

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-SIXTH GENERAL ASSEMBLY

68TH LEGISLATIVE DAY

REGULAR SESSION

TUESDAY, JUNE 30, 2009

7:17 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
68th Legislative Day**

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The House met pursuant to notice from the Speaker.

Speaker of the House Madigan in the chair.

Speaker of the House Madigan asked for leave to use the Quorum Roll Call from the First Special Session to convene the Regular Session.

Leave was granted.

REPORTS

The Clerk of the House acknowledges receipt of the following correspondence:

Financial Audit of ROE 38, submitted by Office of the Auditor General on June 25, 2009.

Financial Audit of ROE 8, submitted by Office of the Auditor General on June 25, 2009.

Financial Audit of the IMSA Fund for Advancement of Education, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of the Department of Veterans' Affairs - Central Office, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of the Illinois Mathematics and Science Academy, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of the Department of Veterans' Affairs, Illinois Veterans' Home at Anna, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of the Office of the State Appellate Defender, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of Department of Veterans' Affairs, Illinois Veterans' Home at Quincy, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of Department of Veterans' Affairs, Illinois Veterans' Home at Manteno, submitted by Office of the Auditor General on June 25, 2009.

Compliance Examination of the Department of Children and Family Services, submitted by Office of the Auditor General on June 25, 2009.

Financial Audit of the Department of Children and Family Affairs, submitted by Office of the Auditor General on June 25, 2009.

Notification of Possible Breach of Security, submitted by Northern Illinois University on June 29, 2009.

Annual Report, 2008, submitted by Chicago/Gary Regional Airport Authority on June 29, 2009.

LETTERS OF TRANSMITTAL

June 30, 2009

Mark Mahoney
Chief Clerk of the House
402 State House
Springfield, Il 62706

Dear Clerk Mahoney:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will be in **Regular Session** on Tuesday, **June 30, 2009**.

If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain.

Sincerely yours,
s/Michael J. Madigan
Speaker of the House

June 30, 2009

Ms. Jacqueline Price
Director, Index Division
Secretary of State
111 East Monroe
Springfield, IL 62706

Dear Director Price:

Pursuant to 20 ILCS 405/405-130, please reappoint Representative Raymond Poe and appoint Representative Rich Brauer to the **State Employees and Retirees Suggestion Board**.

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,
s/ Tom Cross
House Republican Leader

June 30, 2009

Ms. Jacqueline Price
Director, Index Division
Secretary of State
111 East Monroe
Springfield, IL 62706

Dear Director Price:

Pursuant to Public Act 410 ILCS 212/20, I have appointed the following member to the **Maternal and Child Health Advisory Board**:

Representative Patricia Bellock

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,
s/ Tom Cross

[June 30, 2009]

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House Republican Leader

June 30, 2009

Ms. Jacqueline Price
Director, Index Division
Secretary of State
111 East Monroe
Springfield, IL 62706

Dear Director Price:

Pursuant to HR 418, please appoint the following members to the **Illinois Regional Reagan Centennial Commission:**

Representative Jerry Mitchell
Representative Keith Sommer

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,
s/ Tom Cross
House Republican Leader

June 30, 2009

Ms. Jacqueline Price
Director, Index Division
Secretary of State
111 East Monroe
Springfield, IL 62706

Dear Director Price:

Pursuant to HJR 39, I have appointed the following member to the **Underground Storage Tank Task Force:**

Representative John Cavaletto

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,
s/ Tom Cross
House Republican Leader

June 30, 2009

Ms. Jacqueline Price
Director, Index Division
Secretary of State

111 East Monroe
Springfield, IL 62706

Dear Director Price:

Pursuant to House Joint Resolution 6, I have appointed the following two members to the **School Transportation Task Force**:

Representative Sandra Pihos
Representative Sidney Mathias

This appointment is effective immediately. If you have any questions regarding this matter, please feel free to contact Scott Reimers at 782-9602.

Sincerely,
s/ Tom Cross
House Republican Leader

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Jefferson replaced Representative Lang in the Committee on Rules (B) on June 30, 2009.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on June 30, 2009, (B) reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Motion be reported "recommends be adopted" and placed on the House Calendar: Motion to Accept the Amendatory Veto on SENATE BILL 1905.

The committee roll call vote on the foregoing Legislative Measures is as follows:

5, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson
Y Jefferson(D) (replacing Lang)
Y Turner(D)

Y Black(R), Republican Spokesperson
Y Schmitz(R)

MOTIONS SUBMITTED

Representative Moffitt submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of HOUSE BILL 4589 and advance to the order of Second Reading - Standard Debate.

VETO MOTION SUBMITTED

Representative Dugan submitted the following written motion, which was placed on the order of Motions:

MOTION

I move that the House concur with the Senate in the acceptance of the Governor's Specific Recommendations for Change to SENATE BILL 1905 by adoption of the following amendment:

MOTION

I move to accept the specific recommendations of the Governor as to Senate Bill 1905 in manner and form as follows:

AMENDMENT TO SENATE BILL 1905

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1905 on page 33, line 17, by deleting "The members shall include a"; and on page 33, by deleting lines 18 through 24; and on page 37, by replacing lines 10 through 14 with "(g) The State Board, through the Chairman, shall"; and on page 65, by replacing line 8 with "Health Facilities and Services Review Board ~~Illinois Health Facilities Planning Board~~ on a form prescribed"; and on page 78, line 22, by replacing "subsections (a-15) and" with "subsections (a-10) and".

MESSAGES FROM THE SENATE

A message from the Senate by

Ms. Rock, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 68

Concurred in the Senate, June 30, 2009.

Jillayne Rock, Secretary of the Senate

A message from the Senate by

Ms. Rock, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 397

A bill for AN ACT concerning State government.

House Amendment No. 1 to SENATE BILL NO. 397.

Action taken by the Senate, June 30, 2009.

Jillayne Rock, Secretary of the Senate

A message from the Senate by

Ms. Rock, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has accepted the Governor's specific recommendations for change, which are attached, to a bill of the following title, the acceptance of which I am instructed to ask the concurrence of the House, to-wit:

Senate Bill No. 1905

A bill for AN ACT concerning State government.

I am further directed to transmit to the House of Representatives the following copy of the Governor's specific recommendations for change to the Senate:

Action taken by the Senate, July 9, 2009.

Jillayne Rock, Secretary of the Senate

June 30, 2009

To the Honorable Members of the
Illinois Senate
96th General Assembly

Today I return Senate Bill 1905 with my specific recommendations for change. I appreciate the hard work of the sponsors and the Task Force on Health Planning Reform in passing this monumental bill and for the opportunity to further their efforts with this amendatory veto.

Since the task force completed its work, our State's budget deficit has grown. In the midst of this unprecedented crisis, we all must work together to limit State spending and eliminate waste and inefficiencies in government. We cannot, at a time when we are confronted with the possibility of furloughs and pay cuts for existing state employees, expand government any further than is necessary. This amendatory veto preserves the substantive reforms recommended by the General Assembly and the task force but minimizes the fiscal impact on our State.

The Board is scheduled to sunset tomorrow. With the cooperation of the General Assembly, we can adopt these aggressive reforms and insure that there is not a lapse in the Board's operations. It is essential that this bill be approved by the General Assembly today so that I can certify the changes prior to the sunset of the Board.

Therefore, pursuant to Article IV, Section 9(e) of the Illinois Constitution of 1970, I hereby return Senate Bill 1905, entitled "AN ACT concerning State government.", with the following specific recommendations for change:

on page 33, line 17, by deleting "The members shall include a"; and

on page 33, by deleting lines 18 through 24; and

on page 37, by replacing lines 10 through 14 with "(g) The State Board, through the Chairman, shall"; and

on page 65, by replacing line 8 with "Health Facilities and Services Review Board Illinois Health Facilities Planning Board on a form prescribed"; and

on page 78, line 22, by replacing "subsections (a-15) and" with "subsections (a-10) and".

With these changes, Senate Bill 1905 will have my approval. I respectfully request your concurrence.

Sincerely,

PAT QUINN
Governor

MOTION

I move to accept the specific recommendations of the Governor as to Senate Bill 1905 in manner and form as follows:

AMENDMENT TO SENATE BILL 1905

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1905 on page 33, line 17, by deleting "The members shall include a"; and

on page 33, by deleting lines 18 through 24; and

on page 37, by replacing lines 10 through 14 with "(g) The State Board, through the Chairman, shall"; and

on page 65, by replacing line 8 with "Health Facilities and Services Review Board Illinois Health Facilities Planning Board on a form prescribed"; and

on page 78, line 22, by replacing "subsections (a-15) and" with "subsections (a-10) and".

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Acevedo was removed as principal sponsor, and Representative Brauer became the new principal sponsor of HOUSE RESOLUTION 520.

AGREED RESOLUTIONS

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

HOUSE RESOLUTION 507

Offered by Representative Durkin:
Congratulates Warren "Chip" Johnson on his retirement as Darien School District #61 School Superintendent.

HOUSE RESOLUTION 508

Offered by Representative May:
Congratulates Ira Weinstein of Glencoe on the occasion of his 90th birthday.

HOUSE RESOLUTION 509

Offered by Representative D'Amico:
Congratulates Captain John Farrell on the occasion of his retirement from the Chicago Police Department and recognizes his many years of faithful service to the citizens of this State.

HOUSE RESOLUTION 510

Offered by Representative Berrios:
Congratulates United States Second Circuit Court of Appeals Judge Sonia Sotomayor on the occasion of being nominated to serve as an Associate Justice of the United States Supreme Court by President Barack Obama.

HOUSE RESOLUTION 511

Offered by Representative Berrios:
Honors Child's Play Touring Theatre for its outstanding work with children in the City of Chicago, the State of Illinois, and throughout the nation.

HOUSE RESOLUTION 512

Offered by Representative Hoffman:
Congratulates the members of Plumbers and Gasfitters U.A. Local 360 in Collinsville on the occasion of the local's 100th anniversary.

HOUSE RESOLUTION 513

Offered by Representative Chapa LaVia:
Congratulates the congregation of the Main Baptist Church in Aurora on the occasion of the church's 142nd anniversary.

HOUSE RESOLUTION 514

Offered by Representative Chapa LaVia:
Congratulates Larry Allport on the occasion of his retirement after many years of service to Plumbers & Pipefitters Local 501 in Aurora.

HOUSE RESOLUTION 515

Offered by Representative Chapa LaVia:
Congratulates Mary Lou Chapa on the occasion of being named the grand marshal for Aurora's Fourth of July parade.

HOUSE RESOLUTION 516

Offered by Representative Acevedo:
Mourns the death of Officer Alex Valadez of the Chicago Police Department.

HOUSE RESOLUTION 518

Offered by Representative Holbrook:
Mourns the death of Franklin Barnett Jr. of Scott Air Force Base.

HOUSE RESOLUTION 519

Offered by Representative Beiser:
Congratulates Greg DeCoursey on the occasion of his retirement as head baseball coach of Marquette Catholic High School.

HOUSE RESOLUTION 520

Offered by Representative Brauer:
Mourns the death of John Schaive of Springfield.

HOUSE RESOLUTION 521

Offered by Representative Pihos:
Congratulates the staff and administration of on being named one of the 2009 Thomson Reuters 100 Top Hospitals.

HOUSE RESOLUTION 522

Offered by Representative Bellock:
Congratulates Phil Smith on his retirement from the DuPage County Board.

HOUSE RESOLUTION 523

Offered by Representative Currie:
Congratulates Rita T. Picken of Hyde Park on her 90th birthday.

HOUSE RESOLUTION 524

Offered by Representative Osmond:
Congratulates the pastor and congregation of Grace Missionary Church in Zion on the 100th anniversary of the church.

HOUSE RESOLUTION 525

Offered by Representative Osmond:
Congratulates Emmons School Principal Cynthia Vandrush on her retirement.

HOUSE RESOLUTION 526

Offered by Representative Tryon:
Congratulates Thomas Lowe of Crystal Lake on his induction into the Illinois Aviation Hall of Fame.

HOUSE RESOLUTION 527

Offered by Representative Reboletti:
Congratulates David Williams, Itasca Village Administrator, on his retirement.

HOUSE RESOLUTION 528

Offered by Representative Reboletti:
Congratulates the men and women of Itasca Fire Protection District No. 1 as they celebrate the 100th anniversary of the District.

HOUSE RESOLUTION 529

Offered by Representative Myers:
Congratulates the administration and staff of Memorial Hospital in Hancock County on the grand opening of the new hospital facility.

HOUSE RESOLUTION 530

Offered by Representative Smith:
Mourns the death of Illinois Army National Guard Sergeant First Class Paul Smith of East Peoria.

HOUSE RESOLUTION 531

Offered by Representative Graham:
Congratulates the members of Boy Scout Troop 66 in River Forest on the occasion of the Troop's 75th anniversary.

HOUSE RESOLUTION 532

Offered by Representative Graham:
Congratulates Pastor F. Dean Lueking on the occasion of winning the Distinguished Eagle Scout Award from the Boy Scouts of America.

HOUSE RESOLUTION 533

Offered by Representative Durkin:
Congratulates Gary Roth on the occasion of his retirement as an Administrative Assistant to the Clerk of the Circuit Court in DuPage County.

HOUSE RESOLUTION 534

Offered by Representative Bost:
Congratulates DeAnne Lynn Naumann on her retirement from Southern Illinois University in Carbondale.

HOUSE RESOLUTION 535

Offered by Representative Flider:
Congratulates the members of Crime Stoppers of Decatur and Macon County on the occasion of the organization's 25th anniversary.

HOUSE RESOLUTION 536

Offered by Representative Cavaletto:
Mourns the death of Illinois Army National Guard Staff Sergeant Joshua Melton of Germantown.

HOUSE RESOLUTION 537

Offered by Representative Howard:
Congratulates Ms. Dorothy Holley-Turner on receiving the 2009 Alumni of Color Award from the School of Social Service Administration at the University of Chicago.

HOUSE RESOLUTION 538

Offered by Representative Howard:
Congratulates Tonya Long on her retirement from the Chicago Police Department.

HOUSE RESOLUTION 539

Offered by Representative Miller:
Mourns the death of Marcus Alexis.

HOUSE RESOLUTION 540

Offered by Representative McGuire:
Congratulates John Houbolt on the opening of the Apollo/Houbolt Exhibit at the Joliet Area Historical Museum on July 17, 2009.

HOUSE RESOLUTION 542

Offered by Representative McAuliffe:

WHEREAS, The members of the Illinois House of Representatives are saddened to learn of the death of former Illinois State Senator Frederick A. Rupley; and

WHEREAS, Frederick Rupley served the constituents of Illinois' 7th Senate District as a Republican during the 92nd General Assembly; he was also a former Republican committeeman; and

WHEREAS, Frederick Rupley was an avid fisherman and golfer; he was also an avid fan of the Chicago White Sox; and

WHEREAS, Frederick Rupley was preceded in death by his parents, Fred and Helen, and his brother, Ronald; and

WHEREAS, Frederick Rupley was the beloved husband of Jeanette; the devoted father of Michelle (Jim) Demos and Karen; and the cherished "PaPa" of Alyssa, Teddy, and Peter; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn, along with his family and friends, the passing of former Illinois State Senator Frederick A. Rupley; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Frederick Rupley as an expression of our sympathy.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 7:03 o'clock p.m.

ACTION ON VETO MOTIONS

Pursuant to the Motion submitted previously, Representative Dugan moved that the House concur with the Senate in the acceptance of the Governor's Specific Recommendations for Change to SENATE BILL 1905, by adoption of the following amendment:

I move to accept the specific recommendations of the Governor as to Senate Bill 1905 in manner and form as follows:

AMENDMENT TO SENATE BILL 1905
IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1905 on page 33, line 17, by deleting "The members shall include a"; and on page 33, by deleting lines 18 through 24; and on page 37, by replacing lines 10 through 14 with "(g) The State Board, through the Chairman, shall"; and on page 65, by replacing line 8 with "Health Facilities and Services Review Board ~~Illinois Health Facilities Planning Board~~ on a form prescribed"; and on page 78, line 22, by replacing "subsections (a-15) and" with "subsections (a-10) and".

And on that motion, a vote was taken resulting as follows:

110, Yeas; 4, Nays; 0, Answering Present.

(ROLL CALL 4)

The Motion, having received the votes of three-fifths of the Members elected, prevailed and the House concurred with the Senate in the adoption of the Governor's Specific Recommendations for Change.

Ordered that the Clerk inform the Senate.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540 and 542 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

HOUSE JOINT RESOLUTION 68

Representative Currie offered the following resolution:

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two Houses adjourn on Tuesday, June 30, 2009, the House of Representatives stands adjourned until the call of the Speaker; and the Senate stands adjourned until the call of the President.

HOUSE JOINT RESOLUTION 68 was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

Ordered that the Clerk inform the Senate and ask their concurrence.

At the hour of 7:32 o'clock p.m., Representative Currie moved that the House do now adjourn

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 68, the House stood adjourned until the call of the Chair.

STATE OF ILLINOIS
 NINETY-SIXTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 1905
 STATE GOVERNMENT-TECH
 MOTION TO ACCEPT AMENDATORY VETO
 THREE-FIFTHS VOTE REQUIRED
 PREVAILED

June 30, 2009

110 YEAS

4 NAYS

0 PRESENT

Y Acevedo	Y Davis, Monique	Y Jefferson	Y Reis
E Arroyo	Y Davis, William	Y Joyce	Y Reitz
Y Bassi	Y DeLuca	Y Kosel	Y Riley
Y Beaubien	Y Dugan	Y Lang	Y Rita
Y Beiser	Y Dunkin	Y Leitch	Y Rose
Y Bellock	Y Durkin	Y Lyons	Y Ryg
Y Berrios	Y Eddy	E Mathias	Y Sacia
Y Biggins	Y Farnham	Y Mautino	Y Saviano
Y Black	Y Feigenholtz	Y May	Y Schmitz
Y Boland	Y Flider	Y McAsey	N Senger
Y Bost	Y Flowers	Y McAuliffe	Y Smith
Y Bradley	Y Ford	Y McCarthy	Y Sommer
Y Brady	Y Fortner	Y McGuire	Y Soto
Y Brauer	N Franks	Y Mell	Y Stephens
E Brosnahan	Y Fritchey	Y Mendoza	Y Sullivan
Y Burke	Y Froehlich	Y Miller	Y Thapedi
Y Burns	Y Golar	Y Mitchell, Bill	Y Tracy
Y Cavaletto	Y Gordon, Careen	Y Mitchell, Jerry	Y Tryon
Y Chapa LaVia	Y Gordon, Jehan	Y Moffitt	Y Turner
Y Coladipietro	Y Graham	Y Mulligan	Y Verschoore
Y Cole	Y Hamos	Y Myers	Y Wait
Y Collins	Y Hannig	Y Nekritz	Y Walker
Y Colvin	Y Harris	Y Osmond	Y Washington
N Connelly	Y Hatcher	Y Osterman	Y Watson
N Coulson	Y Hernandez	Y Phelps	Y Winters
Y Crespo	Y Hoffman	Y Pihos	Y Yarbrough
Y Cross	Y Holbrook	Y Poe	Y Zalewski
Y Cultra	Y Howard	Y Pritchard	Y Mr. Speaker
Y Currie	Y Jackson	Y Ramey	
Y D'Amico	E Jakobsson	Y Reboletti	

E - Denotes Excused Absence