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Senator Trotter.

SECRETARY SHIPLEY:

Page 20, line 2; page 78, line 8; page 70, line 19; page 70, line 21; page 71, line 1; page 71, line 3; page 71, line 4; page 71, line 5; page 71, line 6; page 71, line 7; page 71, line 8; page 71, line 9; page 71, line 10; page 71, line 13; page 78, line 21; page 79, line 1; page 79, line 3; page 79, line 4; page 79, line 5; page 79, line 6; page 74, line 3; page 74, line 5; page 74, line 7; page 72, line 8; page 72, line 10; page 72, line 12; page 72, line 14; page 74, line 23; page 75, line 1; page 75, line 3; page 77, line 6; page 77, line 8; page 77, line 10; page 77, line 12; page 77, line 13; page 77, line 16; page 75, line 18; page 75, line 20; page 75, line 22; page 75, line 24; page 76, line 1; page 76, line 2; page 76, line 3; page 76, line 4; page 76, line 5, page 76, line 6; page 76, line 18; page 76, line 22; page 80, line 2; page 80, line 6; page 80, line 8; page 80, line 9; page 80, line 11; page 80, line 13; page 80, line 14; page 147, line 7; page 147, line 8; page 147, line 9; page 148, line 4; page 148, line 7; page 148, line 9; page 148, line 10; page 148, line 12; page 148, line 13; page 148, line 15; page 148, line 16; page 148, line 17, page 148, line 20; and page 149, line 1.

Filed by Senator Donne Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Before we go to the gentleman's motion, the Chair would like to recognize one of our constitutional officers joining us on the Floor here this evening, on the Senate Floor, our State Treasurer Alexi Giannoulias. Treasurer Giannoulias, welcome. Welcome.

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Senator Trotter, on the motion, sir.

SENATOR TROTTER:

Thank you very much, again, Mr. President, Members of the Senate. August 23rd of this year, the Governor vetoed a total of 470.7 million dollars in all funds from the FY'80 {sic} budget for the State of Illinois, it's operating budget, which was contained in House Bill 3866, of which four hundred and sixty-three million dollars was general revenue funds. At this time, it is our intent to override the reduction vetoes for the various agencies. The Architect of 90.7 million {sic}, the Auditor General of 987.9 million {sic} and the -- for COGFA 42.6 million {sic}, for ISBE three billion -- three million dollars, JCAR 38.2, the Audit Commission 10.4, Information System 277.6, the Printing Unit 86.6, LRB 102.8, LRU one hundred and fifty-three, and the Supreme Court for 3,000,190.2 {sic}, for a total of seven million nine hundred eighty dollars.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Senator Lauzen, are you seeking recognition, sir?

SENATOR LAUZEN:

Yes, sir. Thank you, Mr. President. Go ahead?

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir?

SENATOR LAUZEN:

Yes, to the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR LAUZEN:

Mr. President and Ladies and Gentlemen, I think that this is

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an opportunity to focus on the spending big picture. We pass a lot of bills here that focus on single subjects, but when it comes time to really define our priorities in government, nothing does that better than a State budget. We should be debating an override motion on the entire veto, then doing our job by voting on the entire veto. It's the whole package. Remember that this is not a budget cut or a budget increase. It's just a reallocation. Let's take a look at the priorities that the ruling majority is setting today. Overcrowded schools, not a priority - five-million-dollar cut. Poor senior citizens in nursing homes, not a priority - forty-million-dollar cut. Human service providers, not a priority - eleven-million-dollar cut. Healthy Kids, not a priority - three-million-dollar cut. Front-line workers in State prisons, State Police, health care and social services, not a priority - twenty-seven million cut. So what are your priorities? Funding for the Illinois Supreme Court, priority. Funds for our own Legislative Commissions, priority. And later on 8.3 million in unnamed pork projects, priority. Is this really the message we want to send to our constituents? Our own commissions, judges and your pork barrel projects are more important than the...

PRESIDING OFFICER: (SENATOR DeLEO)

Senate -- Senate -- Senate -- Senator Lauzen. Senator Lauzen, the Chair will give a lot of leeway, but please let's try and stay within the four corners of the gentleman's motion, not about pork-belly spending, not about things that are not on this motion or not involved in this restoration. Please try and stick to the corners of the gentleman's motion. Thank you. Please proceed.

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SENATOR LAUZEN:

Thank you very much, Mr. President. And I do understand -- actually I understand the sensitivity to my statement and I was just finishing up. I have less than thirty seconds left. This is not why each of us sacrifices time away from our families. This is not what all of our constituents trust us to do today. And I must point out that the product that Rod Blagojevich, Emil Jones and every Senator who empowers them is not consistent with the standards set by honest, competent people and those who defend our country every day.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Further people seeking recognition. Senator Righter. Let me remind the Body, Ladies and Gentlemen, and both sides of the aisle, the Rules of the Senate, the courtesy, etiquette given to the Members is to get up and debate issues and get up -- we're not supposed to, we're not going to and the Chair is not going to allow people going to personal attacks on Members or constitutional officers under our rules. So let's please keep the debate in a healthy fashion. Senator -- Senator Righter.

SENATOR RIGHTER:

Thank -- thank you, Mr. President. First, inquiry of the Chair if I might.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your inquiry, sir.

SENATOR RIGHTER:

Earlier, Mr. President, I raised the issue of motions that have been filed appropriately by the Republican Leader in the Senate with regards to House Bill 3866. I appreciate very much that we are not on that Order of Business. What I'm asking for

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you, sir - you've always been very fair with us - is that you continue to show that fairness and give me or the Republican Leader a response about whether or not those motions will be placed on a Calendar so they are allowed for a vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter, as you know, in our rules the sponsor of legislation, the sponsor of a bill or -- sponsor has control of his or hers legislation. The -- the appropriate motions were filed by the lead sponsor of this bill and that's what we're acting on today. So going, once again, back to Supplemental Calendar No. 1 is Senator Trotter's motion, the sponsor of the bill. Any further discussion on the gentleman's motion? Senator Righter.

SENATOR RIGHTER:

...you -- thank you, Mr. President. To follow up on the point that you just made, Senate Rule 9-5 makes it clear that if bills are vetoed by the Governor, they are to be dealt with in their entirety. Senator Watson's motions deal with House Bill 3866 in their entirety. With all due respect to Senator Trotter, his do not.

PRESIDING OFFICER: (SENATOR DeLEO)

Once again, Senator Righter, under our rules, on page 51 at the bottom of -- at the top of page 52, our rules call for -- the principal sponsor has eight days to file his motion. If not, then anybody filing a motion may call the bill. But Senator Trotter, once again, filed his motion in a timely fashion to -- and has called the bill. Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President, for your indulgence. In reading

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that rule, the -- the -- the rule makes clear that any Member, who voted on the prevailing side, may file the motion. The motion being filed is not out of order. And, when it's filed, it should be placed on the Calendar. That's not to say that Senator Trotter's motions, having a vote shouldn't play -- be given precedence. I don't disagree with that, Mr. President. But, right now, your ruling acts as if Senator Watson's motions are out of order. That is clearly not the case under the rules.

PRESIDING OFFICER: (SENATOR DeLEO)

That's not the ruling of the Chair, sir. The Chair has read the rule to you that the primary, principal sponsor of the bill has to -- file his motion in a timely fashion within eight days, which the primary, chief sponsor did. And we're -- he has called his bill and we're -- we're moving and prevailing on the motion filed by the primary sponsor, which is Senator Trotter, sir. That's the ruling of the Chair. Senator Righter.

SENATOR RIGHTER:

Thank you, Mr. President. Then I would appeal the ruling of the Chair that Senator Watson's motions are out of order. Ask for a roll call on that, please.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, just to be clear before we open up a roll call, I'd like the Members to be clear on what we're voting on. Under the Senate Rules, Senate Rule 9-3 on page 52 of your Calendar {sic}, the rules state, and I will quote verbatim. It says, the principal sponsor does not call the bill within eight calendar days after the Governor's objections to the bill are entered in the Journal, therefore, any person filing such motion hereafter -- any person filing such a motion may call the

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bill. So, Ladies and Gentlemen, the question is, shall the ruling of the Chair be sustained. Vote Aye... Okay. Ladies and Gentlemen, the question is, shall the ruling of the Chair -- shall the ruling of the Chair be sustained. Vote Aye to sustain the ruling of the Chair. Vote Nay to overturn the ruling. The -- the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 33 Ayes, 23 Nays, 1 voting Present. Having failed to receive the necessary three-fifths negative vote, the appeal fails and the ruling of the Chair is sustained. Continuing on the Senator's motion, is there any further discussion on the motion? Senator Hendon, are you seeking recognition on the gentleman's motion, sir?

SENATOR HENDON:

Yes, I am, Mr. President. Now that the rule of the Chair has been sustained, which we all know it should, I did want to point out a few things. And I don't want to stir up no hornet's nest here. But, it should be pointed out that the previous speaker, who got up and said he's all against what Senator Trotter is trying to do today - which is go against the Governor as if he's for all these projects - actually voted against the budget. Voted against the budget in the first place. So, he was never in favor of these programs. So, he said we don't care about this and we don't care about that and what is a priority? Maybe his priority is running for Congress. Maybe his priority is what serves him as an individual. And that's fine. If that's what he chooses to do -- if that's what he chooses to do, then that's what he can do. I stand with Senator Trotter...

PRESIDING OFFICER: (SENATOR DeLEO)

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Gentlemen. Gentlemen. Senator Hendon, please, sir. Please. Please. I'm -- I -- I -- Senator Hendon, please. I'd like to remind all Members on both sides of the aisle, please, once again, the Senate decorum -- there is some courtesy to calling individual names, stating... So, please keep your remarks to the motion, sir. I appreciate it very much. ...Hendon, to finish.

SENATOR HENDON:

I take offense to a man saying President Jones is not honest. And I wanted to put that on the record. Because -- I didn't call anyone's name, but when someone makes a statement as if the President of this Senate is not an honest man, I take offense to it. And someone who knows President Jones well should respond to that. And that's why I am responding to that. But if they want it their way, guess what, all the Governor's vetoes can stand. But don't be a hypocrite, stand up here, vote against the budget and then for some other reason get up and say, well, now you want to restore everything when you know that's not true. You be honest, instead of calling someone else dishonest. That's what needs to happen in this Chamber.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Senator Dillard, are you seeking recognition, sir?

SENATOR DILLARD:

Yes. Yes, sir. If the sponsor would yield for a question, please.

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR DILLARD:

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Thank you. Senator Trotter, a -- a former Member of this Body, Attorney General Lisa Madigan's money, is that going to be restored in your motion?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Not in this motion. It is the intent, though, of this side of the aisle and the President to look at some other reductions and we'll be acting on those at another time.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Dillard.

SENATOR DILLARD:

So, you anticipate that at some point in time, perhaps Attorney General Madigan's money might be restored in this budget -- or in this process?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

We'll -- we will continue to look at the -- the fifteen hundred vetoes that the Governor put in our hands. Specifically, is hers on the table or on the list? I haven't seen that list, if it is. However, it is contained in that fifteen-hundred-page document that we have and we'll be looking at it.

PRESIDING OFFICER: (SENATOR DeLEO)

Further discussion? Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you, Mr. President and Members of the Senate. You know, all of us in this Body have gotten questions from our constituents about how in the world can it be that just a few

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people can determine what happens and what is voted on. Now, I know that this has happened in both directions. I've been here long enough to know that there have been situations when the shoe is on the other foot. But -- but I -- I don't know as that makes it right. I also don't know that I've ever seen more of an abuse of that than right now. I would say that probably ninety percent of the people in this Chamber would like to see all of those vetoes restored. And it's a shame that we don't get a chance to -- to vote on 'em. You know, those vetoes, we all know, were not made for a good reason. They were made for either a -- reason to punish some enemies of the Governor, or to -- or to start anew programs that might be good programs that we all know we can't afford. Because we also -- also probably would admit that maybe even this budget we can't afford it. We -- we're not -- we're not vetoing these things because we want to save money or that we can't afford it. We're vetoing these things to spend more money and create even more programs and more financial difficulties for the State. One of the arguments that I've had against this Governor for the last several years, really, is that we -- how can you start new programs when you can't afford the old ones? And that's exactly why we're here right now. I mean, we have things in my district, for instance, that is -- is not being restored. I have an awful lot of corrections institutions, mental health institutions in the district. And in the process, these -- these people are in trouble. There's a lot of overtime. I think, it's very dangerous. They definitely need -- need some help. But, we're -- we're not doing anything to fix situations like that. And, so, what is happening is just wrong. I know that. And, I think, most of the people on the other side of the

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aisle know that. So, hopefully, as Senator Trotter said, we're -
- we're going to do some more. We'll see. I hope he follows
through with that. And we'll find out whether we can -- we can
do the right thing. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Further discussion? Senator Delgado.

SENATOR DELGADO:

Thank you, Mr. President, Members of the Senate. I -- I
rise because at the same time I feel this -- if this was a dam,
we're leaking all over. When someone says that if we're not --
not for this, we're not with AFSCME, well, I'm a former AFSCME
member. I'm a proud one. At the same time, I have such a larger
reasonability. At the same time, we have to make sure that we
are taking the right steps to protect the interests of all
Illinoisans. And so just going forward, I just want to go and --
and -- with -- with legislative intent to Senator Trotter as to
moving forward, as to the dilemma when you bring up AFSCME in
terms -- it -- it -- it deals with the whole issue of positions
that AFSCME has or needs moving forward that would help, if you
will, staff agencies that are very dear and -- and to many of us,
including agencies like DCFS that definitely needs bilingual
workers if not bilingual/bicultural workers. And it is not an
increase and/or, it's just trying to get to par, because the
Latino community -- when Illinois catches a cold, the Latino
community catches a pneumonia. So, we can't help our children as
we stand now. As I'm a former DCFS worker and I'm a former
person that had to deal with the sex crimes of this State, of our
children. So, don't tell me who I support, please. At the same
time, going forward, any reduction in agency personnel will

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adversely impact the Latino community. And, we're the largest growing population in the State. In a hundred and two counties, we have seen growth in over ninety-eight. We are talking about moving forward. I have feel -- reassured by our budget chief and our Senate President that we will be working, moving forward for either a -- a -- to discuss a supplemental, discuss the issue of the staffing at these agencies that AFSCME has at hand. There are other politics involved that I'm not going to dive and lower myself into. However, where there's a serious issue that we must entertain we cannot put it under the rug. And, I have all the confidence in our budget chief and our side of the aisle to sit down and if we have to sit back and -- and -- and pull hair, well so be it. That's the art of compromise. I would love to get back to the process of negotiation. And let's put the small politics aside. Let's move forward, because this is an embarrassment to every sofa-sitting, backpacking, Jewel-shopping parent that says we're here trying to do the work of the people. So, for heaven sakes, let's let cooler heads prevail and understand from my friends at AFSCME to the Governor's Office and to all my colleagues, this is an issue that if we have to have hearings on we shall have 'em. And, I will lead 'em, if necessary, through the Latino Caucus Chair. But, at this time, we have the word that we will continue to sit and talk. And, I would ask and appeal to the Leadership to please reach out to the leadership of AFSCME, so that we can find out indeed what these concerns are, so that we don't wallow and turn 'em into exaggerations. And with that, can we please let our budget chief continue?

PRESIDING OFFICER: (SENATOR DeLEO)

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Thank you, Senator Delgado. Further discussion? Further discussion? Senator Crotty, you seeking recognition, ma'am?

SENATOR CROTTY:

You know, the previous speaker had mentioned about, you know, at times, the other shoe has been on the other foot. But, I'm looking at this particular piece of legislation and what we're doing today as baby steps. All of us, at times, have had our differences. This year has been different. All of us have said that. But there were differences. And, sometimes people can't make giant leaps to mend bridges. But, I'm taking this as baby steps. But it's not just two leaders. It's not just three. But it's all leaders and all of us. So, I think, at this time, we just need to start to mend and bring the State of Illinois back to the great State that it is. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Further discussion? Leader Watson, are you seeking recognition, sir?

SENATOR WATSON:

Yes. Thank you, Mr. President. I appreciate that. And, I appreciate Senator Delgado and his comments. And, he's correct. He's right. So, let's -- let's do move on. And, I appreciate Senator Crotty. We -- we ought to be working together and this is something that I've suggested to the Senate President and to -- the other Leaders is that we ought to reconvene the Leaders and start talking about where we can go from here as a group, as a unit, because I -- where is the end here? Where do -- where's the end game here? I don't know that there necessarily is one. We're not getting a lot of direction on this from the second floor. And then we have this constant fight between Leaders,

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among ourselves. It's just not a good situation, not at all. And we need to put it behind us and move on. I'm -- I'm really -- I'm disappointed this afternoon that this is what we're doing, because we're undoing what we had agreed to a month -- two months ago. And when we sat down and we discussed and we -- in a bipartisan manner -- we all -- not everybody, but the vast majority of us on this side of the aisle and on your side of the aisle, we supported a budget that was a reasonable budget. There wasn't any fat in this. And it was a bipartisan budget, overwhelming majorities, without a tax increase. Have to remind you of that. But now we're going back on that agreement. And I -- I just think this is not what we need to be doing. This is not a commitment, I don't believe, to the people of this State that we represent. And I'll have to say, and I agree with Senator Luechtefeld. If you represent a district in which there's correctional centers, these people are truly overworked. Divorce rate is high. These people are sick. They don't get overtime -- they're -- they're constantly on overtime. They don't get days off. It is -- it is a very deplorable situation, in many of these State agencies, and, in particular, the Department of Corrections. So, that's why I say, when I get up and I make a comment like, we need to be supporting the working men and women in this State. Unfortunately, this looks like, with this motion, that we're taking a very different -- different direction. So, I'm suggesting and asking everyone to vote No. Let's get back to the table. Let's prioritize what we need to do. We shouldn't allow for just individuals -- this is a democracy we live in. We ought to be able to debate each issue on its merit. Let it rise or fall on the merit of the issue, not

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on one individual or just several individuals' decision that we're not going to allow, for our particular interests or your particular interests, it even be debated on the Floor. Is that what this is all about? Is that what we want here? I don't believe so. That's not what we ran for office for. That's not why we want to represent the people that sent us here. That's not what this is all about. It's a democracy. Everybody, every individual, each Senator, every -- one -- fifty-nine for this Senate, ought to have the opportunity to get up and represent the people that sent them here. And, unfortunately, by what we're seeing and the action that's going forward to this point -- and Senator Delgado, I hope you're right; I hope they sit down and we discuss this and move forward on other possible motions. But, this isn't right. This is just -- petty political retribution. This is gamesmanship and this isn't representing the best interests of the people of this State - the seniors, the students of this State and certainly those people who work for this State. And, more important, I just don't believe that this restores the citizens' faith in this government, by what we're doing here today. This takes steps backwards. So, I urge No votes and request a No vote on this motion. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. President Jones, seeking recognition?

SENATOR E. JONES:

Yeah. Thank -- thank you, Mr. President. The debate on the Floor has been quite interesting and I believe my colleague, Senator Hendon, pointed that out. You can't have it both ways. You cannot vote against a budget then come back at a later date saying all this stuff is good. That's being rather hypocritical.

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The issue before us, at this particular point in time, is the issue as relate to reduction vetoes, which I believe that a mistake was made. We're correcting the mistake as far as the courts are concerned, as far as the Auditor General is concerned, as far as the programs dealing with alternative educational programs for students who do not fit into the mold - we're trying to save them. Sure there are some Legislative agencies involved, as well as the -- that received cuts, so we're restoring those cuts. I heard Members on the other side of the aisle -- heard others say we all sat down and we had an agreement. But, I didn't break the -- the agreement. Prior to the budget being passed, I never criticized anything in that budget. But when you sit down with someone and you try to come to an agreement, only to look at the news in Chicago and what the Senate Democrats did and they're being criticized by one of the Leaders for what they did with the budget. I was not the one that picked up the telephone and called the Minority Leader to try and sabotage an attempt to deal with the capital program for the State of Illinois. You cannot have it both ways. That's when the agreement or so-called agreement was breached. As it relate to the motion that's before us today, we are following the same identical rules as relate to this issue that have been around with -- when you had the previous President and the President prior to them. So I haven't changed anything. Implemented the rules the same way they have been implemented in the past. The sponsor has control over his bill. You want to change that. Maybe you don't like Senator Trotter with his mingled gray hair anymore. You want -- you want to change that. But, the sponsor controls his bill. It's not the Senate President, 'cause we have

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never attempted to take a bill from any Member. That's abuse of power. So, we're following the rules. We're following tradition that's been around for quite some time. You don't want to restore those funds to the Supreme Court, or you don't want to restore those funds for the alternative education funds. I heard a Member on the other side of the aisle talk about prisons. We are trying to keep young people out of the prisons. We are trying to help them get educated. The population of our penal institutions across this State, the greater majority of those incarcerated are -- are dropout -- dropouts out of the schools. That's why, in the motion that we have before us, we are talking about restoring that three million dollars. So these young people can at least receive their education. The Auditor General, a nonpartisan office, received a cut so we are correcting that mistake. If you don't want to follow the motions, then, you in turn, by not voting for the motions, are approving the way at what the Governor did. I said, they made some mistakes. But, don't stand on this Floor and talk about an agreement, 'cause it was not Emil Jones that broke the agreement. The -- the -- those individuals who sat in the room were the ones that broke the agreement when you jumped on the Senate Democrats for what was in this budget, when you picked up the telephone and tried to sabotage an attempt to pass a capital program. So, how can you sit down in good faith and work with someone? I tried to work with you, Minority Leader Watson. I really appreciate your -- coming out with your theatrics a few moments ago. But I tried to work with you, be cooperative, working together. But it's a - - it's a two-way street, not a one-way street. And I wanted to work in a bipartisan manner to resolve a lot of the problems that

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we face. But I'll be damned if I'm going to be dictated to by anyone in this Chamber, anyone on the 2nd Floor, anyone in the other Chamber. We have a job to do. We should be able to work cooperatively together to deal with the issues facing the people of the State of Illinois and not play all these silly, silly games. Long before we got to this point, I called you. I sat down with you and explained that, hey, we can work cooperatively together to deal with some of these issues. Now, I'm not for all the overrides. That's out of my hands, but I'm not for all of them. And I'll repeat time and time again, I did not break any agreements. But when individuals want to -- want to sit down with you then turn around and stab -- and try to stab you in the back then I say, "Well, we have no agreement." It's -- it's amazing thing about the media when they report some things accurately. And -- and the Internet has all those things. Before a single vote was made on the so-called agreement, we were being attacked. It is my job as the Leader on this side of the aisle to protect my Members, not have them criticized for what's in the budget. That's what happened. And the call to you about the capital program in your office sealed the deal. That broke any agreement that we had. That's what happened. So let the truth be known. I -- I do appreciate your sending the letter out to all the Members saying you're not part of it and so forth, but when you -- when those things are discussed, people talk. The issue before us is the reduction vetoes or whether or not we're going to -- restore those dollars that were inadvertently cut out of the budget. That's what happens. And I urge a Aye vote on the gentleman's motion.

PRESIDING OFFICER: (SENATOR DeLEO)

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Thank you. Senator Trotter, to close, sir.

SENATOR TROTTER:

Thank you very much, Mr. President. And -- and thank all of you that have had kind words to say about me and -- that -- that's always a good thing. You know, my mother's listening, so that's important. And -- and then thank all of you also who didn't or do not agree with what we're trying to do here today, because as mentioned, this is a democracy. And it is a democratic process that we're going through. And in that democratic process, we - those of us that are down here - have been chosen by our constituents to come down here to exercise that process. If you're not for it, the process is for you to vote No. If you're for it, vote Yes. It's the process. Much has been said about the August 10th, 2007 feel-good vote for the sixty billion dollars that gave us a budget. It was a great day for the State of Illinois. We had 52 Members vote Yes, 5 vote Nay. But even some of you that voted Yes were saying under your breath, "Where we going to get the money? We're not going to have the money." And I told you at that time that we have seen things progress in this State since '05, '04 and '03 that we were on a cycle going up. I admit today I was wrong, because now COGFA is saying that the revenue estimates aren't there. So, you were right. I was wrong, along with the rest of us. Well, we've gotten almost a second chance here. There's been four hundred and seventy million dollars vetoed by the Governor. The money wasn't there then, it's certainly not going to be there now. So we have a chance to relook at what we did on August 10th. And that's part of the democratic process, which is why we're in our Veto Session. It's part of the process. And, in that process

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with this second look, this second chance we can say what is necessary right now and what we can do without later on. This 95th General Assembly will continue all the way up to May 30th of this year -- of next year. May have to come back with a supplemental, so we can put more dollars in there as we see revenues start to grow again. But listening to our forecasters today, says we need to make some changes on what we did on August 10th. What we're doing today is just a small part of that. As I said, it was a fifteen-hundred-page document of fifteen hundred reductions that the Governor did. We're just trying to put in a few today. We'll continue to look at the budget not only as the year continues and then we go into next year. But, before we even leave here, there'll probably be some more changes, plenty of time. But what we have ascertained, what we have discovered that these agencies, these groups here need the money. This is their operation monies. So I'm asking you - and as the others here are asking all of us - that why don't we do this now and -- continue to reassess those reductions that were made, based on the revenues that we have and on the projects that we've just gotten. So, I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, the question is, shall Senate restore the items set forth in Senator Trotter's motion, notwithstanding the item reduction of the Governor. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 31 Ayes, 20 voting Nay, 8 voting Present. The items, having been -- having received the required majority, are declared restored, notwithstanding the reduction of

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the Governor. Continuing on, Ladies and Gentlemen, Motions on Writing, page 2 of the Calendar, Motion in Writing to Accept Specific Recommendations for Change is House Bill 1759. Senator Collins, do you wish to proceed, ma'am? She indicates she wishes to proceed. Madam Secretary, please read the lady's motion.

SECRETARY SHIPLEY:

I move to accept the specific recommendations of the Governor as to House Bill 1759 in manner and form as follows:

Amendment to House Bill 1759, in acceptance of Governor's recommendations, amends House Bill 1759, page 2, line 12 by replacing "therefore" with "and".

PRESIDING OFFICER: (SENATOR DeLEO)

...you, Madam Secretary. Senator Collins, to your motion, ma'am.

SENATOR COLLINS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I have a Motion to Accept the Amendatory Veto of the Governor. What the amendatory veto does to my House Bill 1759 is to bring it into line with the federal guidelines set forth by the U.S. Centers for Disease Control and also brings it in line with Senate Bill 929 that became public law. Basically, what it does, it allows medical providers to offer HIV testing with written or verbal informed consent. When I passed my original bill, it was only with written consent. So this brings it in line that it would allow the individual to either accept or refuse by verbal or written consent.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing no discussion, Ladies and Gentlemen, the

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question is, shall the Senate accept the specific recommendation of the Governor as to House Bill 1759 in the manner and form that -- just stated by the Senator. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. The specific recommendation of the Governor as to House Bill 1759, having received the required -- having received the required constitutional majority, are declared accepted. Senator Watson, are you seeking recognition, sir?

SENATOR WATSON:

Yes. Just -- thank you, Mr. President. A point of personal privilege, if I might.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, sir.

SENATOR WATSON:

Yeah. It's my pleasure today to have on the Senate Floor the President of Greenville College in my hometown and -- and Jim Mannoia. And would like for the Senate to welcome him here. And then, of course, I have my wife, Susan, who's on the Board of Trustees of Greenville College. So, like to have both here.

PRESIDING OFFICER: (SENATOR DeLEO)

Welcome to Springfield, Mr. President, and always a pleasure to see Mrs. Watson. Okay. Ladies and Gentlemen, I'd ask you to turn to page 3. Page 3 of Supplemental Calendar No. 1. We -- now on page 3 on the Calendar is Orders of Motion in Writing to Override Specific Recommendations of the Governor. We will go to House Bill 4. Senator Link, do you wish to proceed, sir?

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Senator Terry Link. He wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 4 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Terry Link.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Link, on the motion, please.

SENATOR LINK:

Thank you, Mr. President. This is a bill for the Bloomington/Springfield Airport Authority and the Rail Transit Planning Authority of -- Rockford Airport Authority. And I really don't know why the Governor vetoed it. And I would ask for an override.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, is there any discussion? Is there any discussion? Seeing none, the question is, shall the Senate pass House Bill 4, notwithstanding the specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. There are 59 voting Aye, 0 voting Nay, 0 voting Present. House Bill 4, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Ladies and Gentlemen, once again, on page 3 of the Calendar comes House Bill 291, Motions in Writing to Override Specific Recommendations of the Governor. Senator Sullivan, on House Bill 291, sir. Do you wish to proceed? He indicates he wishes to proceed. Madam Secretary,

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please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 291 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator John Sullivan.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Sullivan, on the motion, sir.

SENATOR SULLIVAN:

Thank you, Mr. President. House Bill 291 amended the Children and Family Services Act and the Juvenile Court Act of 1987 by raising the age from thirteen years to fifteen years old for which the Department of DCFS can take minors adjudicated delinquent into custody. The Governor vetoed those recommendations, restored the age from fifteen back to thirteen and also suggested that DCFS create a task force to study the best methods to assist local governments in providing services. I've had discussions with the Governor's Office about the -- their concerns which, for the most part, are financial and I have agreed to work with them. We're going to -- I want to override this veto, but then agree to work with them next year, because the bill does not take effect until June of next year, to try to see if we can maybe perhaps come up with a better venue to address the concerns that this legislation is trying to address. I'll be more than happy to answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall Senate pass House Bill 291, notwithstanding specific recommendations of the Governor. All those in favor will vote

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Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 59 Ayes, 0 voting Nay, 0 voting Present. House Bill 291, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Okay. Ladies and Gentlemen, once again, on page 2 of -- page 3 of our Supplemental Calendar No. 1 is House Bill 1268 on Orders of Motions in Writing to Override Specific Recommendations of the Governor. Senator Lightford, do you wish to proceed, ma'am? Out of the record. House Bill 1268. Out of the record. Okay. Ladies and Gentlemen, on page 3 of the Calendar on Orders of Motions in Writing to Override Specific Recommendations of the Governor is House Bill 1539. Senator Crotty, do you wish to proceed, ma'am? She indicates she wishes to proceed. Madam Secretary, please read the lady's motion.

SECRETARY SHIPLEY:

I move that House Bill 1539 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Maggie Crotty.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Crotty, to the motion, ma'am.

SENATOR CROTTY:

Thank you very much. The intent of the veteran's cash instant scratch-off game was to have -- to use that money in five categories: Post traumatic stress disorder, homelessness, health insurance costs, disability benefits and long-term care. What House Bill 1539 did was -- repeat that we need to limit that -- that amount to twenty percent, even on health insurance costs,

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just so that it's in the full intent of the original bill. And, so I would ask everybody to restore House Bill 1539.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator Crotty, for your explanation on your motion. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 1539 pass, notwithstanding specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 1539, having received the three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Ladies and Gentlemen, on page 3 of your Calendar comes House Bill 1628 on the Order of Motions in Writing to Override Specific Recommendations of the Governor. Senator Schoenberg, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 1628 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Jeffrey Schoenberg.

PRESIDING OFFICER: (SENATOR DeLEO)

...you, Madam Secretary. Senator Schoenberg, to the motion, sir.

SENATOR SCHOENBERG:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that we override the Governor's amendatory veto

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of House Bill 1628. The original bill that we sent to the Governor's Desk would have required the Department of Health {sic} and Family Services to report to us annually on the status of health care professionals that provide primary case management and to quantify in more precise terms the number of children involved in the All -- in the ALL KIDS program according to certain demographics. It's essential that we know this data - which is available widely in many other states - in order to -- in order to be certain that we are reaching as much of the targeted population as we can and being as successful as we can in providing health care for children who don't have it. The -- the bill also included language that provided for an effective referral process to ensure that -- enrollees have sufficient access to specialty care physicians. The reason why this was amendatorily vetoed is somewhat murky. It claimed that privacy concerns were a primary factor. And, yet, as I mentioned earlier, that this same data that is available on the ALL KIDS -- on the counterparts to ALL KIDS in a number of other states. I can show you what we've pulled off of websites from Missouri, Wisconsin and other states. And in short, I think this is the best way that we can make sure that we know that ALL KIDS is working the way we all want it to work. And I urge your support.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, is there any discussion on the gentleman's motion? Seeing none, the question is, shall House Bill 1628 pass, notwithstanding specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam

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Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 1628 -- House Bill 1628, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Okay. On page 3 of the Calendar, Supplemental Calendar No. 1 is -- on the Orders of Motions in Writing to Override Specific Recommendations of the Governor is House Bill 3578. Senator Harmon. Senator Harmon, do you wish to proceed? He indicates he wishes to proceed. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 3578 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Don Harmon.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Senator Harmon, to your motion, sir.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 3578 amends the Pension Code. In Cook County, and Cook County only, elected officials in county government have the option today of choosing an alternative benefit annuity program, which permits them to take disproportionate advantage of their final salary in calculating their pension. This caused some controversy in the last year and we attempted to end that alternative program in the way we would normally do this by prohibiting anyone elected after the effective date of the Act from taking advantage of it. The Governor in his amendatory veto, while his purpose was noble, I

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think was attempting to prohibit the -- the plan for all folks who have not already vested in that plan and elected it. But, I believe that raises constitutional problems and also was drafted inaccurately and would have resulted in the opposite. So I would ask you to join me in my motion to override the Governor's veto - - or his amendatory veto.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator Harmon, on your motion. Is there any discussion on the gentleman's motion. Ladies and Gentlemen, seeing none, the question is, shall the Senate pass House Bill 3578, notwithstanding specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. House Bill 3578, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Senator Viverito, for what purpose do you seek recognition, sir? Senator Viverito.

SENATOR VIVERITO:

Thank you, Mr. President. I accidentally voted No on sustaining the rule of the Chair. I wanted to vote Yes. Would you please note that? I accidentally voted No. I want to sustain the rules of the Chair by voting Yes.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you for that clarification. The record will so reflect your intention, Senator. Thank you for clarifying. Okay. Ladies and Gentlemen, on page 3 of the Supplemental Calendar No. 1 is House Bill 3627. Senator Trotter. On the

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Calendar on Orders of Motions in Writing to Override Specific Recommendations of the Governor, Senator Trotter, do you wish to proceed, sir? Senator Trotter, do you wish to proceed on this? He indicates he does. Madam Secretary, please read the gentleman's motion.

SECRETARY SHIPLEY:

I move that House Bill 3627 do pass, notwithstanding the specific recommendations of the Governor.

Filed by Senator Donne Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Madam Secretary. Senator Trotter, to the motion, sir.

SENATOR TROTTER:

Thank you very much, Mr. President. I would like to -- at this time, to override the Governor's veto on House Bill 3627. For those who do not recall House Bill 3267 {sic} created the Charitable Trust Stabilization Act. And the Act created the Charitable Trust Stabilization Fund, which would give short-term and low-interest loans to businesses and startup grants to participating organizations. The Governor vetoed -- or recommended the veto, because he felt that there should have been some different audits or more audits put in place where, in fact, there are those safeguards already there. These organizations are already 501(c)(3). So they're certified. They do have to respond and answer to the -- the Treasurer's Office and also to the other entities about what they do with these dollars. And because of that, I believe that his recommendation to veto is unnecessary and I would like to override it today.

PRESIDING OFFICER: (SENATOR DeLEO)

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Thank you, Senator Trotter, for explaining the motion. Is there any discussion? Is there any discussion? Seeing none, Ladies and Gentlemen, the question is, shall House Bill 3627 pass, notwithstanding specific recommendations of the Governor. All those in favor will vote Aye. All those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, take the record. On that question, 49 Ayes, 6 voting Nay, 1 voting Present. Senate Bill -- House Bill 3627, having received the required three-fifths majority, is declared passed, notwithstanding the veto of the Governor. Senator Hendon, are you seeking recognition, sir?

SENATOR HENDON:

Yes, sir, Mr. President. The bipartisan, wonderful Executive Appointments Committee will meet tomorrow morning at 9 a.m. in Room 212. 9 a.m., Executive Appointments, tomorrow morning, at -- in Room 212.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Okay. Ladies and Gentlemen, Senator Hendon has made an announcement. Executive Appointments Committee will meet at 9 a.m. tomorrow morning. Executive Appointments in Room 212. There being no further business to come before the Senate, the Senate stands adjourned until the hour of 10 a.m. tomorrow, October 12th, the year 2007. The Senate stands adjourned.